



EUROPEAN COMMISSION
DIRECTORATE-GENERAL ENVIRONMENT
Directorate A - Legal Affairs and Cohesion
ENV.A.2 - Compliance promotion, governance and legal issues
Head of Unit

04 OCT. 2010

Brussels.
ENV A.2/PW/db/Ares(2010) 65553A

Yours sincerely,
Klaus Armstrong-Braun
Amazonia
8 Eaton Close
Broughton
Chester CH4 ORF
ROYAUME UNIE

Dear Mr. Armstrong-Braun,

**Subject: Infringement 2005/5011 concerning a former municipal landfill at
Bray, County Wicklow and compliance with obligations under
Directive 2006/12/EC on waste**

I am now in a position to update you in relation to your above mentioned complaint concerning obligations under Directive 75/442/EEC (as amended by Directive 91/156/EEC) - now codified under Directive 2006/12/EC - with regard to waste management plans, in particular regarding inadequate transposition of obligations under Art.4, in relation to the former municipal landfill at Bray, County Wicklow.

In the light of your complaint and on the basis of a further analysis of Ireland's transposal of the provisions of the Directive, the Commission opened infringement proceedings against Ireland on the following basis of breaches of the following provisions: Arts.1 and 8 (definitions and duties on waste holders); Art.4 (duty of environmental care in waste disposal and recovery); Art.6 (duty to designate authorities with responsibilities); Art.7 (duty to establish waste plans covering inter alia suitable disposal sites); Art.11 (exemptions from permit, including exemptions for sewage sludge hub facilities); Art.12 (duty to authorise or register inter alia waste transports, dealers and brokers) and Art.13 (duty of inspection).

As a result of the infringement procedure, the Irish authorities agreed to amend existing legislation (notably the Waste Management Act 1996) and adopt new legislation in order to address the issues identified. The new legislation adopted included S.I. No. 524 of 2008 Waste Management (Certification of historic unlicensed waste disposal and recovery activity) Regulations 2008.

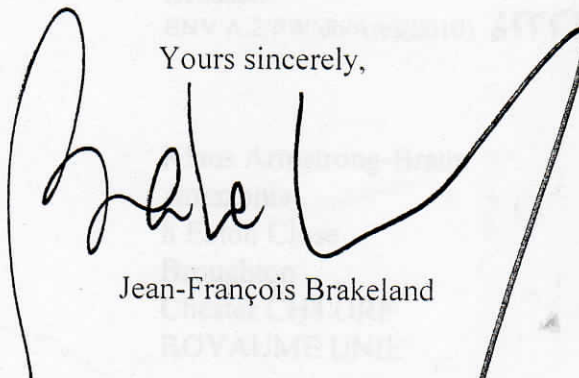
As a result of these measures we consider that all the outstanding issues of non-conformity with provisions of the Directive have been addressed, as a result of which we

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propose to close this file at the next infringement meeting of the Commission. If you have any comments on this proposed course of action please could I ask you to provide any such comments to me within one month of your receipt of this letter.

Yours sincerely,



Jean-François Brakeland

Dear Mr. Accounting Officer,

Subject: Infringement 2005/2011 concerning a former municipal landfill at Bray, County Wicklow and compliance with obligations under Directive 2006/12/EC on waste

I am now in a position to update you in relation to your above mentioned complaint concerning obligations under Directive 75/442/EEC (as amended by Directive 91/271/EEC) - now codified under Directive 2006/12/EC - with regard to waste management plans, in particular regarding inadequate transposition of obligations under Art.4, in relation to the former municipal landfill at Bray, County Wicklow.

In the light of your complaint and on the basis of a further analysis of Ireland's transposal of the provisions of the Directive, the Commission opened infringement proceedings against Ireland on the following basis of breaches of the following provisions: Arts.1 and 8 (definitions and duties on waste holders); Art.4 (duty of environmental care in waste disposal and recovery); Art.6 (duty to designate authorities with responsibilities); Art.7 (duty to establish waste plans covering inter alia suitable disposal plans); Art.11 (exceptions from permit, including exceptions for certain temporary facilities); Art.12 (duty to authorize or register inter alia waste transporters, dealers and brokers) and Art.13 (duty of inspection).

As a result of the infringement procedure, the Irish authorities agreed to amend existing legislation (namely the Waste Management Act 1996) and adopt new legislation in order to address the issues identified. The new legislation adopted included S.I. No. 328 of 2008 Waste Management (Certification of historic unlicensed waste disposal and recovery activity) Regulations 2008.

As a result of these measures we consider that all the outstanding issues of non-compliance with provisions of the Directive have been addressed, as a result of which we