







WASTE FACILITY PERMIT (WFP) & WFP REVIEW, CERTIFICATE OF REGISTRATION (CoR) & CoR Review APPLICATION FORM

Note: Please be advised that information supplied in this application, including supporting documentation, shall be made available for public inspection at the principal office of Donegal County Council. Furthermore, following the application process, details of your application may be made available to those interested parties under the Freedom of Information Act 2014 and/or the Access to Information on the Environment (AIE) Regulations 2007-2018.

Application Form Contact Details		
Applicant's Name:		
Contact Name:		
Phone No:		
Phone No (Mobile):		
E-mail:		

In order to make the application process as efficient as possible, it may be necessary for Donegal County Council to contact the applicant, or a representative of the applicant, while processing the application. The contact person/s named on the Application Form must have a good knowledge of this application and the details contained within.

Please return completed Application Form, by post (or email) to:

Assistant Waste Regulation Officer Donegal County Council Milford Public Services Centre Main Street Milford Co. Donegal rroarty@donegalcoco.ie

For Office Use Only		
Application Reference Number:		
		Date Received Stamp
Return Number (If Applicable		

In recognition of the EU Plastics Strategy, please do not attach plastic dividers, binders, clips, plastic wrappers etc to Application Form and accompanying documents. Donegal County Council is endeavouring to promote the reduction and elimination of all unnecessary waste.



Table of Contents

FACILITY PERMIT (WFP) & WFP REVIEW, CERTIFICATE OF REGISTRATION R) & CoR Review	i
Contents	
1. GENERAL	2
1.1 Introduction	2
1.2 Pre-Application Recommendations	2
1.3 Guidance on the Application Form	3
1.4 Note re: Freedom of Information (FOI) Act 2014 & Access to Information on the Environment (AIE) Regulations 2007-2018	4
2. WASTE FACILITY PERMIT & CERTIFICATE OF REGISTRATION APPLICATION FORM	
Section A: Type of Application	6
Section B: About the Applicant	8
Section C: About the Facility	. 15
Section D: About the Activity	. 18
Section E: Facility Setting	. 30
Section F: Additional Information	. 33
Section G: Statutory Declaration	. 34
APPENDIX 1 CHECKLIST OF INFORMATION TO BE SUPPLIED WITH APPLICATION	. 36
APPENDIX 2 DISPOSAL AND RECOVERY OPERATIONS AS PER THE THIRD A FOURTH SCHEDULE OF THE WASTE MANAGEMENT ACT 1996 AS AMENDED	
APPENDIX 3 THIRD SCHEDULE PART 1 AND PART 11 OF THE WASTE MANAGEMENT (FACILITY PERMIT AND REGISTRATION) REGULATIONS 20 AS AMENDED	
APPENDIX 4 FOURTH SCHEDULE OF THE WASTE MANAGEMENT (FACILITY PERMIT AND REGISTRATION) REGULATIONS 2007 AS AMENDED	. 46
APPENDIX 5 FIFTH SCHEDULE (FEES) OF THE WASTE MANAGEMENT (FACILITY PERMIT AND REGISTRATION) REGULATIONS 2007 AS AMENDE	
ADDENDING ADDITIONAL CHIDANGE	. 52

General



1. GENERAL

1.1 Introduction

The Application Form is for the following purposes under the Waste Management (Facility Permit and Registration) Regulations S.I No. 821 of 2007, as amended (hereafter referred to as the Regulations):

- (a) The making of an application for a Waste Facility Permit (stipulated under Article 9 of the Regulations); or
- (b) The making of an application for a Review of a Waste Facility Permit (stipulated under Article 31 of the Regulations); or
- (c) The making of an application for a Certificate of Registration (CoR) [stipulated under Article 37 of the Regulations]; or
- (d) The making of an application for a Review of a Certificate of Registration (stipulated under Article 38 of the Regulations)

The contents of an application, and the information to accompany an application, are specified under Article 10 of the Regulations.

1.2 Pre-Application Recommendations

Applicants need to understand that they must be first considered a 'Fit and Proper Person' as per the Regulations, before the granting of any Waste Facility Permit or Certificate of Registration. Further details regarding what constitutes a 'Fit and Proper Person' can be found under Section B:

About the Applicant, B7 to B9 inclusive. It is highly recommended that pre-application consultations/discussions are undertaken by the applicant - including reference to current waste legislation and policy - before a formal submission of any of the above types of applications. These may include:

1.2.1 Consultation with Donegal County Council including:

- 1.2.1.1 Consultation with Local Authority Planning Department: Consultation should take place with Donegal County Council Planning Department, as planning permission or an authorisation exemption must be sought in advance of completing this application. Preapplication consultation also fulfils requirements under the Environmental Impact Assessment (EIA) Regulations, for sites that may require an EIA¹. For more information on EIA, please click on the following links:
 - https://ec.europa.eu/environment/eia/eia-support.htm
 - https://www.epa.ie/our-services/monitoring--assessment/assessment/environmental-impact-assessment/
- 1.2.1.2 Consultation with Local Authority Environment Section: If you need to contact Donegal County Council concerning your application, please email Donegal County Council at

¹ Disposal or recovery activity >25,000 tonnes as per S.I. No.349/1989: European Communities (Environmental Impact Assessment) Regulations, 1989

rroarty@donegalcoco.ie and/or phone Donegal County Council 074 91 53900. A preapplication consultation meeting with Donegal County Council - if considered appropriate - can also be requested by the applicant.

1.2.2 Consultation with the Environmental Protection Agency (EPA) including:

• 1.2.2.1 Article 11 (of the Regulations) request to the EPA: Article 11 is a mechanism by which an applicant can request a determination from the EPA as regards the most appropriate waste authorisation (i.e. Waste Licence, Waste Facility Permit or Certificate of Registration, or none as the case may be) for a proposed activity. If a Local Authority receives an application and has doubts about the appropriate waste authorisation for a proposed activity, the Local Authority can also request a determination from the EPA, in which case the Local Authority may not consider an application they have received, until they have been notified of the Article 11 determination by the EPA. Further clarification about Article 11 is available through the following link:

https://www.epa.ie/our-services/licensing/waste/declaration-on-waste-authorisations-art-11/.

1.2.3 Understanding the legal framework and policy behind any waste authorisations, applicants should:

- 1.2.3.1 Review current Regulations and Waste Management Plans: It is recommended that the applicant familiarise themselves with this Application Form, and corresponding Regulations, before beginning to complete the application. Furthermore, applicants need to be aware of the requirements of the most up-to-date Regional Waste Management Plan and National Hazardous Waste Management Plan, links to which can be found in Appendix 6.
- 1.2.3.2 Understand the key concepts of Ireland's roadmap for a Circular Economy: Applicants should understand the benefits associated with Ireland's Waste Action Plan for a Circular Economy i.e. the use of waste-derived materials as products or what is termed as End-of-Waste (EoW). EoW shifts focus away from waste disposal and looks instead at how resources can be preserved. Please note that if applicants can demonstrate that a waste material they accept can be 'fully recovered' and subsequently used as a 'secondary' resource in place of and fulfils the same role as a non-waste derived or virgin 'primary' resource, then the applicant can apply to the EPA for EoW status. Criteria for EoW status, and the requirements thereunder, are detailed under Article 28 of the European Communities (Waste Directive) Regulations 2011. Further information in relation to EoW is available on the EPA website: https://www.epa.ie/our-services/licensing/waste/end-of-waste-art-28/

1.3 Guidance on the Application Form

- Consistent measurement units must be used throughout the Application Form. For the
 calculation of weight of waste in the absence of a weighbridge please use Table 1 Volume
 to weight conversion factors, which is detailed in <u>Appendix 6</u>.
- Additional attachments may be included to support the application. Attachments must be clearly referenced.

- Documents and information, which must be supplied with the application, are presented as a
 Checklist in <u>Appendix 1</u>. The applicant is advised to complete the checklist before submitting
 the completed Application Form.
- Please submit the original Application Form including all documentation (plus 5 no. of copies), or as specified by Donegal County Council to the Assistant waste Regulation Officer, Milford PSC, Main Street, Milford, Co. Donegal) and/or email Donegal County Council by email (rroarty@donegalcoco.ie).
- Further guidance and relevant links in relation to the application process is further provided in **Appendix 6.**

1.4 Note re: Freedom of Information (FOI) Act 2014 & Access to Information on the Environment (AIE) Regulations 2007-2018

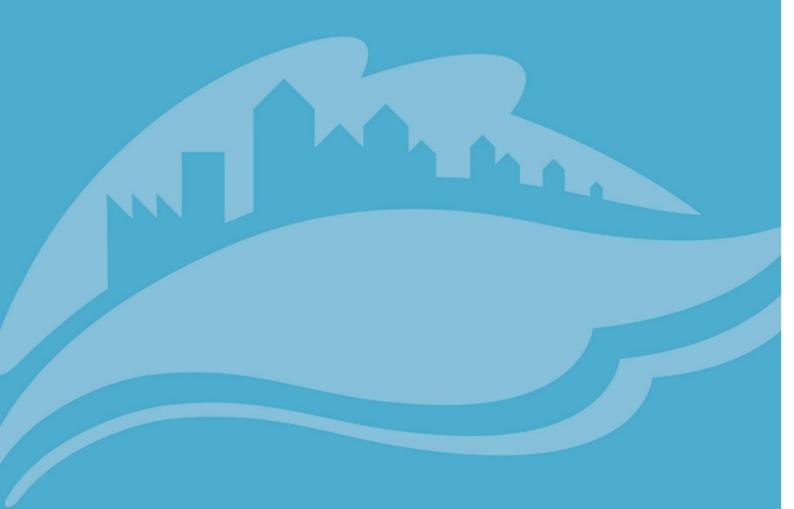
Donegal County Council is subject to the provisions of the FOI Act 2014 and the AIE Regulations 2007-2018.

If you consider that any of the information supplied by you is either commercially sensitive, or confidential in nature, this should be highlighted and the reasons for its sensitivity specified.

In such cases, the relevant material, will, in response to FOI request, be examined in the light of the exemptions provided for in the FOI Act 2014 and the AIE Regulations 2007-2018.



Waste Facility Permit & Certificate of Registration Application Form



2. WASTE FACILITY PERMIT & CERTIFICATE OF REGISTRATION APPLICATION FORM

Section A: Type of Application

Application for a Waste Facility Permit

A.1 Please tick the relevant box to which this application applies (Only one box to be ticked). In instances where the application is for a review of a WFP or CoR, please provide the 'current' Authorisation Number.

	•			
Application for a Review of				
Current Waste Facility Perm	nit Authorisation No.:			
Application for a Certificate				
Application for a Review of a Certificate of Registration				
Current Certificate of Regist	tration Authorisation No.:			
Yes □ No □	ne Consultant's/Agent's name, address and contact of			
Contact Name:				
Address:				
Eircode (if applicable):				
Phone No:				
Phone No (Mobile):				
E-mail:				

A.3 Has pre-application consultation taken place with Donegal Council?

Yes □	No □	
If 'Yes',	, please provide details	

Date of consultation	Local Authority Department	Name of Local Authority Personnel

Section B: About the Applicant

This section relates to the applicant(s) who will be operating the waste facility.

B.1 Full name of applicant(s) [as per Article 10 (1) (a) of the Regulations]

Applicant(s) must be a legal entity (individual, sole trader, partnership or body corporate).

Applicant(s) must b	e a legal entity (individual, sole trader, partnership or body corporate).
Name(s):	
Name(s):	
Name(s):	
B.2 All trade n	ame(s) used or proposed to be used by the applicant(s) [as per
Article 10	(1) (b) of the Regulations]
Trade Name:	
Trade Name:	
Regulation Yes □ No □	
(ii) If 'Yes', ple	ase provide the specified Company Registration or Trade Name asse provide the company number and supply a copy of the appropriate issued by the Companies Registration Office
Company or Trade Name:	
Company Number:	
Document(s)	

<i>res</i> ', please provide t	the names and addresses of all partners:
Name:	
Address:	
Eircode (if applicable):	
Name:	
Address:	
Eircode (if applicable):	
Name:	
Address:	
Eircode (if applicable):	
Regulations] he address of the principal office of the a	If applicant(s) [as per Article 10 (1) (d) & Article 10 (1) (f) of to cipal place of business, or in the case of a body corporate the registered or pplicant(s), and where applicable, the telephone number and e-mail address if different, any address to which correspondence relating to the application
Address:	
Financia (if accellent)	
Eircode (if applicable):	
Tel:	

Contact Name:

• • • • • • •	body corporate please give the name and address of any person who is a mpany Secretary or other similar officer of each body corporate:
Name, address and position:	
State and provide a cop	tin the land [as per Article 10 (1) (c) of the Regulations] by of the proof of the legal interest and permission held by the applicant(s) in proposed facility is located (e.g. leaseholder, owner, tenant, prospective to leaseholders, please provide a copy of the commercial lease registration
Legal Interest/Lease Registration:	
Expiry Date of current Lease Agreement:	
Document(s) Reference:	
Facility Permit to an a proper person'. A 'fit	egal County Council shall not grant a Certificate of Registration or Waste pplicant, unless it is fully satisfied that the applicant is considered a 'fit and and proper person' is defined under Article 5 of the Regulations, and the .7 to B.9 inclusive – are required to be addressed by each applicant.
	victions/Court Order - (Fit and Proper Person) [as per Article Article 10 (1) (ee) of the Regulations]
been convicted of a Environmental Protect	nt, including in the case of a company and/or any officer of that company, n offence under the Waste Management Act 1996 as amended, the tion Agency Act 1992 as amended, the Local Government (Water Pollution) or the Air Pollution Acts 1987 as amended, within the previous 10 years?
Yes □ No □	
the case, nature of the	a supplementary sheet, detailing information in relation to the court hearing, offence and any penalty or requirement imposed by the court. Where there nce to be considered, please use a separate sheet for each offence.
Document(s)	

Reference:

B.7.2 Has the applicant, including in the case of a company and/or any officer of that company, been subject to the terms of any requirement imposed on the applicant by order of the court under the Waste Management Act 1996 within the previous 10 years?
Yes □ No □
If 'Yes', please include a supplementary sheet detailing the terms of any requirement imposed on the applicant by order of the court under the Waste Management Act 1996.
Document(s) Reference:
B.7.3 Where the applicant is a sole trader or partnership, include details of any such conviction or court order where the person or partner was at any time within the last 10 years prior to this application, a Director, Manager, Company Secretary or similar officer for a company.
Document(s) Reference:
B.8 Technical Competence (Fit and Proper Person) [as per Article 10 (1) (cc)]
Please detail the applicant(s) technical knowledge and/or qualifications relevant to the management of a waste facility. Please use a separate sheet if required.
Does the applicant have waste related qualifications?
Yes □ No □
If 'Yes', please provide details below.
Waste Related Qualifications:
Document(s) Reference:

Does the applicant have relevant experience?
Yes □ No □
If 'Yes', please provide details below.
Relevant Experience:
Document(s) Reference:
Any Other Qualifications/Experience etc (complete if necessary):
Document(s) Reference:

B.9 Financial Commitment Discharge (Fit and Proper Person) [as per Article 10 (1) (s) of the Regulations]

B.9.1 Financial Declaration –

All applicants are required to submit a signed declaration stating their financial ability to properly carry out waste handling / storage activity in a manner that will not cause environmental pollution or breach environmental standards.

The following financial declaration is to be completed by a financial representative of the applicant, e.g. company accountant or bank manager, or finance director/manager etc.

Signed Financial Decl	aration		
applicant in carrying	financial commitm out the waste hand s in accordance wit	ents or liabilities that will dling activity to which the	e of the Applicant) is likely to be in a Il be entered into or incurred by the Certificate of Registration or Waste t or in consequence of ceasing to
Signature:		-	
Name (Block Capitals	s):		
Position:			
Financial Institution	(If applicable):		
Date:			
WARNING: As per Article 43 of the Regulations, a person shall not compile information, which he or she knows to be false or misleading in a material respect, or furnish any such information in support of an application or in response to any notice or other document used for the purposes of these Regulations and any person who does so shall be guilty of an offence Please note that an applicant can also submit any non-confidential financial information e.g. company accounts etc. with the declaration in support of the financial declaration.			
Document(s) Reference:			

B.9.2 Proof of Tax Clearance

Reference:

A copy/proof of current tax clearance/C2 certificate issued to the applicant by the Revenue Commissioners or, where the applicant is ordinarily resident outside the State, an appropriate certificate from the relevant tax authorities.

To allow Donegal Council check your tax clearance status please provide a valid Tax Clearance Access Number (TCAN) and, either a valid Tax Reference Number or a valid Personal Public Service Number (PPSN).

TCAN No:	
Tax Reference No:	
PPSN No:	
	CAN is provided after successful application for Tax Clearance online and LA Name s number to verify the tax clearance status of the applicant.
	t has been provided with a Tax Clearance Certificate instead of TCAN has a copy of ertificate been included with application?
Yes □ No □	
Document(s)	

Section C: About the Facility

C.1 The location or postal address of the facility to which the application relates [as per Article 10 (1) (g) of the Regulations]

Address:	
Townland:	
Eircode (if applicable):	
National Grid Reference for centre of site	
(X Coordinates, Y Coordinates)	

C.2 Site Location Map and Layout Plans [as per Article 10 (1) (k) of the Regulations]

The following details must be included:

Five (5) copies of the appropriate plans and maps - 1:2500 - relating to the facility including:

- Site location map including:
 - Clearly marked site boundaries in red
 - Orientation of North Point
 - Ordnance survey reference sheet number(s)
 - The site elevation with reference to the ordnance datum
 - Locations of the notice erected or fixed in accordance with <u>Article 8</u> (new WFP applications)
- **Proposed site layout plan** including dimensions, clear delineation of the site boundaries, orientation of North point and details of (where applicable):
 - Site entrance
 - Waste storage area(s)
 - Waste treatment area(s)
 - Waste inspection area(s)
 - · Waste Quarantine area
 - Site drainage, including oil interceptor and/or silt trap (if installed)

- Site refuelling areas(s) if any
- Site office
- Weighbridge (if present)
- Traffic flow
- Nature of surfacing within the permitted facility
- Emission points as per <u>Section D.11</u> (including a key to allow clear identification of these points)
- Sampling/monitoring points as per <u>Section D.12</u> (including a key to allow clear identification of these points)

Note: Separate drawings can be submitted to show various required elements

C.3 Planning Permission and Planning Authority [as per Article 10 (1) (t) of the Regulations]

State the planning permission or planning application number (whichever is applicable at the time of submission of the application) for the facility, along with the name of the planning authority who issued it. If a certificate/declaration of exemption applies, please state this and provide a copy of the certificate/declaration of exemption.

Planning Permission Number(s):	
Planning Application Number (s):	
Planning Permission Expiry Date:	
Local Authority:	
Document(s) Reference:	

C.4 Operating Hours [as per Article 10 (1) (cc) of the Regulations]

What are the proposed operating hours of the facility?

Weekdays:	
Weekend - Saturday:	
Weekend - Sunday:	
Bank/Public Holidays:	
Are the above proposed operating	
hours in compliance with the	
facility's planning permission?	

Weekdays:		
Weekend - Saturda	y:	
Weekend - Sunday	:	
Bank/Public Holida	ys:	
Are the above prop		
		rticle 10 (1) (v) of the Regulations] management system (including queuing).
Document(s) Reference:		
	f the facility [as per Article 10 ed lifetime, in years, of the facility or	
		on (if appropriate) [as per Article 10
(1) (u) of t	he Regulations]	
	ed what type of authorisation (Waste ty requires? (Refer to <u>Section 1.2</u> ab	Facility Permit or Certificate of Registration) ove)
′es □ No □		
f <i>'Yes'</i> , please encl	ose a copy of this declaration.	
Document(s) Reference:		

Section D: About the Activity

Regulations]

D.1 Description of the waste activity [as per Article 10 (1) (j) of the Regulations]

_	
	nmental Impact Assessment (EIA) required for this activity? [0 (1) (cc) of the Regulations]
per Article 1	
per Article 1	
per Article 1 es No No Pres', please enclo	0 (1) (cc) of the Regulations]
per Article 1 es □ No □ Yes', please enclo	0 (1) (cc) of the Regulations]
per Article 1 es No Yes', please enclo ocument(s) eference:	ose a copy of the Environmental Impact Assessment Report (EIAR).
per Article 1 s No O Yes', please enclo ocument(s) eference:	ose a copy of the Environmental Impact Assessment Report (EIAR). on on EIARs please click on following link:
per Article 1 es No C Yes', please enclo ocument(s) eference: r more information eps://www.epa.ie	ose a copy of the Environmental Impact Assessment Report (EIAR).

(i) Disposal and Recovery Operations as per the Third and Fourth Schedules of the Waste Management Act 1996 as amended (see Appendix 2), and

Identify the class or classes of activity that will take place at the facility, in accordance with:

(ii) Classes of Activity subject to waste facility permit application to a Local Authority as per Part I of the Third Schedule of the Regulations (see Appendix 3), or

(iii) Classes of Activity subject to certificate of registration application to a Local Authority or the Agency as per Part II of the Third Schedule of the Regulations (see Appendix 3)

Where two or more activities are carried out at the facility, identify the principal activity as per the Regulations. Please use a separate sheet if required.

Disposal Operation amended (see App	is - where applicable - as per the Third Schedule of the Waste Management Act 1996, as endix 2)
Insert Class Number:	Insert Class Description
Example: D13	Blending or mixing prior to submission to any of the operations numbered from D 1 to 12 (if there is no other D code appropriate, this can include preliminary operations prior to disposal including pre-processing such as, amongst others, sorting, crushing, compacting, pelletising, drying, shredding, conditioning or separating prior to submission to any of the operations numbered D1 to D12)
Recovery Operation Appendix 2)	ns as per the Fourth Schedule of the Waste Management Act 1996, as amended (see
Insert Class Number:	Insert Class Description

Classes of Activity subject to <u>Waste Facility Permit application</u> to a Local Authority as per Part I of the Third Schedule of the Regulations (<u>see Appendix 3</u>)		
Insert Class Number:	Insert Class Description	
Principal Activity:		
Document(s) Reference:		

Insert Class Number:	Insert Class Description		
Principal Activity:			
Document(s) Reference:			
4 Waste Volu	mes [as per Article 10 (1) (m) (ii) of the Regulati	ons]
the following, wheThe lifeThe toDays o	ere relevant: etime tonnage for WFP Classe nnage of residual waste for W f storage for CoR Classes 1 & 1	FP Classes 7 & 10 and CoR Clas	ses 7 & 10
•Class	Upper Threshold as per Third Schedule <u>(see</u> <u>Appendix 3)</u>	Proposed Quantity: Units:*	
•Class	Third Schedule (see		annum/over lifetime/a
•Class	Third Schedule (see		State time period i.e. per annum/over lifetime/at one time
•Class	Third Schedule (see		annum/over lifetime/a
•Class	Third Schedule (see		annum/over lifetime/a
* Please state unit	Third Schedule (see Appendix 3) ts used, which may be tonnes,		annum/over lifetime/at one time its dependent upon

Document(s) Reference:

D.5 Waste Types [as per Article 10 (1) (m) (i) of the Regulations]

State below the waste types and quantities to be handled at the facility.

LoW Code (6 digits)	Waste Description	Quantity (Applicant to specify i.e. tonnes, cubic metres or number of units)	State time period i.e. per annum/over lifetime/at any one time

To see the current List of Waste (LoW) code(s), please click on following link:

 $\frac{https://www.epa.ie/publications/monitoring--assessment/waste/national-waste-statistics/2019--full-template.pdf$

D.6 Improvement or development of land [as per Article 10 (1) (x) and Article 10 (1) (cc) of the Regulations]

Does the proposed	activity involve t	he improvement o	or development of land?

Yes □ No □

If 'Yes', please supply details in relation to the following:

- The existing topography of the area in question (including clearly labelled photographic imagery of the site from North, South, East, West viewpoint)
- The proposed final profile and topography of the area in question including a cross sectional drawing
- · Average and maximum depth of fill
- Facility closure plan
- Purpose of fill (landscaping, engineering, etc,)
- Supporting statement as to the purpose of the placement of waste on land from agricultural advisor, engineer, landscape architect or other technical expert. If necessary, some of this information may be supplied in drawing plan form.

Document(s)	
Reference:	

D.7 Waste Processes [as per Article 10 (1) (n) of the Regulations]

Please describe the plant, methods, processes, and operating procedures for all activities undertaken at the facility.

	andertaken at the n	aciiicy.
I	f necessary continu	e onto additional sheets, ensuring that all sheets are numbered and labelled.
•		
•		
•		
•		
•		
•		
•		
•		
•	Document(s) Refere	ence:
(Regulations] Detail how the types	raste types and quantities [as per Article 10 (1) (m) (ii) of the s and quantities of waste accepted will be accurately recorded. If any estimation rs are to be applied please detail these. Please refer to Appendix 6 for estimating
	Waste Types and Quantities:	
D.		[as per Article 10 (1) (ff) of the Regulations] olve the treatment of Food Waste?
	Yes □ No □	
	accordance with th	oly details of how the applicant intends to manage food waste collected in ne Waste Management (Food Waste) Regulations 2009, as amended, or as the suropean Union (Household Food Waste and Bio-Waste) Regulations 2015, as
	Document(s) Reference:	

D.10 Waste Acceptance I	Procedures [as ner Article	10 (1)	(ff) of the	Regulations
Dito Waste Acceptance i	I OCCUMICS I	do per / li tiere	TO (T)	till Ol tile	I C S G G G G G G G G

What are the waste acceptance procedures that will be established and applied at the facility? Include details of what will happen with wastes that do not comply with the acceptance criteria - quarantine or rejection - such as removal of these wastes off-site.
quartantine of rejection such as removal of these wastes on site.
Is the application for a new and/or review of a Soil Recovery Facility? (as per Class 5 of the Third Schedule of the Regulations)
Yes □ No □
If 'Yes', please supply details in relation to the acceptance of 'non-greenfield soil and stone' ² waste only i.e. proposed site specific maximum concentrations and/or soil trigger levels for relevant contaminants in non-greenfield soil and stone, to be accepted at the facility, for agreement with Donegal County Council. Further guidance in relation to the methodology for developing site specific trigger levels is set out in the EPA guidance entitled 'Guidance on waste acceptance criteria at authorised soil recovery facilities', which can be accessed through the following link:
https://www.epa.ie/publications/complianceenforcement/waste/Guidance-on-Waste-
Acceptance-Criteria-at-Authorised-Soil-Recovery-Facilities.pdf
Document(s) Reference:

² **Greenfield soil and stone:** Soil and stone from land that has not been previously developed and is not contaminated soil and stone **Non-greenfield soil and stone:** Soil and stone that is not greenfield soil and stone

D.11 Emissions from the Facility [as per Article 10 (1) (o) of the Regulations]

Will the facility create any emissions to air (including dust and odour), water, land, sewer and/or will the facility create any noise emissions?
Yes □ No □
If 'Yes', please detail each source, location and nature (type), and if available any information on composition, quantity, level and rate of these emissions. State whether the emissions will be continuous or periodic and if periodic please give details.
If necessary, continue onto additional sheets, ensuring that all sheets are numbered and labelled.
Source(s) e.g. operational practice(s), waste storage, waste handling, interceptor
Location(s) of the source(s)
Nature (type) e.g. emissions to air (including dust and odour), water, land, sewer and noise emissions
Details of emissions e.g. continuous or periodic. If periodic please give details.
Document(s) Reference:

Please note that in instances where there are potential discharges to waters (other than storm water), then authorisations may be required under the Local Government Water Pollution Act 1977, as amended. Similarly, where there are potential emissions to air, then authorisations may be required under the Air Pollution Act 1987, as amended. These authorisations may be required prior to this application process and/or delay the grant of a Waste Facility Permit/CoR.

If you require further information, please email Donegal County Council at rroarty@donegalcoco.ie and/or phone Donegal County Council 074 91 53900.

D.12 Monitoring Emissions at Source/Ambient Monitoring of Emissions [as per Article 10 (1) (p) of the Regulations]

Details of proposed sampling/monitoring points for any emission(s)		
Details of the proposed arrangements for the monitoring of emissions		
Details of the proposed arrangements for the monitoring of the environmental consequences of any such emissions		
Document(s) Reference:		

Include on the site layout plan (<u>Section C.2</u>) details of the sampling/monitoring point(s), including a key to allow clear identification of these points.

D.13 Minimising environmental impact of emissions [as per Article 10 (1) (gg) of the Regulations]

What are the likely environmental impacts of these emissions? Include details of how these emissions will be minimised to prevent the following:

- Adverse environmental impact i.e. contaminated water
- Litter
- Dust
- Odour
- Noise

If necessary, continue onto additional sheets	s, ensuring that al	l sheets are	numbered a	and la	abelled.

Document(s) Reference:		

D.14 Housekeeping [as per Article 10 (1) (q) and Article 10 (1) (hh) of the Regulations]

What are the existing or proposed measures to prevent unauthorised or unexpected emissions from the facility and to minimise the impact on the environment of any such emissions, including emergency measures for incidents such as spillages and unexpected noise emissions i.e. Emergency Response Procedure, Safety Statement (incl. Fire) etc.

If necessary, continue onto additional sheets, ensuring that all sheets are numbered and I	labelled.
Document(s) Reference:	
Describe the existing and proposed measures to be taken for pest and nuisance control (filles, birds and rodents)	or example,
Document(s) Reference:	
0.15 Litter abatement at the Facility [as per Article 10 (1) (gg) of the Reg	gulations]
Provide details of the proposed measures to be taken to prevent litter at the facility.	
If necessary, continue onto additional sheets, ensuring that all sheets are numbered and I	labelled.

Document(s) Reference:

D.16 Facility Security [as per Article 10 (1) (gg) of the Regulations]

Provide details of the existing or proposed on-site security measures, including details of how unauthorised disposal of waste at the facility will be prevented.
If necessary, continue onto additional sheets, ensuring that all sheets are numbered and labelled.
Document(s) Reference:
Document(s) Reference.
D.17 Other Procedures [as per Article 10 (1) (cc) of the Regulations]
Provide details of any other existing or proposed operational procedures on site, not already covered [(for example Environmental Management System (EMS), environmental reporting procedures such as environmental monitoring, drainage maintenance procedures etc.)].
If necessary, continue onto additional sheets, ensuring that all sheets are numbered and labelled.
Document(s) Reference:
D.18 Arrangements for the off-site recovery or disposal of wastes [as per Article 10 (1) (bb) of the Regulations]
Provide a description of any proposed arrangements for the onward transport of waste from the facility. Include the site name and permit/licence number of the site(s) being proposed to be used to receive such waste.
Document(s) Reference:

D.19 Animal By-Products [as per Article 10 (1) (w) of the Regulations]

Does the facility bid 1774/2002 ³ (as amen	ologically treat animal by-products within the meaning of Regulation (EC) ded)?
Yes □ No □	
• • • • • • • • • • • • • • • • • • • •	y details of any application made to the Minister for Agriculture, Food and the authorisation for the facility.
Document(s) Reference:	

³ Regulation (EC) No 1774/2002 of the European Parliament and of the Council of 3 October 2002 laying down health rules concerning animal by-products not intended for human consumption

Section E: Facility Setting

E.1 Proximity to European sites [as per Article 10 (1) (x) of the Regulations]

Is the proposed facility located in, or adjacent to, or impinging upon any European sites [(for example Special Areas of Conservation (SAC's) or Special Protection Areas (SPA's)]?

Site Designation	Yes	No
Select 'Yes', if the proposed facility is either located in, adjacent to or impinging upon European sites (within 15km)		
Select 'No', if the proposed facility is not located in, adjacent to or impinging upon European sites (outside 15km)		
Special Area of Conservation (SACs)		
Special Protection Area (SPAs)		

If the applicant has answered 'Yes' to any of the options detailed above, please detail the site/s and identify on a map their location, relative to site of the facility.

Affected Sites:	
Document(s) Reference:	

Further information in relation to European sites is available on the National Parks and Wildlife Service website at https://www.npws.ie/maps-and-data.

Please note that Donegal County Council, as part of the assessment of this application, will undertake an Appropriate Assessment (AA) screening. If the site is screened 'in' for AA, Donegal County Council may require the applicant to furnish a Natura Impact Statement (NIS) prior to undertaking an AA.

E

.2 Water Catchment [as per Article 10 (1) (aa) of the Regulations]
Is the site located in the immediate catchment of a water course? ⁴
Yes □ No □
If 'Yes', please supply details of any flood studies undertaken to ensure that the potential for increased run-off or contamination of the watercourse is adequately mitigated.

but does not include a sewer

⁴ Local Government (Water Pollution) Act, 1977 defines "waters" to include the following:

⁽a) any (or any part of any) river, stream, lake, canal, reservoir, aquifer, pond, watercourse or other inland waters, whether natural or artificial,

⁽b) any tidal waters, and

⁽c) where the context permits, any beach, river bank and salt marsh or other area which is contiguous to anything mentioned in paragraph (a) or (b), and the channel or bed of anything mentioned in paragraph (a) which is for the time being dry,

E.3 Land Use [as per Article 10 (1) (cc) of the Regulations]

Please provide details of the following:

Current use of the land:	
Historic Use of the Land:	
Condition of the land (for example contamination):	
Adjacent land use:	North:
	South:
	East:
	West:
E.4 Correspondence v	vith relevant Minister/National Parks and Wildlife
Service [as per Art	cicle 10 (1) (z) of the Regulations]
Minister for Environment,	discussions or correspondence which have taken place with the relevant Climate and Communications and/or relevant Minister for Housing, Local and/or the National Parks and Wildlife Service.
Government and Heritage (and of the National Larks and Whalle Service.

E.5 Biodiversity [as per Article 10 (1) (y) of the Regulations]

"Biological diversity" or "Biodiversity" means the variability among living organisms from all sources including, inter alia, terrestrial, marine and other aquatic ecosystems and the ecological complexes of which they are part of⁵. Any proposed plan or project, for example a waste facility, must take into consideration the possible effects it has on biodiversity, in combination with other plans and projects.

The types of habitats that are located on, or adjacent to the waste facility site, will give an indication of the overall biodiversity of the site. Please tick as appropriate:

Brownfield	River	
Coastal	Sand Dune	
Grassland	Stream	
Lake	Wetland	
Pond	Woodland	
<20% Vegetation ⁶	If 'Other' (Please	
	describe Habitat)	

Please note that an applicant can also submit any supplementary information in relation to biodiversity, to support the application i.e. relevant biodiversity surveys etc.

Document(s)		
Reference:		

⁵ Taken from 'National Biodiversity Action Plan 2017-2021, as defined by the United Nations Convention on Biological Diversity (CBD)

i.e. Built environment

Section F: Additional Information

F.1 Additional Information (as pe	er Article 10 (1) (cc) of the Regulations
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in making its deci	nal information, which the applicant feels may be required by the Local Authority sion and/or any information identified as part of pre-application consultation, this defense here. Supporting documents may be provided.
nould be include	ed here. Supporting documents may be provided.
Document(s) Refe	rence:
= 2 Additions	Linformation for applicants applying for a Cortificate of
	I information for applicants applying for a Certificate of n [as per Article 6 (2) (c) & Article 10 (1) (cc) of the Regulations]
nogioti atto	Telas per virtuele a (2) (e) a virtuele 10 (1) (es) at the negatiations
out in Article 6 (2	measures proposed to enable the applicant to comply with the requirements se (c) and the Fourth Schedule of the Regulations (see Appendix 4), or a statemen uch measures are not deemed necessary

Section G: Statutory Declaration

I declare that the information given in the applic	cation	
by ⁷		
of ⁸		
for the purpose of obtaining a Waste Facility Pe appropriate) is correct, and that no informa application has been omitted.	_	
I make this solemn declaration conscientiously Statutory Declarations Act 1938 as amended.	believing the same to be true and by	y virtue of the
I authorise Donegal County Council to make an necessary for the purpose of determining this a 1988 to 2018. I consent to the disclosure of deta Article 10 of the Waste Management (Facility) P	pplication and, pursuant to the Data Fils of convictions for relevant offences s	Protection Acts
Signature(s) ⁹ :	Name (Block Capitals):	
Declared before me at ¹⁰	this	day
of,, 20		
Signature of Witness:		
Occupation:	_	
Date:		
WARNING: As per Article 43 of the Regulations, she knows to be false or misleading in a materia of an application or in response to any notice Regulations and any person who does so shall be	I respect, or furnish any such informati or other document used for the purpo	on in support

Insert full name of the applicant (legal entity)i.e Sole Trader / Partnership / Company.

Insert address of the principal place of business.
 To be signed by the applicant, each partner in the case of a partnership, each director in the case of a company.
 To be witnessed by a Solicitor/Commissioner of Oaths/Notary Public/Peace Commissioner/Garda Siochána.



Appendices



APPENDIX 1 CHECKLIST OF INFORMATION TO BE SUPPLIED WITH APPLICATION

Information required	Included
Fully completed Application Form – 5 Hard Copies and/or Electronic Copy – Section 1.3.	
One (1) copy of the relevant page from the newspaper(s) in which <u>notices in accordance with</u> <u>Articles 7 and 8 of the Regulations</u> (new WFP applications) <u>or notices in accordance with</u> <u>Article 34 of the Regulations</u> have been published <u>(review WFP Applications)</u> .	
One (1) copy of the text of the notices erected or fixed in <u>accordance with Articles 7 and 8 of the Regulations</u> must also be supplied (new WFP applications).	
Where applicable, a copy of proof of the company registration and trade name must be supplied i.e. a copy of the Certificate of Incorporation and/or Certificate of Registration of Business Name – Section B.3.	
Proof of the interest held by the applicant in the land e.g. copy of the Land Registry Folio or copy of the Lease Agreement or letter from the applicant's solicitor – Section B.6.	
Details of any court hearing, case, nature of the offence and any penalty or requirements imposed by the court under the Waste Management Act 1996 as amended, the Environmental Protection Agency Act 1992 as amended, the Local Government (Water Pollution) Act 1977 as amended, or the Air Pollution Acts 1987 as amended, within the previous 10 years – Section B.7.	
Where the applicant is a person or partnership, include details of any such conviction where the person or partner was at any time within the last 10 years prior to this application, a director, manager, company secretary or similar officer for a body corporate — Section B.7.	
Original signed Financial Commitment Discharge Declaration, signed by the applicant's Bank Manager or Accountant – <u>Section B.9.</u>	
Evidence of the applicant's compliant tax status from Revenue i.e. Tax Clearance Certificate – Section B.9.	
Five (5) copies of site location plan, as detailed in Section C.2	
Five (5) copies of proposed site layout as detailed in Section C.2	
A copy of the granted planning permission, or if applicable copy of the Certificate of Exemption issued by the relevant planning authority – <u>Section C.3.</u>	
Environmental Impact Assessment Report (if applicable) – <u>Section D.2.</u>	
Details in relation to the improvement or development of land (if applicable) – <u>Section D.6</u>	
Details of existing or proposed measures to prevent unauthorised or unexpected emissions from the facility i.e. Emergency Response Procedure, Safety Statement etc - Section D.14.	
Original signed Statutory Declaration, signed in the presence of a Solicitor / Commissioner of Oaths / Notary Public / Peace Commissioner / Garda Síochána – Section G.	

APPROPIATE FEES – email Donegal County Council for payment details.			
The correct application fee in accordance with Article 42 of the Regulations and as specified in the Fifth Schedule of the Regulations (see Appendix 5).			
Application for a Waste Facility Permit:			
• Class 5, 6 and 7 = €2,000			
• All other Activities = €1,000			
Application for a review of a Waste Facility Permit:			
• Class 5,6 and 7 = €1,000			
• All other Activities = €500			
 Minor changes not requiring a full review = €100 			
Application for a Certificate of Registration:			
• Class 5, 6, 7 and 10 = €600			
• All other Activities = €300			
Application for a review of Certificate of Registration:			
• Class 5, 6, 7, and 10 = €300			
• All other Activities = €150			
 Minor changes not requiring a full review = €100 			
Upon grant of a waste facility permit the applicant will be required to pay to Donegal County Council:			
A monitoring fee, to be determined by Donegal County Council, to cover the cost associated with monitoring of the facility over the lifetime of the permit [as per Article 44 (2) (b) of the Regulations]			
The applicant is also required to put in place, depending on the nature and scale of the activity:			
A financial security or a bond i.e. cash deposit (the level of which will depend on the nature and extent of the activity to be carried out on site), to be determined by Donegal County Council. If a cash deposit is deemed necessary it will be required to be put in place upon grant of the permit [as per Article 19 (1) (h) of the Regulations]			

APPENDIX 2 DISPOSAL AND RECOVERY OPERATIONS AS PER THE THIRD AND FOURTH SCHEDULE OF THE WASTE MANAGEMENT ACT 1996 AS AMENDED

THIRD SCHEDULE

Disposal Operations

- D 1 Deposit into or on to land (e.g. landfill, etc.)
- D 2 Land treatment (e.g. biodegradation of liquid or sludgy discards in soils, etc.)
- D 3 Deep injection (e.g. injection of pumpable discards into wells, salt domes or naturally occurring repositories, etc.)
- D 4 Surface impoundment (e.g. placement of liquid or sludgy discards into pits, ponds or lagoons, etc.)
- D 5 Specially engineered landfill (e.g. placement into lined discrete cells which are capped and isolated from one another and the environment, etc.)
- D 6 Release into a water body except seas/oceans
- D 7 Release to seas/oceans including sea-bed insertion
- D 8 Biological treatment not specified elsewhere in this Schedule which results in final compounds or mixtures which are discarded by means of any of the operations numbered D 1 to D 12
- D 9 Physico-chemical treatment not specified elsewhere in this Schedule which results in final compounds or mixtures which are discarded by means of any of the operations numbered D 1 to D 12 (e.g. evaporation, drying, calcination, etc.)
- D 10 Incineration on land
- D 11 Incineration at sea (this operation is prohibited by EU legislation and international conventions)
- D 12 Permanent storage (e.g. emplacement of containers in a mine, etc.)
- D 13 Blending or mixing prior to submission to any of the operations numbered from D 1 to 12 (if there is no other D code appropriate, this can include preliminary operations prior to disposal including pre-processing such as, amongst others, sorting, crushing, compacting, pelletising, drying, shredding, conditioning or separating prior to submission to any of the operations numbered D1 to D12)
- D 14 Repackaging prior to submission to any of the operations numbered D 1 to D 13
- D 15 Storage pending any of the operations numbered D 1 to D 14 (excluding temporary storage (being preliminary storage according to the definition of 'collection' in section 5(1)), pending collection, on the site where the waste is produced).]

FOURTH SCHEDULE

Recovery Operations

- R 1 Use principally as a fuel or other means to generate energy
- R 2 Solvent reclamation/regeneration
- R 3 Recycling/reclamation of organic substances which are not used as solvents (including composting and other biological transformation processes), which includes gasification and pyrolisis using the components as chemicals
- R 4 Recycling/reclamation of metals and metal compounds
- R 5 Recycling/reclamation of other inorganic materials, which includes soil cleaning resulting in recovery of the soil and recycling of inorganic construction materials
- R 6 Regeneration of acids or bases
- R 7 Recovery of components used for pollution abatement
- R 8 Recovery of components from catalysts
- R 9 Oil re-refining or other reuses of oil
- R 10 Land treatment resulting in benefit to agriculture or ecological improvement
- R 11 Use of waste obtained from any of the operations numbered R 1 to R10
- R 12 Exchange of waste for submission to any of the operations numbered R 1 to R 11 (if there is no other R code appropriate, this can include preliminary operations prior to recovery including pre- processing such as, amongst others, dismantling, sorting, crushing, compacting, pelletising, drying, shredding, conditioning, repackaging, separating, blending or mixing prior to submission to any of the operations numbered R1 to R11)
- R 13 Storage of waste pending any of the operations numbered R 1 to R 12 (excluding temporary storage (being preliminary storage according to the definition of "collection" in section 5(1)), pending collection, on the site where the waste is produced).

APPENDIX 3 THIRD SCHEDULE PART 1 AND PART 11 OF THE WASTE MANAGEMENT (FACILITY PERMIT AND REGISTRATION) REGULATIONS 2007 AS AMENDED

NOTE:

The original Third Schedule contained in the Waste Management (Facility Permit and Registration) Regulations 2007, as amended has not been amended to take account of amendments to Regulations referred to within the Schedule.

The following schedule contains the Regulations applicable at the date of the publication

THIRD SCHEDULE PART I

CLASSES OF ACTIVITY SUBJECT TO WASTE FACILITY PERMIT APPLICATION TO A LOCAL AUTHORITY

Article 6

The carrying on by a person (other than a local authority) at a facility (other than a facility located in whole or in part in an area which is not within the functional area of a local authority) of any of the following activities, provided that —

- (a) the activity is not an activity which is carried on adjacent to, a facility at which a licensable activity is being carried on by the same legal entity, and
- (b) In the cases of Class 5 and Class 6 the upper limits on the amount of waste, which may be accepted, shall relate to
 - (i) the total quantity of waste which has been received and is proposed to be accepted at the facility at any time, or
 - (ii) in the case of an activity which is carried on in, on or adjacent to, a facility at which a waste-related activity is being carried on which is the subject of a waste facility permit or certificate of registration, the total quantity of waste which has been received at both the facility itself and all such facilities at any time.

CLASS NO.	DESCRIPTION	
1.	The reception and temporary storage, pending collection, other than by a local authority, where not otherwise regulated by a waste licence or certificate of registration, or exempted in accordance with the provisions of Regulation 42 of the European Union (Waste Electrical and Electronic Equipment) Regulations 2014 (S.I. No. 149 of 2014) of –	
	(1) household hazardous waste (other than WEEE and mercury containing waste or used batteries and accumulators) at a civic amenity facility, recycling centre or central collection point, where annual intake shall not exceed -	
	(i) in the case of liquid waste, 100,000 litres, (ii) in the case of non-liquid waste, 100 tonnes	
	(2) WEEE at any premises	
	for the purpose of onward transport and submission to recovery at an authorised facility.	

2.	The Reception, storage (including temporary storage) and recovery of waste vehicles (other than end-of-life vehicles) having regard to the provisions of Regulations 14 and 15 of the European Union (End-of-Life Vehicles) Regulations 2014 (S.I. No. 281 of 2014).		
3.	The reception, treatment and recovery of WEEE (including removal of all fluids and dismantling or disassembly or removal of WEEE substances, preparations and components prior to treatment) in accordance with the provisions of Regulations 20 and 21 of the European Union (Waste Electrical and Electronic Equipment) Regulations 2014 (S.I. No. 149 of 2014). Annual intake shall not exceed 10,000 tonnes per annum.		
4.	The reception, storage and recovery of scrap metal, including scrap metal arising from end-of-life vehicles, waste vehicles (other than end-of-life vehicles) and WEEE where scrap metal from –		
	(1) end-of-life vehicles shall be subject to appropriate treatment and recovery in accordance with the provisions of Regulations 14 and 15 of the European Union (End-of-Life Vehicles) Regulations 2014 (S.I. No. 281 of 2014) prior to acceptance at the scrap metal facility, and as appropriate,		
	waste vehicles (other than end-of-life vehicles) shall be subject to appropriate treatment and recovery having regard to the provisions of Regulations 14 and 15 of the European Union (End-of-Life Vehicles) Regulations 2014 (S.I. No. 281 of 2014) prior to acceptance at the scrap metal facility, and as appropriate,		
	(2) WEEE shall be subject to appropriate treatment and recovery in accordance with the provisions of Regulations 20, 21 and 22 of the European Union (Waste Electrical and Electronic Equipment) Regulations 2014 (S.I. No. 149 of 2014) prior to acceptance at the scrap metal facility.		
5.	Recovery of excavation or dredge spoil, comprising natural materials of clay, silt, sand, gravel or stone and which comes within the meaning of inert waste, through deposition for the purposes of the improvement or development of land, where the total quantity of waste recovered at the facility is less than 200,000 tonnes		
6.	Recovery of inert waste (other than excavations or dredgings comprising natural materials of clay, silt, sand, gravel or stone) through deposition for the purposes of the improvement or development of land, where the total quantity of waste recovered at the facility is less than 50,000 tonnes.		
7.	Recovery of inert waste arising from construction and demolition activity, including concrete, bricks, tiles, or other such similar material, at a facility (excluding land improvement or development) where		
	(a) the annual intake shall not exceed 50,000 tonnes, and		
	(b) the maximum quantity of residual waste consigned from the facility for collection, onward transport and submission to disposal at an authorised facility shall not exceed 15% of the annual intake		
8.	The reception, storage and biological treatment of biowaste at a facility where –		
	(a) the maximum amount of compost, biowaste and digestate held at the facility does not exceed 6,000 cubic metres at any time, and		
	(b) the annual intake shall not exceed 10,000 tonnes.		
9.	The reception, temporary storage and recovery of used batteries and accumulators where-		
	(a) from 26 September 2008, the treatment and recycling of used batteries and accumulators meets the requirements of article 12 of Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators, and		
	the annual intake shall not exceed 1,000 tonnes		

10.	The recovery of waste (not mentioned elsewhere in this part of the third schedule), other than hazardous waste or an activity specified in Category 5 of Annex 1 of Directive 2010/75/EU, where - (a) the annual intake does not exceed 50,000 tonnes, and
	the maximum quantity of residual waste consigned from the facility
	for onward transport and submission to disposal at an authorised facility shall not exceed 15% of the annual intake.
11.	The reception, storage and transfer of waste (other than hazardous waste) for disposal at a facility (other than a landfill facility) where the annual intake does not exceed 7,500 tonnes.
12.	The collection and storage (including temporary storage) and the appropriate treatment and recovery of end-of-life vehicles in accordance with the provisions of Regulations 14 and 15 of the European Union (End-of-Life Vehicles) Regulations 2014 (S.I. No. 281 of 2014).

Note: Where the waste-related activities being undertaken within a facility encompass a number of the classes as set out within Part I of the third schedule, the quantity of waste concerned shall be taken as meaning the total quantity of waste accepted at the facility taking account of inputs relating to all classes of activity and compared to the threshold of the principal class.

THIRD SCHEDULE PART II

CLASSES OF ACTIVITY SUBJECT TO REGISTRATION WITH LOCAL AUTHORITY

Article 6

The carrying on by a person at a facility of any of the following activities, provided that –

- (1) the activity is not an activity which is carried on adjacent to, a facility at which a licensable activity is being carried on by the same legal entity, and
- (2) In the cases of Class 5 and Class 6, the upper limits on the amount of waste, which may be accepted, shall relate to:
 - (a) the total quantity of waste which has been received and is proposed to be accepted at the facility at any time, or
 - (b) the case of an activity which is carried on in, on or adjacent to, a facility at which a waste-related activity is being carried on which is the subject of a waste facility permit or certificate of registration, the total quantity of waste which has been received at both the facility itself and all such facilities at any time.

CLASS NO.	DESCRIPTION	
1.	The storage, pending collection, of household hazardous waste (other than WEEE) at a civic amenity facility, recycling centre or central collection point, where not otherwise regulated by a waste licence or waste facility permit for the purpose of onward transport and submission to recovery at an authorised facility where-	
	(a) annual intake shall not exceed -	
	(i) in the case of liquid waste, 25,000 litres	
	(ii) in the case of non-liquid waste, 25 tonnes, and	
	(b) the maximum period of storage of waste does not exceed 30 days.	
2.	The reception and temporary storage of waste (other than WEEE) deposited by members of the public at a central collection point (including a temporary central collection point) when such activity is undertaken by, on behalf of, or with the approval of the local authority, where the maximum amount of waste stored at any time does not exceed 1,000 tonnes.	
3.	The reception and interim storage of crashed or immobilised vehicles, other than end-of-life-vehicles, pending decisions by the registered owners of these vehicles, or as appropriate, by an authorised person of a local authority, or a member of An Garda Síochána on whether the vehicles are to be classed as end-of-life vehicles. The number of vehicles stored at any one time shall not exceed 6 at any one location and at any one time.	

4.			
	Reception and temporary storage, pending collection for recovery of –		
	(a) less than 1000 kilograms of used batteries and accumulators, or		
	(b) less than 1 tonne of discarded equipment containing chlorofluorocarbons (other		
	than WEEE), or (c) less than		
	(i) 540 cubic metres of household WEEE,		
	 (ii) 12,000 units of WEEE categories in accordance with Category 5 of the first schedule of the Waste Management (Waste Electrical and Electronic 		
	Equipment) Regulations, 2005 (S.I. No. 340 of 2005) or, as appropriate (iii) 300 kilograms of mobile phones,		
	for the purpose of onward transport to an authorised treatment facility of WEEE when undertaken in accordance with the requirements of Regulation 42 of the European Union (Waste Electrical and Electronic Equipment) Regulations 2014 (S.I. No. 149 of 2014).		
5.	Recovery of excavation or dredge spoil, comprising natural materials of clay, silt, sand, gravel or		
	stone and which comes within the meaning of inert waste, through deposition for the purposes of the improvement or development of land and the total quantity of waste recovered at the site shall		
	not exceed 25,000 tonnes.		
6.	Recovery of inert waste (other than excavations or dredgings comprising natural materials of clay, silt, sand, gravel or stone), for the purpose of the improvement or development of land and the total quantity of waste recovered at the site shall not exceed 10,000 tonnes.		
7.	Recovery of inert waste arising from construction and demolition activity, including concrete, bricks, tiles, or other such similar material, at a facility (excluding the improvement or development of land) where –		
	(a) the annual intake shall not exceed 10,000 tonnes, and		
	the maximum quantity of residual waste consigned from the facility for submission to disposal at an authorised facility shall not exceed 15% of the annual intake.		
8	This is a spare class.		
9	The storage at the place of extraction, for an indefinite length of time to await possible use for site restoration of waste material arising from quarrying or excavation where –		
) conditions on waste management have not been imposed under section 261 of the Planning and Development Act 2000 (No. 30 of 2000), and		
	(b) such material is in a chemically unaltered state.		
10.	The reception, storage and transfer of waste by a local authority, not mentioned elsewhere in this schedule, where the annual intake does not exceed 10,000 tonnes, and –		
	the maximum amount of waste dispatched from the facility foronward transport and disposal does not exceed 1,500 tonnes per annum, and		
	(b) a period of storage of waste for disposal does not exceed 30 days.		
11.	The reception, storage and composting of biowaste by a local authority, not mentioned elsewhere in this schedule, where –		
	(a) the annual intake does not exceed 5,000 tonnes, and		
	the maximum amount of biowaste, compost and digestate held at a composting facility does not exceed 2,000 tonnes at any time.		

12.	The storage and biological treatment on the premises where it is produced, of biowaste, where –		
	(a) the amount stored and treated does not exceed 50 tonnes per annum, and		
	the maximum amount of biowaste, compost and digestate held at the facility at any time does not exceed 20 tonnes.		
13	Recovery of organic waste, other than manure and sludge when used in agriculture for the purposes of benefit to agriculture (including energy crops), silviculture or ecological improvement, where the total quantity of organic waste recovered at the facility shall not exceed 1,000 tonnes per annum.		
14.	The reception and temporary storage of –		
	(a) waste, returned or recovered refrigerant gases in refrigerant containers, or		
	(b) waste, returned or recovered halons in halon containers, or		
	waste, returned or recovered fluorinated greenhouse gases in fluorinated greenhouse gas containers,		
	pending collection or onward transport prior to submission to recycling, reclamation or destruction in accordance with the relevant legislative requirements for the specific type of refrigerant gas, halon or fluorinated greenhouse gas, where recovery has the meaning assigned to it under Regulation (EC) No 1005/2009 and Regulation (EU) No 517/2014, and where the total quantity stored at any one time on a premises does not exceed 18 tonnes.		

Note: Where the waste-related activities being undertaken within a facility encompass a number of the classes as set out within Part II of the Third schedule, the quantity of waste concerned shall be taken as meaning the total quantity of waste accepted at the facility taking account of inputs relating to all classes of activity and compared to the threshold of the principal class.

APPENDIX 4 FOURTH SCHEDULE OF THE WASTE MANAGEMENT (FACILITY PERMIT AND REGISTRATION) REGULATIONS 2007 AS AMENDED

FOURTH SCHEDULE

PART I

GENERAL RULES IN RESPECT OF REGISTERED ACTIVITIES

Article 32

- (1) A Registration holder shall demonstrate within the application for a Certificate of registration the manner in which it is proposed to comply in all respects with the particulars of the Rules of this schedule, unless as may otherwise agreed in writing by the local authority or, as the case may be, the Agency.
- (2) Any emissions from the recovery or disposal activity concerned (including both storage and temporary storage) shall not result in contravention of any relevant standard, including any standard for an environmental medium, or any relevant emission limit value, prescribed under any enactment.
- (3) The registration holder shall ensure that all recovery and disposal of waste (including both storage and temporary storage) is undertaken in a manner which does not endanger human health.
- (4) Waste shall only be accepted by the registration holder at the site between 0800 and 1800 hours, Monday to Friday inclusive, and between 0800 and 1400 hours on Saturdays unless otherwise approved in writing by the relevant local authority or, as the case may be, the Agency.
- (5) The registration holder shall put in place appropriate procedures relating to the acceptance of waste at the facility, including
 - (i) waste inspection procedures,
 - (ii) waste acceptance and handling procedures,
 - (iii) waste characterisation and waste quarantine procedures,
 - (iv) other appropriate procedures and arrangements relating to the acceptance of waste, and
 - (v) measures to ensure compliance with article 6 of these Regulations.
- (6) The registration holder shall put in place appropriate procedures relating to the supervision of the storage, recovery or disposal activity.
- (7) The registration holder shall ensure that all waste accepted at the facility has been collected and transported in accordance with Section 34 of the Act and the Waste Management (Collection Permit) Regulations, 2007.
- (8) The registration holder shall take all necessary measures relating to prevention of unauthorised waste activities and the establishment of controls on entry to the facility, including the rejection of all waste arriving at the facility where the vehicle does not possess the requisite authorisation to permit the collection and transportation of waste in accordance with Section 34 of the Act and the Waste Management (Collection Permit) Regulations, 2007 as amended.
- (9) The registration holder shall conduct, document and maintain an assessment of the risk of environmental pollution, having regard to the types of the wastes to be accepted and the nature of the activity being undertaken at the facility.
- (10) The registration holder shall take preventative measures to ensure that the activity is carried out in a manner which does not have any adverse effect on drainage of lands, watercourses, shallow wells, bored wells, raw water intakes or other sources of water supply, public and private roads or footways.
- (11) In the case of an activity involving the storage or temporary storage of waste, the registration holder shall establish the necessary measures to ensure the secure and safe storage of the wastes, including appropriately designed storage locations and containment arrangements.

- (12) The registration holder shall take all necessary measures to ensure compliance with all legal obligations pertaining to the carrying on of the activity or activities at the facility.
- (13) The registration holder shall take preventative measures to ensure that the activity does not result in unreasonable noise, dust, grit and other nuisances, which would result in the impairment of, or significant interference with, the amenities or the environment beyond the site boundary.
- (14) The registration holder, if requested by the Agency or relevant local authority, shall provide detailed written reports on investigations and monitoring of the activities and related ancillary matters.
- (15) The registration holder shall maintain a register in relation to the activity to which the certificate of registration relates, which shall be available for inspection by the local authority, which details:
 - (a) the dates, time of arrivals and quantities of each waste consignment (by European Waste Catalogue code(s) and description(s) pursuant to Commission Decision 2001/118/EC of
 16 January 2001 or subsequent amendments) delivered to the facility,
 - (b) names of the carriers, including details of vehicle registrations and waste collection permits numbers,
 - (c) origin of waste delivered,
 - (d) quantities and composition of wastes rejected at the facility, and
 - (e) quantities, composition and destination of waste consigned for onward transport from the facility.
- (16) The registration holder shall compile and maintain records in a format agreed with the local authority or, as the case may be, the Agency in respect of the particulars of the summary information contained in the register established in accordance with Rule (15), for a period of not less than 7 years.
- (17) The registration holder shall immediately notify the relevant local authority or, as the case may be, the Agency of any incident arising from the activity, which:
 - (a) has the potential for contamination of surface or ground water, or
 - (b) poses an environmental threat to air or land.
- (18) As part of the notification process, the operator shall include, within the 24 hours of any such incident occurring, details as to -
 - (a) the date and time of the incident,
 - (b) details of the incident,
 - (c) evaluation of the pollution caused, and
 - (d) remedial corrective measures undertaken or to be undertaken, including details of preventative measures.
- (19) Not later than the 28th day of February in each year, the registration holder shall furnish to the local authority or, as the case may be, the Agency in such form as may be agreed, an Annual Environmental Report containing summary information in relation the preceding calendar year or part thereof as the case may be, in respect of the activities to which the Certificate of registration relates and giving particulars of the manner in which the Rules specified in this schedule have been implemented.
- (20) The registration holder shall also comply with any additional rules for the management of particular streams of waste:

Part II: Waste Electrical and Electronic Equipment Facilities,

Part III: Refrigerant Gas, Halon and Fluorinated Greenhouse Gas Facilities, Part IV: Organic

Waste Composting Facilities,

Part V: Spreading of Organic Waste on Land, and

Part VI: Storage of Immobilised Vehicles,

Part VII Pay to Use Compactor Units accepting Household Waste

PART II

ADDITIONAL RULES FOR WASTE ELECTRICAL AND ELECTRONIC EQUIPMENT FACILITIES

- (1) The registration holder shall comply with all requirements of the Waste Management (Waste Electrical and Electronic Equipment) Regulations, 2005 (S.I. No. 340 of 2005), subject to any amendment that may be made to those regulations from time to time.
- (2) The registration holder shall establish the provenance of WEEE deposited (e.g. deposited on behalf of a collective compliance scheme approved for the management of WEEE, a self complying producer of electrical and electrical equipment, a business end user etc.).
- (3) The registration holder shall forward details of the source of household WEEE deposited at a waste facility on behalf of a person (other than a collective compliance scheme approved for the management of WEEE or a self complying producer of electrical and electrical equipment or a householder depositing a quantity of household WEEE similar to that arising in a single household), together with details of the person depositing the WEEE to the local authorities in the functional area or areas where the
 - (a) waste facility is located,
 - (b) person depositing the WEEE has his or her place of business and if not a business his or her place of residence, and
 - (c) source of the household WEEE concerned has his or her place of business and if not a business his or her place of residence.

PART III

ADDITIONAL RULES FOR FACILITIES ACCEPTING WASTE, RETURNED OR RECOVERED REFRIGERANT GASES IN REFRIGERANT CONTAINERS OR WASTE, RETURNED, OR RECOVERED HALONS IN HALON CONTAINERS OR WASTE, RETURNED OR RECOVERED FLUORINATED GREENHOUSE GASES IN FLUORINATED GREENHOUSE GAS CONTAINERS

- (1) In the case of the temporary storage of waste, returned or recovered refrigerant gases in refrigerant containers or waste, returned or recovered halons in halon containers or waste returned or recovered Fluorinated Greenhouse Gases in Fluorinated Greenhouse Gas Containers the operator shall take all necessary measures to ensure that the handling and controlled storage of the containers is carried out in a manner that shall prevent the leakageor venting of the gases to the atmosphere.
- (2) In the case of temporary storage at the facility:
 - each container should be consigned for onward transport to an authorised facility for appropriate recycling, reclamation or disposal in accordance with the relevant legislative requirements for the specific gas type,
 - (b) there should be no mixing of refrigerant gases or the transfer of individual types of refrigerant gas from one cylinder to another to facilitate bulking for onward transportation,
 - (C) there should be no mixing of halons or the transfer of halons from one cylinder to another to facilitate bulking for onward transportation,
 - (d) there should be no mixing of fluorinated greenhouse gases or the transfer of fluorinated greenhouse gases from one cylinder to another to facilitate bulking for onward transportation.

PART IV

ADDITIONAL RULES FOR COMPOSTING FACILITIES

The registration holder shall comply with all requirements of –

- (1) the Animal By-products Regulation (EC) No. 1774/2002 of 3 October 2002,
- (2) Diseases of Animals Act, 1966 (Prohibition on the Use of Swill) Order 2001 (S.I. No. 597 of 2001),
- (3) Diseases of Animals Act, 1966 (Transmissible Spongiform Encephalopathies) (Meat and Bone Meal and Poultry Offal) Order 2002 (S.I. No. 551 of 2002),
- (4) Waste Management (Use of Sewage Sludge in Agriculture) Regulations, 1998 (S.I. No. 148 of 1998), as amended by Waste Management (Sewage Sludge in Agriculture) (Amendment) Regulations 2001 (S.I. No. 267 of 2001,
- (5) European Communities (Transmissible Spongiform Encephalopathies and Animal Byproducts) Regulations 2006 (S.I. No. 612 of 2006), and
- (6) Diseases of Animals Act 2006 (Transmissible Spongiform Encephalopathies) (Fertilisers & Soil Improvers) Order 2006 (S.I. No. 615 of 2006),

subject to any amendment that may be made to those regulations from time to time.

PART V

ADDITIONAL RULES FOR SPREADING OF ORGANIC WASTE ON LAND

- (1) The spreading of organic waste on land shall be confined to the application of compost derived from source segregated municipal waste, spent mushroom compost and sewage sludge used for non-agricultural purposes
- (2) The registration holder shall comply with all requirements of
 - o the Animal By-products Regulation (EC) No. 1774/2002 of 3 October 2002, and
 - Diseases of Animals Act, 1966 (Prohibition on the Use of Swill) Order 2001 (S.I. No. 597 of 2001),
 - Diseases of Animals Act, 1966 (Transmissible Spongiform Encephalopathies) (Meat and Bone Meal and Poultry Offal) Order 2002 (S.I. No. 551 of 2002),
 - European Communities (Transmissible Spongiform Encephalopathies and Animal Byproducts) Regulations 2006 (S.I. No. 612 of 2006), and
 - Diseases of Animals Act 2006 (Transmissible Spongiform Encephalopathies) (Fertilisers & Soil Improvers)
 Order 2006 (S.I. No. 615 of 2006)

Subject to any amendment that may be made to those regulations from time to time.

PART VI

ADDITIONAL RULES FOR STORAGE OF IMMOBILISED VEHICLES

In circumstances where the condition of an immobilised vehicle is considered to represent a threat to the environment, the registration holder shall comply with the storage requirements set out within the second schedule of the Waste Management (End-of-Life Vehicles) Regulations 2006 (S.I. No. 282 of 2006), subject to any amendment that may be made to those regulations from time to time.

PART V11

ADDITIONAL RULES FOR PAY TO USE COMPACTOR UNITS ACCEPTING HOUSEHOLD WASTE

In this Part, "household waste" means that fraction of household waste brought from a household premises by a householder for consignment to a pay to use compactor as appropriate and excludes waste water, construction and demolition waste and bulky waste more suitable for collection in a skip or other such receptacle (which includes but is not limited to heavy waste materials such as furniture, carpets and rubble), as well as household hazardous waste and other streams of household waste which are required to be collected in another appropriate manner, such as, but not limited to, WEEE and waste batteries and accumulators. "Food waste" includes any food substance used, available to be used, or intended to be used, for food by human persons and discarded as household waste.

The registration holder shall comply with the following requirements in relation to the acceptance of household waste:

- (1) Use of the Facility shall be confined to the reception of household waste.
- (2) Without prejudice to the power of any local authority to provide for additional policy objectives under a relevant waste management plan, the Facility shall at least, subject to rule (4), provide separate receptacles for the acceptance of segregated fractions of recyclable material and non-recyclable material.
- (3) Without prejudice to the power of any local authority to provide for additional policy objectives under a relevant waste management plan, the facility must also provide a separate receptacle for the acceptance of segregated food waste in accordance with the time schedule prescribed for population agglomerations as set out in the European Union (Household Food Waste and Bio-Waste) Regulations, 2015:
 - (a) from 1 July, 2015 where the facility is situated in a population agglomeration of more than 1,500 persons; and
 - (b) from 1 July, 2016 where the facility is situated in a population agglomeration of more than 500 persons
- (4) The facility shall be equipped to weigh each and every individual deposit of the various segregated fractions of household waste accepted at the facility waste separately on and after 1 July, 2015 and report, in writing, this weight to the person or persons who presented the household waste for acceptance.

- (5) The Facility shall, in accordance with the requirements of rule (4), use a weighing system to weigh the segregated fractions of household waste which has an EC Type Approval under the Measuring Instruments Directive 2004/22/EC) or a National Type Approval granted prior to the coming into force of the Measuring Instruments Directive (2004/22/EC), in accordance with the Legal Metrology (General) Regulations 2008, to weigh each and every deposit of household waste.
- (6) The Facility shall use a weighing system to weigh household waste in accordance with rule (4) of accuracy Class Y (b) or better, where such a weighing system shall have a resolution of 1 kilogramme (kg) or better, in accordance with the Legal Metrology (General) Regulations 2008.
- (7) The Facility operator shall prepare a customer charter for household waste in the form set out in the Sixth Schedule to these Regulations, or a form substantially to the like effect, to the satisfaction of the local authority, to facilitate publication on the website of the local authority on 1 July, 2015, and any amendments or updates to the customer charter to be submitted to the local authority without delay to facilitate publication of the revised charter on the website.
- (8) The Facility shall provide for the acceptance of at least the recyclable waste materials listed in the Seventh Schedule to these Regulations on or after 1 July, 2015 in the waste recycling receptacles at the facility."

APPENDIX 5 FIFTH SCHEDULE (FEES) OF THE WASTE MANAGEMENT (FACILITY PERMIT AND REGISTRATION) REGULATIONS 2007 AS AMENDED

Category of Application	Type of Application	Fee Payable	
	(1)	4-1	
(1)	(2)	(3)	
1.	Application for a waste facility permit in accordance	Classes 5, 6 and 7 €2,000	
	with Article 9	All other Activities €1,000	
2.	Application for the review of a waste facility permit in accordance with Article 30	50% of the fees applicable to an application for a waste facility permit, or €100 for minor changes not requiring a full review.	
3.	Application for a certificate of registration in accordance with Article 37	Classes 5, 6, 7 and 10 €600 All other Activities €300	
4.	Application for the review of a certificate of registration in accordance with Article 38	50% of the fees applicable to an application for a certificate of registration, or €100 for minor changes not requiring a full review.	
5.	Application for the transfer of a waste facility permit in accordance with Article 27	25% of the fees applicable to an application for a waste facility permit	
6.	Application for the transfer of a certificate of registration in accordance with Article 38	25% of the fees applicable to an application for a certificate of registration	

APPENDIX 6 ADDITIONAL GUIDANCE

Table 1. Volume to weight conversion factors

Waste category	Typical waste types	Cubic metres to tonnes - multiply by:	Cubic yards to tonnes – multiply by:
Inactive or inert waste	Largely water insoluble and non or very slowly biodegradable: e.g. sand, subsoil, concrete, bricks, mineral fibres, fibreglass etc.	1.5	1.15
General industrial waste - non- special, not compacted. (As compaction can	Paper and plastics. Card, pallets, plasterboard, canteen waste, sawdust,	0.15	0.11
significantly increase the density of this category of waste, if compacted wastes are accepted it will be necessary to uplift the	textiles, leather. Timber, building and construction wastes, factory waste and sweepings, etc.	0.6	0.46
conversion factor accordingly)	Foundry sands, slags, pulverised fuel ash, ashes from waste incineration.	1.5	1.15
Household waste - not compacted	Non-special, non-inert wastes from domestic premises, including collected household waste.	0.2	0.15
Household waste - compacted (includes all bulk disposals)	Non-special, non-inert wastes from domestic premises, including collected household waste.	0.4	0.30
Commercial waste - not compacted. (As compaction can significantly increase the density of this category of waste, if compacted wastes are accepted it will be necessary to uplift the conversion factor accordingly)	Non-special, non-inert wastes from shops, hospitals, leisure centres, offices, etc., including civic amenity waste, parks and gardens waste, supermarket, shop and restaurant waste, general office waste.	0.2	0.15
Other wastes not otherwise referred to		1.0	0.76

Note: If a consignment of waste falls into more than one of the categories specified in the above table,

the higher conversion factor shall apply to all of the waste.

Maximum permitted weight of container (Lorries, Light Good Vehicles, Lorries with Cranes and Buckets, Light Good Vehicles/Vans/Cars)		
Lorries and Light Goods Vehicles	The maximum plated weight that the vehicle can carry may be applied, or alternatively the following weights may be applied:	
	4 axle lorry = 20 tonnes	
	3 axle lorry = 15 tonnes	
	3 axle lorry = 15 tonnes	
Lorries with cranes and buckets	For a vehicle fitted with a crane or bucket the maximum weight that can be carried is reduced by 2 tonnes:	
	4 axle lorry with grab = 18 tonnes	
	3 axle lorry with grab = 13 tonnes	
	2 axle lorry with grab = 8 tonnes	
Light goods vehicles/vans/cars	To determine the weight that can be carried by the vehicle, the unladen weight shown on the manufacturers plate or in the vehicle handbook is deducted from the maximum gross weight of the vehicle, as indicated on the said plate or vehicle handbook, as the case may be.	

Further details regarding 'Volume to Weight Conversion Factors' and calculation of waste in the absence of a weighbridge can be found under Schedule 1 of the Waste Management (Landfill Levy Regulations) 2015:

S.I. No. 189/2015 - Waste Management (Landfill Levy) Regulations 2015. (irishstatutebook.ie)

USEFUL LINKS & REFERENCES.

Please note that the following list is not exhaustive and applicants should ensure that they review the most up-to-date legislation and/or references before committing to the application process

Important Regulations

- Waste Management (Facility Permit and Registration) Regulations S.I No. 821 of 2007, as amended
 - https://www.irishstatutebook.ie/eli/ResultsTitle.html?q=Facility+Permit+and+Registration &years=2000-2021
- Waste Management Act 1996, as amended -https://revisedacts.lawreform.ie/eli/1996/act/10/front/revised/en/html
- Freedom of Information Act 2014 https://www.irishstatutebook.ie/eli/ResultsTitle.html?q=freedom+of+information+act
- European Communities (Access to Information on the Environment) Regulations 2007-2018
 - https://www.irishstatutebook.ie/eli/ResultsTitle.html?q=access+to+information+on+the+environment
- Water Pollution Act 1997, as amended https://www.irishstatutebook.ie/eli/ResultsTitle.html?q=water+pollution+act
- Air Pollution Act 1987, as amended https://www.irishstatutebook.ie/eli/ResultsTitle.html?q=air+pollution+act

Documentation

- EPA Guidance on determination of Waste Authorisation type https://www.epa.ie/our-services/licensing/waste/declaration-on-waste-authorisations-art-11/
- Waste Action Plan for a Circular Economy https://www.gov.ie/en/publication/4221c-waste-action-plan-for-a-circular-economy/
- EPA Guidance on End-of-Waste (EoW) https://www.epa.ie/our-services/licensing/waste/end-of-waste-art-28/
- Appropriate Assessment Guidance https://www.npws.ie/sites/default/files/publications/pdf/NPWS_2009_AA_Guidance.pdf
- Regional Waste Management Plans:
 - Connaught-Ulster Region http://www.curwmo.ie/publications/
 - o Eastern-Midlands Region http://emwr.ie/emwr-plan/
 - Southern Region http://southernwasteregion.ie/article_listing

National Hazardous Waste Management Plan 2021-2027 -

https://www.epa.ie/publications/circular-economy/resources/national-hazardous-waste-management-plan-2021---2027.php

Websites

- Donegal County Council Website https://www.donegalcoco.ie/
- Environmental Protection Agency https://www.epa.ie/
- National Parks and Wildlife Service https://www.npws.ie/







