
Waste Management (Collection Permit) Regulations, 2001

WASTE COLLECTION PERMIT

Permit Register Reference Number WCP/KK/342/06

Kilkenny County Council being a nominated authority under Section 34(1)(aa) of the Waste Management Acts 1996 to 2003, has granted a waste collection permit to:

**Sinead Maher,
T/A Boomerang Skips & Recycling.**

Of:

**Kiltillane,
Templemore,
Co. Tipperary.**

subject to the attached schedule of conditions.

Kilkenny County Council may at any time review, and subsequently amend the conditions of, or revoke this permit. **Kilkenny** County Council shall review this permit at least once in each period of two years (or as otherwise required by regulation) after the date on which the permit was granted or last reviewed, as the case may be.

The Permit Holder is authorised by this permit to collect specified waste type(s) using vehicle(s) specified in the following local authority areas:

**Carlow County Council
Kilkenny County Council
South Tipperary County Council
Waterford City Council
Waterford County Council
Wexford County Council**

Signed: _____
Director of Services

Date: _____, 2006.

REASON FOR THE DECISION

Kilkenny County Council is satisfied, on the basis of the information available, that subject to compliance with the conditions of this permit, the activity will not cause environmental pollution and the grant of this permit is in accordance with the objectives of the South East Region Waste Management Plan and the National Hazardous Waste Management Plan.

In reaching this decision, Kilkenny County Council has considered the application and supporting documentation received from the applicant and any valid submissions received from the relevant local authorities and other parties.

INTERPRETATION

All terms in this permit should be interpreted in accordance with the definitions in the Waste Management Acts 1996 to 2003 (the Act), and its associated regulations.

CONDITIONS

1 SCOPE OF PERMIT.

- 1.1 The permit holder may collect the wastes specified in condition 1.2 in the following local authority areas in the **South East Region**:

**Carlow County Council
Kilkenny County Council
South Tipperary County Council
Waterford City Council
Waterford County Council
Wexford County Council**

- 1.2 The permit holder shall only collect such wastes as have been notified in writing to **Kilkenny** County Council and subsequently agreed, which are listed in **Appendix A** to this permit or such later revision of the said appendix as Kilkenny County Council may issue.
- 1.3 The permit holder shall notify **Kilkenny** County Council in writing of any proposed changes in the information furnished and shall obtain written approval from **Kilkenny** County Council prior to these changes occurring.
- 1.4 This permit and any condition imposed therein shall not relieve the permit holder of any statutory obligations under any other enactment whatsoever.
- 1.5 This permit is non-transferable.

2 MANAGEMENT OF THE WASTE COLLECTION ACTIVITY

- 2.1 The permit holder shall ensure that where waste collected under this permit is transferred to a facility for the purpose of a recovery or disposal activity in respect of which section 39(1) of the Act applies-
- (i) there is in force a waste licence or a waste permit in relation to the carrying on of the activity concerned at that facility, or
 - (ii) an application for such licence or permit has been made to, and is under consideration by, the Agency or relevant local authority and the activity concerned may be lawfully carried on pending a decision in relation to the said application.
- 2.2 The permit holder may not transfer waste to a facility under condition 2.1 of this permit unless the waste activity at that facility is authorised under:
- (i) Section 39(1) of the Act, in the case of a facility subject to licensing, or
 - (ii) Article 4 of the Waste Management (Permit Regulations), 1998 in the case of an activity specified in Part I or Part II of the First Schedule of the said Regulations.
- Note: An authorised waste management facility does not include a facility for which a licence/permit has been revoked or a licence/permit has not yet been granted for applications made after the prescribed date.
- 2.3 The permit holder shall only transfer waste to the facilities that have been notified in writing to Kilkenny County Council and subsequently agreed, which are listed in **Appendix B** to this permit or such later revision of the said appendix as Kilkenny County Council may issue and to no other facilities whatsoever.
- 2.4 If the permit holder proposes to transfer waste to facilities other than those which were previously agreed with Kilkenny County Council, the permit holder shall, a minimum of ten working days prior to use of these facilities, submit the following details in writing for the written agreement of Kilkenny County Council:
- (i) Origin of waste material.
 - (ii) Description of waste including European Waste Catalogue (EWC) code.
 - (iii) Location, ownership details, and contact number of the facility.
 - (iv) Waste permit or license details of the facility.
 - (v) Written confirmation from the operator of the facility that the said waste will be accepted there.
- 2.5 The permit holder shall carry or cause to be carried a copy of this permit at all times on each vehicle which is used for the purposes of the activity to which the permit relates.

- 2.6 The permit holder shall carry or cause to be carried a copy of the latest revision of all appendices issued by Kilkenny County Council at all times on each vehicle which is used for the purposes of the activity to which the permit relates.
- 2.7 The permit holder shall take steps to ensure that all, or a specified proportion of waste collected by the permit holder, or of any class or classes of such waste, is segregated, treated or recovered, in such manner as may be specified by Kilkenny County Council.
- 2.8 Where any local authority has made bye-laws under section 35 of the Act the permit holder shall not collect waste in the functional area of the said local authority unless it has been presented in accordance with the requirements of the said bye-laws.
- 2.9 Where household or commercial waste has been segregated prior to collection in accordance with a bye-law referred to in condition 2.8 or by Regulation, or by any requirement of the south east region waste management plan, the permit holder, if collecting the recyclable fraction of the waste, shall ensure that this fraction is separately collected in its entirety, kept free of contamination, and transferred to a suitable recovery facility in accordance with the said Bye-law, Regulation or Plan. Similarly biodegradable waste if required to be segregated and separately collected shall be transferred to a suitable biodegradable waste treatment facility.
- 2.10 The permit holder shall identify all hazards associated with the waste being collected, and shall be familiar with best practice regarding its safe movement and handling and shall adopt all necessary, reasonable and practicable safety measures accordingly.
- 2.11 The permit holder shall have in place a documented Emergency Response Procedure (ERP), which shall address any emergency incident that may arise. This procedure shall include for an emergency response unit, replacement vehicles, clean-up equipment, etc in order to minimise the effects of the emergency on the environment. The permit holder shall maintain a copy of the ERP at the principal place of business of the permit holder.
- 2.12 The permit holder shall ensure that all operatives employed in the waste collection activity are familiar with the conditions of this permit and the ERP.
- 2.13 The permit holder shall clean up immediately any spillage of waste, which occurs in the course of the collection operation, in a manner, which will not cause environmental pollution. The permit holder shall carry an emergency spillage kit on each vehicle listed in appendix C, at all times, to deal with minor spillages.
- 2.14 The permit holder shall not cause environmental pollution during the course of the waste collection activity to which this permit relates.

3. VEHICLES, SKIPS AND RECEPTACLES.

- 3.1 The permit holder shall only use the vehicles as have been notified in writing to Kilkenny County Council and subsequently agreed, which are listed in Appendix C to this permit or such later revision of the said appendix as Kilkenny County Council may issue, for the purposes of the activity to which this permit relates. Should the permit holder hire/lease any vehicles for activities to which the permit relates, a lease agreement should be in place between the permit holder and the hire company/lesser or other agent and made available to Kilkenny County Council for consideration, prior to such vehicle(s) being attached to Appendix C of the waste collection permit. Where the permit holder hires/leases vehicles from a hire company/lesser or other agent and the employee(s) of this company operate the vehicle(s), then, that hire company/lesser or other agent must hold a valid waste collection permit.
- 3.2 All vehicles used by the permit holder for the purposes of the activity to which this permit relates, shall be fit for purpose and maintained in accordance with the manufacturers' recommendations.
- 3.3 All vehicles used for purposes of the activity to which this permit relates shall be washed down as required in an appropriate manner and at an appropriate facility so as not to result in environmental pollution.
- 3.4 Each vehicle used for the purposes of the activity to which this permit relates and that is listed in **Appendix C** of this permit shall be marked with the following information in clearly legible indelible lettering at least 75 millimetres high :
- (i) Name of the permit holder;
 - (ii) Telephone number of the permit holder.
- 3.5 Each skip, tanker, trailer or container used for the purposes of the activity to which this permit relates shall be marked on at least two sides with the following information in clearly legible indelible lettering at least 75 millimetres high:
- (i) Name of the permit holder;
 - (ii) Telephone number of the permit holder;
 - (iii) A unique identification number for the skip, tanker, trailer or container.
- 3.6 The permit holder shall ensure that skips containing waste are appropriately covered during transit to prevent spillage and litter nuisance.

- 3.7 The permit holder when using a skip for the purposes of the activity to which this permit relates shall provide the hirer, with a written agreement detailing:
- (i) that the hirer shall not allow the placement of hazardous waste in the skip
 - (ii) the types of wastes which may be placed in the skip as listed in appendix A to this permit.
- 3.8 No skip, tanker, trailer or container used for the purposes of the activity to which this permit relates and which contains waste shall be left in a public place (as defined in the Litter Pollution Acts 1997 and 2003), other than where it is initially filled, unless it is on or attached to a mechanically propelled vehicle, which is in transit to a facility as listed in Appendix B to this permit.
- 3.9 The permit holder shall ensure that each vehicle when carrying waste shall display a plate. The plate shall be a white coloured demountable plate with the letter W, the letter W (which signifies that Waste is being carried) shall be in clearly legible indelible lettering of least 75 millimetres high. The plate shall be displayed at all times when waste is being transported. It shall be kept clean and maintained in good condition. The plate shall be removed from display when the vehicle is not carrying waste.
- 3.10 All wheeled bins used for the collection of municipal waste shall comply with standard I.S. EN840 parts 1-6.
- 3.11 Wheeled bins for municipal waste (including separately collected fractions) shall be identified with the name, address and telephone number of the permit holder in clearly legible lettering and a unique customer reference number. The permit holder shall supply the name and address of a customer to whom a reference number applies on request. The permit holder shall submit written details of the identification system to Kilkenny County Council for approval on request.

4. NOTIFICATION AND RECORD KEEPING

- 4.1 The permit holder shall notify Kilkenny County Council in relation to any conviction for an offence prescribed under article 19 of the Waste Management (Collection Permit) Regulations, 2001 or any amendment to the Regulations, or any requirement of an order under sections 57 or 58 of the Act, within fourteen days of such a conviction or the imposition of such a requirement.
- 4.2 The permit holder shall notify the relevant local authority (i.e. the local authority in whose area the incident occurs) immediately after the occurrence of any incident connected with the activity to which this permit relates that caused or has the potential to cause environmental pollution or a threat to human health. The permit holder shall include as part of the notification the date, time, location and a full description of the incident. The permit holder shall also send a written record of the incident to **Kilkenny County Council** within 1 week of the incident. This written record of the incident shall include the following information:
- (i) the date, time and location of the incident,
 - (ii) a full description of the incident,
 - (iii) details of any measures taken to prevent or reduce environmental pollution or harm to human health which was caused or may be caused by the incident, and
 - (iv) details of steps taken to avoid recurrence of similar incidents.
- 4.3 Permit holders who are not based in the Republic of Ireland shall within 1 month of the date of grant of this permit submit details of a registered service address in the Republic of Ireland.
- 4.4 The permit holder shall notify Kilkenny County Council in advance of any proposal to increase the level of fees charged to householders for waste collection services provided.
- 4.5 The permit holder shall have a docket system for recording non-hazardous industrial/commercial and construction and demolition waste collection. One individually numbered docket shall be used per consignment of waste. Each docket shall at a minimum contain the following:
- (i) the name and waste collection permit number of the permit holder
 - (ii) date of waste collection,
 - (iii) Vehicle Registration Number of the vehicle

- (iv) signature and name of the waste producer and address of origin of the waste,
- (v) the local authority area of origin of the waste,
- (vi) Description of waste including European Waste Catalogue (EWC) code.
- (vii) the name, address and licence or permit number of the waste facility to which the consignment of will be delivered,
- (viii) quantity of waste delivered to the waste facility in units of tonnes or litres,
- (ix) signature of the vehicle driver, and
- (x) signature of a representative of the waste facility of destination.

Items (i) to (vii) must be completed before any of the waste is collected and items (viii) to (x) must be completed following transfer of any waste at the designated facility. The permit holder shall comply with the provisions of this condition unless otherwise agreed in writing by **Kilkenny County Council**.

- 4.6 The permit holder shall have a docket system for recording waste from a regular collection round of non- hazardous household and commercial waste producers. One individually numbered docket shall be used per vehicle per day. The docket shall be retained on the vehicle while the waste to which the docket relates is being transported on the vehicle. Each docket shall at a minimum contain the following:
- (i) the name and waste collection permit number of the permit holder,
 - (ii) date of waste collection,
 - (iii) Vehicle Registration Number of the vehicle
 - (iv) The area in which the waste originated ,
 - (v) The local authority of origin of the waste,
 - (vi) Description of waste including European Waste Catalogue (EWC) code.
 - (vii) the name, address and licence or permit number of the waste facility or facilities to which the consignment will be delivered,
 - (viii) Quantity of waste delivered to the waste facility in units of tonnes or litres
 - (ix) signature of the vehicle driver, and
 - (x) Signature of a representative of the waste facility of destination.

- 4.7 **Kilkenny County Council** may at any time serve a notice on the permit holder specifying the format and layout of dockets which the permit holder shall use in accordance with condition 4.4 and 4.5 of this permit. The permit holder shall comply with the provisions of any such notice.
- 4.8 The permit holder shall carry the dockets referred to in Conditions 4.4 and 4.5 on the vehicle on which the waste they refer to is carried until control of the waste is transferred to a facility specified in Appendix B of this permit. After that time, the permit holder shall retain the dockets referred to in Conditions 4.4 and 4.5 at the principal place of business of the permit holder for a period of three years and shall be made available for inspection by an authorised person.
- 4.9 The permit holder shall, at the address of the principal place of business and, from the records prescribed in Condition 4.4 and 4.5 maintain up-to-date (or monthly) summaries of the following information in respect of waste collected by the permit holder in each calendar month:
- (i) Local Authority area of Origin of Waste
 - (ii) Point of collection
 - (iii) Description of waste including European Waste Catalogue (EWC) code. indicating whether or not the waste is hazardous
 - (iv) Quantity of each waste type collected in tonnes or litres
 - (v) the name, address and licence or permit number of the waste facility or facilities to which waste was delivered by the permit holder,
 - (vi) Country of destination (if abroad)
 - (vii) the nature of the activity carried on each waste facility to which waste was delivered by the permit holder (i.e. Disposal or recovery or transfer station)
 - (viii) The total number of households provided with waste collection by the permit holder
 - (ix) The number of households provided with kerbside dry recyclable waste collection by the permit holder
 - (x) The number of households provided with a biodegradable kerbside waste collection by the permit holder
 - (xi) The number of households provided with ‘pay-by-use’ waste collection by the permit holder
- 4.10 The records maintained by the permit holder in accordance with condition 4.8 shall be kept at the address of the principal place of business for at least three years and shall be made available for inspection by an authorised person at the address of the principal place of business during normal office hours.

- 4.11 The permit holder shall, not later than 28th February in each year furnish to **Kilkenny County Council** an Annual Report (AR) in respect of waste collection activities carried out by the permit holder in the preceding calendar year. The AR shall be a summary of the records maintained under condition 4.4 and condition 4.5 of the permit. The AR shall contain the following information, in summary form, in respect of waste collected by the permit holder in the preceding calendar year:
- (i) Local Authority area of Origin of Waste
 - (ii) Point of collection
 - (iii) EWC Codes, indicating whether or not the waste is hazardous
 - (iv) Waste Description
 - (v) Quantity of each waste type collected (in tonnes)
 - (vi) Destination of waste (ie. facility name and address)
 - (vii) Waste licence or waste permit register number of facilities to which waste is delivered
 - (viii) Country of destination (if exported abroad for treatment)
 - (ix) the nature of the activity carried on at the waste facility to which waste is delivered (ie. Disposal or recovery)
 - (x) The total number of households from which the permit holder collected waste
 - (xi) The number of households provided with kerbside dry recyclable waste collection by the permit holder
 - (xii) The number of households provided with a biodegradable kerbside waste collection by the permit holder

The information specified above shall be filled in on the Annual Report form which is available on the Kilkenny County Council website at the following internet address:

www.kilkennycoco.ie/kkenvironment/index.html. The completed form shall be submitted by the 28th February each year in respect of the preceding calendar year to Kilkenny County Council by e-mail to joan.rochford@kilkennycoco.ie and also posted to Kilkenny County Council.

- 4.12 A copy of all correspondence sent to and received from **Kilkenny County Council** regarding this waste collection permit shall be kept at the address of the principal place of business for at least three years following the date on which the correspondence is sent or received respectively and shall be made available for inspection by any authorised person.
- 4.13 The permit holder shall at his principal place of business for at least three years maintain a list of the name and address of each waste producer and waste facility from which the permit holder collects waste for inspection by an authorised person.
- 4.14 All communications from the permit holder to Kilkenny County Council shall be addressed in writing by the permit holder to the following address: Director of Services, Environment Section, Kilkenny County Council, County Hall, John Street, Kilkenny. This condition does not apply in respect of the Annual Report as described in Condition 4.10.

5. CHARGES AND FINANCIAL PROVISIONS.

- 5.1 The permit holder shall pay to Kilkenny County Council:
- (i) the cost of any investigations carried out or caused to be carried out by the local authority so as to enable it properly to decide on an application, or
 - (ii) any costs incurred by the local authority for the purpose of ensuring compliance by the holder of a permit with the requirements of the said permit, including the cost of any inspections, audits or investigations carried out or caused to be carried out by the local authority, and the taking and analysis of any sample.
- 5.2 The permit holder shall effect and maintain an appropriate and adequate policy of insurance in respect of vehicles used for the purposes of, and liabilities arising from, the waste collection activity, including employer's liability and public liability as relevant.
- 5.3 The minimum recommended level of indemnity is €6,400,000 for Public Liability Insurance and €3,800,000 for third party property damage on Motor Insurance and €12,800,000 for Employers Liability

6. CONDITIONS SPECIFIC TO WASTE TYPES

6.1 COMMERCIAL AND INDUSTRIAL WASTE

- 6.1.1 Within three months of the date of grant of this permit, the permit holder shall in accordance with condition 2.7, submit details for the written agreement of Kilkenny County Council for the implementation and maintenance of a separate system for kerbside collection of dry recyclables from commercial and industrial premises. Any agreed program shall be implemented within three months following the date of agreement.
- 6.1.2 Within three months of the provision of suitable facilities for the treatment of the biodegradable fraction of municipal waste, the permit holder shall in accordance with condition 2.7, submit details for the written agreement of Kilkenny County Council for the implementation and maintenance of a separate system for kerbside collection of biodegradable waste from commercial and industrial premises. Any agreed program shall be implemented within three months following the date of agreement.
- 6.1.3 Source separated waste shall not be mixed during collection.
- 6.1.4 The Permit Holder shall not collect materials containing hazardous waste, unless specifically permitted in accordance with Condition 1.2 and as listed in Appendix A. Where source segregation has not taken place, each waste load collected shall be treated as hazardous waste.
- 6.1.5 The permit holder shall provide separate receptacles for packaging waste which have been segregated in accordance with the Waste Management (Packaging) Regulations, 2003 or as amended.

- 6.1.6 The permit holder shall not collect packaging waste for disposal from a producer, without first receiving a written declaration as required under article 27(b) of the Waste Management (Packaging) Regulations 2003 or as amended.
- 6.1.7 The permit holder shall notify the local authority in advance, within a period of not less than one (1) month, of any proposal to alter/extend the materials for separate collection of dry recyclables under 6.1.1 above.
- 6.1.8 Any permit holder collecting waste in bags must ensure that all bags clearly identify the name of the waste collection company.

6.2 CONSTRUCTION AND DEMOLITION WASTE

- 6.2.1 The permit holder shall take measures to ensure compliance with National targets for the recovery, recycling and re-use of construction and demolition wastes.
- 6.2.2 Construction and demolition waste, where technically and economically feasible, shall be source segregated and transported for recovery, recycling or reuse.
- 6.2.3 The permit holder shall not mix source separated construction and demolition wastes during collection and transport.
- 6.2.4 The permit holder shall damp down dry or dusty wastes prior to transport.
- 6.2.5 The permit holder shall ensure that no waste is deposited on the public road during the collection and transportation of the waste.
- 6.2.6 The permit holder shall not collect soil and stones containing hydrocarbons or dangerous substances unless specifically permitted in accordance with condition 1.2 and as listed in Appendix A.
- 6.2.7 The permit holder shall ensure that no pollutants or other waste types are allowed to contaminate loads destined for recovery, recycling or reuse. The permit holder shall transfer contaminated loads to appropriate licensed / permitted facilities where segregation / treatment can be carried out.
- 6.2.8 Collection of construction and demolition wastes that are hazardous in nature is additionally subject to the conditions specified for Hazardous Wastes

Appendix A

Permitted waste types in accordance with Condition 1.2

- | | |
|--------------|---|
| 15 | WASTE PACKAGING; ABSORBENTS, WIPING CLOTHS, FILTER MATERIALS AND PROTECTIVE CLOTHING NOT OTHERWISE SPECIFIED |
| 15 01 | Packaging (including separately collected municipal packaging waste) |
| 15 01 01 | Paper and cardboard packaging |
| 15 01 02 | Plastic Packaging |
| 15 01 06 | Mixed Packaging |
| 15 01 07 | Glass Packaging |
| | |
| 16 | WASTES NOT OTHERWISE SPECIFIED IN THE LIST |
| 16 01 | End-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling of end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08) |
| 16 01 20 | Glass |
| | |
| 17 | CONSTRUCTION AND DEMOLITION WASTES (INCLUDING EXCAVATED SOILD FROM CONTAMINATED SITES) |
| 17 01 | Concrete, bricks, tiles and ceramics |
| 17 01 01 | Concrete |
| | |
| 17 02 | Wood, Glass and Plastic |
| 17 02 01 | Wood |
| 17 02 02 | Glass |
| | |
| 17 04 | Metals (including their alloys) |
| 17 04 07 | Mixed metals |
| | |
| 17 05 | Soil (including excavated soil from contaminated sites), stones and dredging spoil. |
| 17 05 04 | Soil and stones other than those mentioned in 17 05 03 |
| | |
| 17 08 | Gypsum-based construction material |
| 17 08 02 | Gypsum-based construction materials contaminated with dangerous substances |

- 19 WASTES FROM WASTE MANAGEMENT FACILITIES
OFF-SITE WASTE WATER TREATMENT PLANTS AND
THE PREPARATION OF WATER INTENDED FOR HUMAN
CONSUMPTION AND WATER FOR INDUSTRIAL USE**
- 19 12 Wastes from the mechanical treatment of waste (for example
sorting, crushing, compacting, pelletising) not otherwise specified**
- 19 12 05 Glass
-
- 20 MUNICIPAL WASTES (HOUSEHOLD WASTE AND SIMILAR
COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL
WASTES) INCLUDING SEPARATELY COLLECTED
FRACTIONS**
- 20 01 Separately collected fractions (except 15 01)**
- 20 01 02 glass
-
- 20 02 Garden and park wastes (including cemetery waste)**
- 20 02 01 Biodegradable waste
-
- 20 03 Other Municipal Wastes**
- 20 03 01 Mixed Municipal Waste

Appendix B

Permitted disposal or recovery sites to be used in accordance with Condition 2.3

Philip Cussen, Athlummon, Thurles, Co. Tipperary.
Permit No: WP/TN/21

Michael Fahy, Derryhogan, Littleton, Thurles, Co. Tipperary
Permit No: WP/TN/24

James Grace, Coolkeeran, Toomevara, Nenagh, Co. Tipperary.
Permit No: WP/TN/13

Greyhound Recycling & Recovery Limited, Galvone Industrial Estate, Limerick.
Permit No: WP 05-08

Gypsum Recycling Ireland Limited, Platin Road, Drogheda, Co. Louth.
Permit No: WMP 2005/53

J Hennessey Engineering, Killea, Templemore.
Permit No: WP/TN/15

J Hennessey Engineering, Killea, Templemore.
Permit No: WP/TN/65

Kelly's of Fantane, Latteragh Quarry's, Lackenavorna, Latteragh, Nenagh,
Co. Tipperary.
Permit No: WP/TN/27

North Tipperary County Council, Ballaghveny Landfill, Ballymackey, Nenagh, Co.
Tipperary.
Permit No: WM/054

South Tipperary County Council, Donohill Landfill, Donohill, Co. Tipperary.
Permit No: WM/74-2

Jackie & Pauline Whelan, Tullagower Quarries, Kilrush, Co. Clare.
Permit No: 015/05/WPT/CL

Appendix C

Permitted collection vehicles to be used in accordance with Condition 3.1

98 TN 3434

97 TN 42519