

ENVIRONMENTAL PROTECTION AGENCY (LICENSING FEES) (AMENDMENT) REGULATIONS, 1996

The Minister for the Environment, in exercise of the powers conferred on him by sections 6 of the Environmental Protection Agency Act, 1992 (No. 7 of 1992), hereby makes the following Regulations:

Citation. **1.** These Regulations may be cited as the Environmental Protection Agency (Licensing Fees) (Amendment) Regulations, 1996.

Commencement. **2.** These Regulations shall come into operation on the 3rd day of September, 1996.

Interpretation. **3.** The Environmental Protection Agency (Licensing Fees) Regulations, 1994 [S.I. No. 130 of 1994], are hereby amended:—

(a) by the substitution for the definition of "large activity" in article 3(3) thereof of the following definition

 "large activity" means

 (a) in relation to an activity to which Part IV of the Act applies, other than an activity specified in paragraph 6 of the First Schedule to the Act

 — an activity, being an established activity or an activity which is the subject of a review of a licence or revised licence under section 88 of the Act, which has more than 50 employees and other persons working or engaged in connection with the activity on the date after which a licence is required by that activity under section 82(2) of the Act or the date a notice is given under section 85(1) (b) of the Act, as appropriate, or during normal levels of operation, whichever is greater,

 — in any other case, an activity where the capital cost to which the application relates exceeds £3 million,

 (b) in relation to an activity to which paragraph 6 of the First Schedule to the Act applies

 — an activity mentioned in paragraph 6.1 where the capacity exceeds 100,000 units,

 — an activity mentioned in paragraph 6.2 where the capacity exceeds 4,000 units;

(b) by the substitution for the definition of "small activity" in Article 3(3) thereof of the following definition

 "small activity" means

 (a) in relation to an activity to which Part IV of the Act applies, other than an activity specified in paragraph 6 of the First Schedule to the Act

 — an activity, being an established activity or an activity which is the subject of a review of a licence or revised licence under section 88 of

the Act, which has not more than 50 employees and other persons working or engaged in connection with the activity on the date after which a licence is required by that activity under section 82(2) of the Act or the date a notice is given under section 85(1) (b) of the Act, as appropriate, or during normal levels of operation, whichever is greater, — in any other case, an activity where the capital cost to which the application relates does not exceed £3 million,

(b) in relation to an activity to which paragraph 6 of the First Schedule to the Act applies

— an activity mentioned in paragraph 6.2 where the capacity does not exceed 4,000 units.'.

Substitution of Schedule. **4.** The Environmental Protection Agency (Licensing Fees) Regulations, 1994 [S.I. No. 130 of 1994], as amended by the Environmental Protection Agency (Licensing Fees) (Amendment) Regulations, 1995 [S.I. No. 60 of 1995], are hereby amended by the substitution for the Schedule thereto of the following Schedule:

"

SCHEDULE

PART I

Fees payable to the Agency in respect of an application for a licence or review of a licence or revised licence.

(1) Paragraph no. and activity or class of activity in the First Schedule to the Act

(2) Amount of fee for an application for a licence (article 4)

(3) Amount of fee for a review of a licence or revised licence (article 6)

	Small Activity		Large Activity			
	£	£	£	£	Small Activity	Large Activity
1. Minerals and Other Materials						
	4,500	10,000	3,500	7,000		
2. Energy						
	6,000	13,000	4,500	10,000		
3. Metals						
	4,000	7,000	3,000	5,500		
4. Mineral Fibres and Glass						
	4,000	7,000	2,500	5,500		
5. Chemicals (excluding 5.6)						
	6,000	16,000	4,500	11,500		
5.6 The manufacture of pesticides, pharmaceutical or veterinary products and their intermediates						
	8,000	18,000	6,000	13,000		
6. Intensive Agriculture						
	2,500	7,000	1,500	5,500		
7. Food and Drink						
	4,500	10,000	3,500	7,000		
8. Wood, Paper, Textiles and Leather						

	4,000	7,000	2,500	5,500
9. Fossil Fuels				
	4,500	11,000	3,500	8,000
10. Cement				
	6,000	13,000	4,500	10,000
11. Waste				
	4,500	11,000	3,500	8,000
12. Surface Coating				
	4,000	7,000	2,500	5,500
13. Other Activities				
	4,000	7,000	2,500	5,500

PART II

Other fees payable to the Agency in relation to licences or revised licences.

(1) (2) (3) Amount of Fee

Article 5 Application for review of a licence or revised licence. £100

Article 8(2) Objection by the applicant or licensee. £200

Objection by any other person other than a person mentioned in article 8(3).
£100

Article 8(3) Reduced fee for an objection. £ 50

Given under the Official Seal
of the Minister for the Environment
this 2nd day of August, 1996.

BRENDAN HOWLIN

Minister for the Environment.

The Minister for Finance hereby consents, in accordance with section 94(3) of the Act, to these Regulations.

Given under the Official Seal
of the Minister for Finance
this 2nd day of August, 1996.

RUAIRÍ QUINN

Minister for Finance.

The Minister for Enterprise and Employment hereby consents, in accordance with section 94(3) of the Act, to these Regulations.

Given under the Official Seal
of the Minister for Enterprise and Employment

this 2nd day of August, 1996.

RICHARD BRUTON

Minister for Enterprise and Employment.

EXPLANATORY NOTE

These Regulations amend the Environmental Protection Agency (Licensing Fees) Regulations, 1994 (S.I. No. 130 of 1994), as amended by the Environmental Protection Agency (Licensing Fees) (Amendment) Regulations, 1995 (S.I. No. 60 of 1995), by

— amending the definition of "large activity" and "small activity" in the interpretation of the Regulations and by

— substituting for the schedule to those Regulations a schedule which includes fees payable to the Agency for applications for licences, reviews of licences or revised licences, and objections, in respect of the full range of activities in the First Schedule to the Environment Protection Agency Act, 1992.