

## WASTE COLLECTION PERMIT

### Waste Management (Collection Permit) Regulations, 2007 as amended

Offaly County Council as the National Waste Collection Permit Office being a nominated authority under Section 34(1)(aa) of the Waste Management Act 1996, has granted a waste collection permit to:

<b>Applicant Name:</b>	<b>Shanowen Plant Hire Ltd.</b> (herein called the permit holder)
<b>Permit Number:</b>	NWCPO-11-01308-02
<b>Trading Address:</b>	Bishopswood House Bishopswood The Ward Dublin 11
<b>Registered Company Address:</b>	Bishopswood House Bishopswood The Ward Dublin 11
<b>Contact Phone Number:</b>	018642228
<b>Valid From:</b>	19/8/16
<b>Valid to and Expires on</b>	18/8/21

This permit, issued to the aforementioned permit holder, is subject to the attached schedule of conditions and authorises this permit holder to:

- Only collect the waste type(s) specified in Appendix A (List of Waste six digit codes)
- Only transfer waste to the facilities specified in Appendix B
- Only use vehicle(s) specified in Appendix C, and for household kerbside waste collection, only use vehicles listed Appendix C Table 2
- Only collect waste within the local authority areas specified in Appendix D

Any non-compliance with the conditions of this permit is an offence under the Waste Management (Collection Permit) Regulations, 2007 as amended and Section 34(1) of the Waste Management Act 1996.

Signed:

  
Programme Manager

Date:

19/8/16

## REASON FOR THE DECISION

Offaly County Council as the National Waste Collection Permit Office is satisfied on the basis of the information made available by the applicant, that subject to compliance with the conditions of this permit the activity will not cause environmental pollution, and the grant of this permit is consistent with the objectives of the current National Hazardous Waste Management Plan and the objectives of the current Eastern-Midlands Region Waste Management Plan, Southern Region Waste Management Plan and/or Connacht-Ulster Region Waste Management Plan as applicable to the local authority areas where waste is collected.

In reaching this decision Offaly County Council as the National Waste Collection Permit Office, has considered the application and supporting documentation received from the applicant and valid submissions received from the relevant local authorities, the Environmental Protection Agency (EPA) and other parties.

## APPEAL OF DECISION

The permit holder may appeal the decision of the NWCPO to grant this waste collection permit in accordance with section 34(9)(a) of the Waste Management Act 1996 to the judge of the Tullamore District Court, it being the District Court in which the principal offices of Offaly County Council is situated within one month of the date of this permit.

## INTERPRETATION

Unless otherwise specified, all terms in this permit should be interpreted in accordance with the definitions in the Waste Management Act 1996 (the Act), or Regulations made under the European Communities Act and its associated regulations (as may be amended or replaced from time to time) or as defined in this permit.

References to any enactment, statutory instrument (including any bye-law), each as defined by the Interpretation Act 2005, or a regulation, directive or decision of a European Union institution in this permit shall include amendments and replacements.

References in this permit to the NWCPO means Offaly County Council as the National Waste Collection Permit Office as the nominated authority for all regions under Section 34(1)(aa) of the Waste Management Act 1996 and pursuant to Article 4(2) of the Waste Management (Collection Permit) Regulations, 2007 as amended, or such other authority as may be nominated under this provision.

This permit and any condition imposed therein shall not relieve the permit holder of any statutory obligations.

Any non-compliance with the conditions of this permit is an offence under the Waste Management (Collection Permit) Regulations, 2007 as amended and section 34(1) of the Waste Management Act 1996.

Conditions subject to Fixed Payments Notices (FPN) (section 10B (1) of the Act), and those requiring the review of the permit under section 34A (2)(b) are identified in this permit.

## REVIEW OF PERMIT

An application for the review of this permit shall be made **prior to the expiry date of this permit** to the National Waste Collection Permit Office, Offaly County Council, Áras an Chontae, Charleville Road, Tullamore, Co. Offaly. Where an application is made for the review of this permit prior to the expiry date of this permit, this permit shall remain in force until a decision is made on the review application.

The NWCPO may at any time review, and subsequently amend the conditions under section 34A of the Waste Management Act 1996 and will give notice in writing of such intention to the permit holder.

The NWCPO is required to initiate a review of this waste collection permit where:

- i. The permit holder has been convicted of an offence prescribed under section 34(5) of the Act
- ii. The local authority believes that the permit holder is contravening or has contravened a condition under section 34(7)(b) (other than 34(7)(b)(v)). These are commonly referred to as 1 strike contraventions.
- iii. The local authority believes that the permit holder is contravening or has contravened any three conditions other than those in (ii) during a five year period beginning on the date of the first such contravention. These are commonly referred to as 3 strike contraventions.

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# CONDITIONS

## 1. Scope of Permit

1.1 The permit holder shall:

- i. Only collect the waste type(s) specified in Appendix A (List of Waste six digit codes)  
**Fixed Payment Notice Condition (S34(7)(d)(i))**
- ii. Only transfer waste to the facilities specified in Appendix B  
**Fixed Payment Notice Condition (S34(7)(d)(ii))**
- iii. Only use vehicle(s) specified in Appendix C, and for household kerbside waste collection, only use vehicles listed in Appendix C Table 2  
**Fixed Payment Notice Condition (S34(7)(d)(iii))**
- iv. Only collect waste within the local authority areas specified in Appendix D

1.2 The permit holder shall not collect the waste types specified in Appendix A unless they have a facility specified in Appendix B that will accept that waste type from the permit holder.

1.3 The permit holder shall not collect waste where they have no vehicles specified in Appendix C. The permit holder shall not collect household kerbside waste where they have no vehicles specified in Appendix C Table 2.

1.4 The permit shall be read in conjunction with such bye-laws for the time being in force as referred to in condition 2.8 of this permit.

1.5 The permit holder shall give notice in writing to the NWCPO of any proposed changes in the waste collection activity in advance of any such change coming into effect. The permit holder shall obtain the written agreement of the NWCPO before implementing any such change. Any non-compliance with the conditions of this permit is an offence under the Waste Management (Collection Permit) Regulations, 2007 as amended and section 34(1) of the Waste Management Act 1996.

## 2. Management of the Activity

2.1 The permit holder shall not cause environmental pollution during the course of the waste collection activity to which this permit relates.

2.2 The permit holder shall collect, transport, store, dispose of and/or recover waste in a manner so as to prevent pollution, contamination and deterioration of groundwater in accordance with Council Directive 80/68/EEC on the protection of groundwater against pollution caused by certain dangerous substances and Directive 2006/118/EC of the European Parliament and of the Council on the protection of groundwater against pollution and deterioration and also with Council Directive 2000/60/EC of the European Parliament and of the Council establishing a framework for community action in the field of water policy.

2.3 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.

2.4 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 provide for as a minimum, relevant contact details, an emergency response unit, replacement vehicles and clean-up

equipment 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 and in each vehicle listed in Appendix C of this permit or such later revision of the said appendix that the NWCPO may issue.

**2.5** The permit holder shall ensure that all operatives employed in the waste collection activity are familiar with and comprehend the conditions of this permit and the ERP.

**2.6** The permit holder shall immediately clean up 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 spill kit on each vehicle listed in Appendix C of this permit or such later revision of the said appendix as the NWCPO may issue, at all times, to deal with minor spillages.

**2.7** All vehicles used for the collection of waste which has a liquid fraction (and where the waste is not contained within secondary sealed containers on the vehicle), shall have the seals containing the liquid fraction maintained in accordance with condition 3.3. These seals shall be visually inspected at least weekly and a record maintained of same. This record shall be made available to any authorised person(s) on request.

**2.8** Where any local authority for the purposes of the proper management of waste and the prevention and control of environmental pollution has made bye-laws relating, inter alia, to the storage, presentation and/or segregation for the purpose of, and in the course of the collection of waste or for the recovery or disposal of waste in accordance with Part 19 of the Local Government Act, 2001 (in substitution for Part VII of the Local Government, 1994) or in accordance with section 35 of the Waste Management Act 1996 (hereinafter referred to as 'bye-laws'), the permit holder shall not collect waste in the functional area of the said local authority unless it has been stored, presented and/or segregated in accordance with the requirement of the said bye-laws.

**2.9** Where waste has been source segregated prior to collection, the permit holder shall ensure that this fraction is separately collected in its entirety, not mixed with other waste types, and shall be transferred to a suitable authorised facility as listed in Appendix B of this permit and in accordance with the waste hierarchy and section 21A of the Act.

**2.10** Without prejudice to its obligations under this permit, the permit holder shall at all times ensure that they carry on their waste collection activities in a manner that is consistent with the objectives of the current National Hazardous Waste Management Plan and with the objectives of the current Waste Management Plan(s) as applicable to the local authority area(s) where waste is collected.

**2.11** The permit holder shall only transfer waste to the authorised facilities that have been notified in writing to the NWCPO, and where written consent has been issued by the NWCPO. Written consent consists of the inclusion of specified waste facilities in Appendix B of this permit or such later revision of the said appendix as the NWCPO may issue.

**Fixed Payment Notice Condition (S34(7)(d)(ii)).**

**2.12** The permit holder shall ensure that waste collected under this permit is transferred to an authorised facility where there is in force a waste licence, waste facility permit, certificate of registration, Integrated Pollution Prevention Control licence or Industrial Emissions licence in relation to the carrying on of the activity concerned at that facility or other facilities as agreed by the NWCPO.

**2.13** The permit holder shall carry or cause to be carried at all times a full copy of this permit including the latest revision of all appendices on each vehicle listed in Appendix C. If presented in electronic format to authorised persons, the copy of the permit shall be fully accessible and legible to the satisfaction of the authorised person.

**Fixed Payment Notice Condition (S34(7)(d)(iv)).**

**2.14** The permit holder shall ensure that all relevant persons who are, or is likely to be in a position to direct or control the carrying on of the waste collection activity, hold a relevant qualification in waste management or equivalent, or have received training specific to the collection of waste.

**2.15** The permit holder shall include their permit number, permit holder name or trading name as identified on the front page of this permit, on all promotional material, dockets and correspondence issued by the permit holder in accordance with this permit.

**2.16** The permit holder shall ensure at all times that waste collection activities are carried out in accordance with the provisions of Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 as applicable.

**2.17** The permit holder shall take steps to ensure that all or a specified proportion of waste collected by the permit holder, including any List of Waste type(s) or class or classes of such waste is source segregated, treated, recovered or otherwise disposed of to secure the objectives of all relevant Waste Management Plans and all National and EU waste targets.  
In particular the permit holder shall ensure that waste is:

- i. Where practicable and having regard to the waste hierarchy and section 21A of the Act, delivered to facilities where the preparation for reuse, recycling or recovery of the waste takes place.
- ii. Presented, collected, handled and transported in a form which enables any facility to which the waste is delivered to comply with any specific conditions contained in, as the case may be, the waste licence, waste facility permit, certificate of registration, Integrated Pollution Prevention Control licence or Industrial Emissions licence in relation to any performance targets or other limits or restrictions which have been established for the purpose of ensuring or encouraging the recycling or recovery of waste.

**2.18** The permit holder shall ensure that where biowaste collected under this waste collection permit is transferred to a composting or biogas facility for the purpose of treatment and where animal by-products form all or part of that biowaste, that the facility has been approved in writing by the NWCPO for use by the permit holder and there is in force an appropriate veterinary authorisation issued by the Department of Agriculture, Food and the Marine in accordance with Article 10 (6) of the European Union (Animal By-Products) Regulations 2014 as amended.

**2.19** Where the permit holder collects waste animal by-products; the collection, transport, storage, handling, processing, disposal and export of waste animal by-products shall be done in accordance with the rules set out in Regulation (EC) No. 1069/2009.

### **3. Vehicles, Skips, Containers, Trailers and Receptacles**

**3.1** The permit holder shall only use the vehicles as have been notified in writing to the NWCPO and subsequently agreed, which are listed in Appendix C to this permit or such later revision of the said appendix as the NWCPO may issue, for the purposes of the activity to which this permit relates.

**Fixed Payment Notice Condition (S34(7)(d)(iii)).**

**3.2** Vehicles listed in Appendix C shall not be included on any other waste collection permit at any one time other than a waste collection permit issued to the same legal entity for a different region.

**3.3** All vehicles, skips, tankers, trailers, containers and receptacles used by the permit holder for the purposes of the activity to which this permit relates, shall be fit for purpose and maintained in a manner as not to cause environmental pollution.

**3.4** Each vehicle (including leased or hired vehicles) used for the purposes of the activity to which the permit relates, shall be marked on the outside of the vehicle with the following information in clearly visible, legible, indelible lettering at least 70 millimetres high:

- i. Name of the permit holder or trading name as identified on the front page of this permit and,
- ii. Waste collection permit number as identified on the front page of this permit.

The last two digits of the permit number need not be included on the vehicle marking (01, 02, 03 etc). Trade plates or similar will suffice for leased or hired vehicles, provided the criteria above are met.

**Fixed Payment Notice Condition (S34(7)(d)(v)).**

**3.5** Each skip (including skip bags), tanker and trailer used for the purposes to which this permit relates, unless otherwise approved by the NWCPO in writing, shall be marked on at least two sides with the following information in visible, legible and indelible lettering at least 70 millimetres high:

- i. Name of the permit holder or trading name or waste collection permit number as identified on the front page of this permit.
- ii. A unique identification number for the skip, tanker or trailer.

The last two digits of the permit number need not be included on the skip (including skip bags), tanker or trailer marking (01, 02, 03 etc).

**Fixed Payment Notice Condition (S34(7)(d)(v))**

**3.6** The permit holder when using a skip (including skip bags) or other such receptacle for the purposes of the activity to which this permit relates, shall provide the hirer with a written agreement detailing:

- i. The types of wastes which shall be placed in the skip (including skip bags) or other such receptacle in accordance with Appendix A of this permit.
- ii. That the skip will be removed as soon as is practicable after it has been loaded unless otherwise agreed in writing with the local authority.

**3.7** The permit holder shall ensure that all consignments of waste are appropriately covered and managed during transit (including when parked) to prevent spillage, dust, litter or other nuisance. Any such incident shall be rectified as soon as is practicable to minimise environmental pollution.

**3.8** The permit holder shall ensure that skips and other such receptacles left in a public place (as defined in the Litter Pollution Acts 1997 to 2009) shall carry reflectors or lighting so that they are clearly visible during a period when vehicles are required to be lighted.

**3.9** The permit holder shall notwithstanding the provisions of any bye-law made under section 72 of the Roads Act 1993, ensure that skips (including skip bags) and other such receptacles left on a public road shall be sited or deposited for no more than 3 days.

**3.10** No skip, tanker, trailer or container used by the permit holder 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 to 2009), other than where it is initially filled, unless it is on or attached to a mechanically propelled vehicle, which is in transit to an authorised facility listed in Appendix B of this permit or such later revision of the said appendix as the NWCPO may issue.

**3.11** The permit holder shall ensure that all wheeled bins used for the collection of municipal waste shall comply with standard IS EN840 parts 1-6, unless otherwise agreed with the NWCPO.

**3.12** The permit holder shall, where required by the NWCPO, fit all or specified vehicle(s) listed in Appendix C of this permit, with electronic tracking technology. This technology shall facilitate the surveillance operations of enforcement authorities in monitoring compliance with the waste collection permit conditions. The technology fitted shall include a GPS tracker on each and all vehicles used for the collection and transportation of waste and shall measure the location of the vehicles to an accuracy of not less than 10m. The technology shall include a back-office reporting system detailing all mapped routes, vehicle movements and destination facilities for at least the previous 12 months (records commencing from the date of commissioning of the system). Authorised persons shall be given full access to the back office system in accordance with section 14 of the Act and the back-office system shall have the functionality to export reports on vehicle movements as may be reasonably required by the authorised person. The back-office system shall ensure that the integrity of the data can be maintained and as such the permit holder shall not have



access to amend or delete any data within the back-office reporting system which has been recorded by the electronic tracking technology.

#### 4. Notification and Record Keeping

**4.1** The permit holder shall notify the NWCPO in writing in relation to any conviction for an offence prescribed under Article 21 of the Waste Management (Collection Permit) Regulations, 2007 as amended or any requirement of an order under the Waste Management Act 1996, within 5 working days of such conviction or the imposition of such a requirement.

**4.2** The permit holder shall notify the NWCPO in writing in relation to any matter which may give rise to a permit holder not being considered a fit and proper person under section 34D of the Act within 5 working days of such information being available and specifically the permit holder shall notify the NWCPO in relation to:

- i. Where the permit holder or any person employed by him or her to direct or control the carrying on of the activity to which the waste collection permit relates or, as the case may be, may relate, has been convicted summarily of an offence under -
  - a. Subsection (6) of section 32 consisting of a contravention of subsection (1) of that section, or
  - b. Section 55(8) of the Act, or
  - c. On indictment of an offence under this Act, the Environmental Protection Agency Acts 1992 to 2011, the Local Government (Water Pollution) Acts 1977 to 2007, or the Air Pollution Acts 1987 and 2011
  - d. Where the permit holder has employed a person with the requisite technical knowledge or qualifications to satisfy criteria set out in section 34D of the Act and that person has ceased employment with the permit holder
- ii. Where the permit holder is not in a position to meet financial commitments or liabilities that will be entered into or incurred by him or her in carrying on the activity to which the waste collection permit relates in accordance with the terms thereof or in consequence of ceasing to carry on that activity
- iii. The permit holder has had an order made against him or her under section 57 or 58 of the Act

**4.3** 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 waste collection activity that caused or has the potential to cause environmental pollution or a threat to human health or where otherwise specified in these permit conditions. 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 the NWCPO and relevant local authority 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
- iv. Details of steps taken to avoid recurrence of similar incidents.

**4.4** The permit holder shall in the collection of waste (excluding household kerbside waste):

- i. Use a docket system (electronic or written) to compile the records as outlined in condition 4.6.
- ii. Ensure that an individual docket (electronic or written) accompanies each waste load on the vehicle, until control of the waste is transferred to an authorised facility specified in Appendix B of this permit or such later version of the appendix that the NWCPO may issue.

- iii. Provide a copy of the completed docket (electronic or written) to the customer which includes all the information required in condition 4.6.

**4.5** The permit holder shall maintain up-to-date summaries by electronic means, of the information in condition 4.6 in respect of waste collected by the permit holder in each calendar month. The dockets/records shall be maintained at the principal place of business for a period not less than 7 years. These records shall be available for inspection at the principal place of business during normal working hours by authorised person(s) of any relevant local authority and any other person authorised under section 14 of the Waste Management Act 1996. The permit holder shall comply with the provisions of this condition unless otherwise agreed in writing by the NWCPO.

**4.6** The permit holder shall compile and maintain specified records for the collection of waste, for a period not less than 7 years. **Records other than household kerbside waste** shall include as a minimum the following:

- i. List of Waste (LoW) code for each waste type and indicate whether or not the waste is hazardous
- ii. Description of waste
- iii. Quantity (in units of tonnes or litres) of waste collected
- iv. The local authority area of origin of the waste
- v. The name and address of the point of collection of the waste (including Eircode and NACE code where provided by the customer)
- vi. The name, address and authorisation number for waste facility to which the consignment of waste will be delivered
- vii. The name and waste collection permit number of the permit holder
- viii. Date and time of the waste collection
- ix. Waste collection vehicle registration number
- x. Signature or electronic record of the vehicle driver
- xi. Signature of a representative of the authorised waste facility or confirmation of the receipt of the waste from the authorised waste facility by electronic means or otherwise in writing.

**4.7** The permit holder shall, not later than the 28th of February in each year furnish to the NWCPO in such form as may be specified by the NWCPO, an Annual Report (AR) in respect of waste collection activities carried out by the permit holder in the preceding calendar year or part thereof, as the case may be. The AR shall be a summary of the records maintained under condition 4.6 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. List of Waste (LoW) code for each waste type and indicate whether or not the waste is hazardous
- iii. Description of waste
- iv. Quantity (in tonnes) and units where specified of each waste type collected
- v. Destination of waste (waste facility details)
- vi. Country of destination (if exported abroad)
- vii. The Transfrontier Shipment (TFS) notification number if the waste is exported abroad
- viii. Details of the waste facility where waste was collected if waste is collected from a waste facility

The information specified above may be used for local, regional and national enforcement and reporting, and to produce community statistics on the generation, recovery and disposal of waste as set out by Regulation (EC) 2150/2002.

**Fixed Payment Notice Condition (S34(7)(d)(vi))**

**4.8** A copy of all correspondence sent to and received from any local authority and the NWCPO regarding this waste collection permit shall be kept at the address of the principal place of business for at least 7 years following the date on which the correspondence is sent or received respectively and shall be made available for inspection by any authorised person.

**4.9** All communications from the permit holder to the NWCPO shall be addressed in writing by the permit holder to the following address: National Waste Collection Permit Office, Offaly County Council, Áras an Chontae, Charleville Road, Tullamore, Co. Offaly, or by email to [contactus@nwcpo.ie](mailto:contactus@nwcpo.ie) unless otherwise specified. This condition does not apply in respect of the

Annual Report as described in condition 4.7.

**4.10** If requested by the NWCPO or a local authority, the permit holder shall provide details demonstrating how their waste collection activities are managed in accordance with the waste hierarchy and section 21A of the Act.

**4.11** If requested by the NWCPO or a local authority, the permit holder shall provide specified details demonstrating that they have a Tax Clearance Certificate and appropriate and adequate policies of insurance in place.

**4.12** If requested by the NWCPO, the permit holder shall implement and maintain an environmental management system in such format as may be specified by the NWCPO, including a customer complaint management system. If requested by the NWCPO, the permit holder shall submit documented procedures to the NWCPO for its approval at intervals as may be specified.

**4.13** Upon request by the NWCPO and/or a local authority, the permit holder shall provide details of collection routes, in a format as may be specified.  
The details may include:

- i. Maps of the collection routes
- ii. The dates that all waste types are collected in each area and
- iii. The approximate times of collection

## 5. Charges and Financial Provisions

**5.1** The permit holder shall make payments to the local authority or the NWCPO to defray such costs as may reasonably be incurred by the local authority or NWCPO where the costs do not exceed the actual expenditure reasonably incurred by the authority in inspecting, monitoring, auditing, enforcing or otherwise performing any functions in relation to the activity.

**5.2** The permit holder shall effect and maintain appropriate and adequate policies of insurance insuring them in respect of any liability on their part to pay damages or costs on account of injury to person or property arising from the activities concerned.

**5.3** Without prejudice to the foregoing, the minimum level of indemnity to be maintained by the permit holder shall be to a value not less than €6,500,000 for public liability insurance including cover for sudden and unforeseen pollution and €6,500,000 for third party property damage motor insurance. In both cases noting an indemnity to Offaly County Council as the National Waste Collection Permit Office.

## 6. Conditions by Waste Type

### 6.1 Commercial and Industrial Waste

**6.1.1** The permit holder shall, in accordance with this permit and in particular in accordance with the provisions of condition 2.8 hereof, implement and maintain a system for the collection of segregated dry recyclables from commercial and industrial premises.

**6.1.2** Where a local authority has made bye-laws requiring the separate collection of the biodegradable fraction of municipal waste from commercial and industrial premises, the permit holder shall implement and maintain a system for the collection of biodegradable waste from commercial and industrial premises within the functional area of that local authority.

**6.1.3** Where the permit holder is permitted to collect packaging waste (as included in Appendix A) such segregated waste shall be collected in accordance with the European Union (Packaging) Regulations, 2014 as amended.

**6.1.4** The permit holder shall not collect packaging waste for disposal from a producer, without first receiving a written declaration as required under Regulation 31(1)(b) of the European Union (Packaging) Regulations, 2014 as amended.

**6.1.5** The permit holder shall ensure that where food waste collection service is provided, it shall be collected and managed in accordance with the Waste Management (Food Waste) Regulations, 2009 as amended.

**6.1.6** All waste receptacles (including bags), used for the collection of commercial kerbside waste (including separately collected fractions) shall be identified with the following information in visible, legible and indelible lettering:

- i. Name of the permit holder or trading name or waste collection permit number as identified on the front page of this permit.
- ii. Where receptacles designed for reuse are used, a unique identification number or Radio Frequency Identification (RFID) chip identifying the customer presenting the waste (excluding bags).

The last two digits of the permit number need not be included on the receptacle (including bags) marking (01, 02, 03 etc).

**Fixed Payment Notice Condition (S34(7)(d)(v))**

## **6.2 Construction & Demolition Waste**

**6.2.1** The permit holder shall not mix or remix source-segregated construction and demolition wastes during collection and transport to ensure compliance with national targets for the recovery, recycling and re-use of construction and demolition wastes.

**6.2.2** The permit holder shall, where appropriate, ensure that loads containing dry, fine, materials are properly covered (closed or sheeted) or sprayed prior to transport to prevent nuisance.

**6.2.3** The permit holder shall ensure that no waste is deposited on the public road during the collection and transportation of the waste.

**6.2.4** The permit holder shall not collect soil contaminated with hydrocarbons, hazardous waste or dangerous substances, unless permitted to do so in accordance with condition 1.1 and as listed in Appendix A.

**6.2.5** 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 authorised facilities where segregation/treatment can be carried out.

**6.2.6** The collection of construction and demolition wastes that are hazardous in nature is additionally subject to the conditions specified for hazardous wastes.

**6.2.7** The permit holder shall only transfer the control of gypsum wastes to an authorised person for recovery or for disposal in accordance with the Council Decision of 19 December 2002 establishing criteria and procedures for the acceptance of waste at landfills pursuant to Article 16 of and Annex to Directive 1999/31/EC [2003/33/EC].

## **6.3 End of Life Vehicles**

**The permit holder is not authorised to collect this waste type**

## **6.4 Hazardous Waste**

**6.4.1** The permit holder shall not mix hazardous waste with other hazardous or non-hazardous waste types prior to or during collection and transportation.

**6.4.2** The permit holder shall maintain records of all hazardous waste movements and shall comply with the European Communities (Shipments of Hazardous Waste exclusively within Ireland) Regulations 2011 (S.I. 324 of 2011), the Council Directive 91/689/EEC with the Waste Management (Transfrontier Shipment of Waste) Regulations, 2007 (S.I. 419 of 2007) and with

Council Regulation (EU) No. 1013/2006 of 14 June 2006 on the supervision and control of shipments of waste within, into and out of the European Community. Accordingly, no movement of hazardous waste from point to point within the state should take place without a C1 form being completed. Where waste is to be exported, a transfrontier shipment of waste authorisation should be in place. A movement tracking form should be submitted three days in advance of individual shipments taking place.

**6.4.3** A European Waste Catalogue (EWC) code and waste description shall be assigned to each hazardous waste consignment collected, in accordance with the requirements of the European Communities (Shipments of Hazardous Waste exclusively within Ireland) Regulations 2011 (S.I. 324 of 2011).

**6.4.4** The permit holder shall ensure that all movements of hazardous waste comply with the requirements of the Carriage of Dangerous Goods by Road Regulations 2007 (S.I. 288 of 2007).

**6.4.5** The permit holder shall ensure that all receptacles used for the collection of hazardous waste are clearly identified as containing hazardous waste. The permit holder shall also be aware of the labelling requirements for transporting hazardous wastes under the European Communities (Shipments of Hazardous Waste exclusively within Ireland) Regulations 2011 (S.I. 324 of 2011), Carriage of Dangerous Goods by Road Regulations 2007 (S.I. 288 of 2007).

**6.4.6** The permit holder shall include in their Emergency Response Procedure, a backup plan (called the Rejection Procedure) to deal with an event that a hazardous waste load is rejected at an authorised facility listed in Appendix B. Any load of hazardous waste that is rejected shall be treated as an incident and reported as per condition 4.2.

**6.4.7** All vehicles used for the collection and transport of hazardous material shall be clean, dry and residue-free prior to commencement of loading of any new consignment of hazardous waste. If vehicles are to be used for the collection of any other waste types, they shall be decontaminated at an appropriate facility prior to use.

**6.4.8** Where the permit holder collects waste containing asbestos fibres or dust, care must be taken to ensure that the waste is treated and packaged so as to prevent the release of asbestos particles into the environment in accordance with Council Directive 87/217/EEC.

**6.4.9** Where a permit holder collects waste containing ozone depleting substances, care must be taken to ensure that the waste is collected and stored in accordance with Regulations (EC) No. 2037/2000, as amended by Council Regulations (EC) No.'s. 2038/2000, 2039/2000, 1804/2003, Commission Regulation (EC) No. 2077/2004, Commission Regulation (EC) No. 29/2006 and Commission Regulation (EC) No. 1784/2006.

**6.4.10** Where a permit holder collects waste containing fluorinated greenhouse gases care must be taken to ensure that the waste is collected and stored in accordance with Regulation (EC) No. 842/2006.

**6.4.11** Where a permit holder collects waste containing persistent organic pollutants, care must be taken to ensure that the waste is collected and stored in accordance with Regulation (EC) No 850/2004 of the European Parliament and the Council of 29 April 2004 on persistent organic pollutants and amending Directive 79/117/EEC, as amended by Council Regulation (EC) No. 1195/2006 and Council Regulation (EC) No. 172/2007.

## **6.5 Bulky Municipal Waste**

**6.5.1** The permit holder is permitted to collect municipal bulky waste items for recovery, reuse, recycling or disposal, that are generally too large to be accommodated in a 240 litre wheeled bin. The permit holder shall only collect bulky waste items by previous arrangement with the customer. It is the responsibility of the permit holder to inform the customer about the collection arrangements and unless the permit holder has an alternative written agreement with the NWCPD, arrangements must include an instruction for the customer to store the bulky waste items within the curtilage of their premises prior to collection.

### **6.6 Household Waste (Door to Door Kerbside Collections)**

The permit holder is not authorised to collect this waste type

### **6.7 Sludges for Agriculture and Septic Tank Waste**

The permit holder is not authorised to collect this waste type

### **6.8 Waste Electrical and Electronic Equipment**

The permit holder is not authorised to collect this waste type

### **6.9 Waste Oils**

**6.9.1** All loading, unloading and storage of waste oils shall take place within the designated areas of any facilities, which shall be adequately bunded to ensure that any spillages that occur are retained and returned for reprocessing.

**6.9.2** Waste oils shall be collected, handled, transported and stored in a manner so as to minimise the risks of contamination to all environmental media or endangerment to the general public and their health in accordance with Council Directive 75/439/EEC as amended by Council Directive 87/101/EEC.

**6.9.3** All oily waters collected with the waste oil shall be transferred with the waste oil to the authorised facility.

**6.9.4** Where the permit holder proposes to collect waste oils containing PCB's within the meaning of EU Directive 96/59/EC, the collector must not mix the contaminated waste oil with other non-hazardous waste nor with other hazardous and/or toxic waste within the meaning of directive 91/689/EEC waste.

**6.9.5** Where waste oil collected by the permit holder is of a hazardous nature as defined in the European Waste Catalogue (EWC) the permit holder shall adhere to the special conditions relating to collection of hazardous waste.

### **6.10 Waste Tyres**

**6.10.1** In accordance with the Waste Management (Tyres and Waste Tyres) Regulations 2007 and any subsequent amendments, the permit holder shall either register with each Local Authority in whose functional area they collect or intend to collect waste tyres in accordance with the provisions of Part IV of the Regulations, OR become a member of an approved body established in accordance with the provisions of Part VII of the Regulations.

**6.10.2** The permit holder may only supply waste tyres to person(s) in accordance with Article 17 of the Waste Management (Tyres and Waste Tyre) Regulations 2007 (S.I. 664 of 2007).

### **6.11 Waste Batteries and Accumulators**

**6.11.1** Batteries and accumulators shall only be collected, handled, transported and stored in a manner so as to avoid damage that would prevent equipment or components from being reused or recovered in accordance with Council Directive 91/157/EEC on batteries and accumulators (as amended by Commission Directive 93/86/EEC and by Commission Directive 98/101/EC) and by Council Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators and repealing Directive 91/157/EEC.

**6.11.2** Where batteries and accumulators collected by the permit holder are of a hazardous nature as defined in the European Waste Catalogue (EWC) the permit holder shall adhere to the conditions relating to the collection of hazardous waste.

**6.11.3** Where the permit holder is collecting batteries or accumulators independently of an obligated producer or approved scheme, a record of the quantities, by weight or, as appropriate, by number of units, and categories of batteries shall be maintained in accordance with Article 29 of the Waste Management (Batteries and Accumulator Regulations 2008 (S.I. No 268 of 2008)).

## **6.12 Wastes from Incineration**

**6.12.1** The permit holder shall transport dry residues in the form of dust, such as boiler dust and dry residues from the treatment of combustion gases, in such a way as to prevent dispersal in the environment e.g. in closed containers in accordance with Article 9 of Directive 2000/76/EC of the European Parliament and of the Council of 4 December 2000 on the Incineration of Waste.

