



Electronic copy

Mr Simon Mould
Ms Hayes
Dr Gordon Reid
Mr David Hugh-Jones

18 June 2020

Reg. No.: P1103-01

Request for an Oral Hearing in respect of a licence application from Dairygold Co-Operative Society Ltd and TINE Ireland Ltd for an installation located at Mogeely, Cork, P25 Y996.

Dear Sir/Madam,

Requests for an oral hearing were considered by the Board of the Agency at its meeting of 26 May 2020 in respect of the above referenced licence application.

The Agency has an absolute discretion to hold an oral hearing in relation to an objection. The Board of the Agency decided not to hold an oral hearing in this case.

The reasons for the decision not to hold an oral hearing are as follows:

- It has been determined that there is no information in the objections which could be regarded as significant new information which could not be dealt with by a Technical Committee as effectively as if an oral hearing of objections was held.
- It has been determined that the issues raised in the objections relating to the sensitivity of the location or local environment, vis a vis the operation of the installation, do not warrant an oral hearing. Such matters as have been raised can be effectively addressed by a Technical Committee.
- Best Available Techniques (BAT) for the installation was assessed against the requirements of the 'Commission Implementing Decision (EU) 2019/2031 of 12 November 2019 establishing BAT conclusions for the food, drink and milk industries, under Directive 2010/75/EU of the European Parliament and of the Council'. All relevant BAT-AELs specified in the licence, are in accordance with the CID 2019/2031 and are specified in the Proposed Determination.
- The installation is a large-scale development and is of regional importance, but the matters raised while somewhat complex have been considered in the assessment

process. Such matters as have been raised can be effectively addressed by a Technical Committee and therefore an oral hearing is not merited.

The Agency will notify you, in due course, of its decision on this licence application. All documentation relating to this licence application is available for inspection on the Agency's website www.epa.ie including information on objections and submissions.

In light of this decision the Board of the Agency wishes to assure you that the refusal of your request for an oral hearing does not mean that your objection will receive any less consideration than where a hearing is granted. They also wish to advise that the Technical Committee will deal with your objection in a professional and impartial manner.

The Technical Committee will prepare a report and recommendations having taken into account all the issues raised in your objection. The Board of the Agency will consider your objection together with the report and recommendations of the Technical Committee before making a final decision. This decision will be made as soon as possible and without undue delay. Once the final decision is made you will be notified at the earliest possible date.

The decisions of the Agency are based on objective and independent evaluation of all the issues raised by all parties to a licence application. The Agency is committed to openness, fairness and transparency in its decision making process and you will have access to all documentation in relation to this licence application including the report and recommendations of the technical committee and the final decision.

Yours sincerely,

Environmental Licensing Programme
Office of Environmental Sustainability
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