



Comhairle Contae Thiobraid Árann
Tipperary County Council

Waste Management (Food Waste) Regulations, 2009

S.I. 508 of 2009

**Food Waste Management Implementation Report (FWMIP)
in accordance with Regulations 10, 11 and 12**

Specified Period: _____

Note: This Food Waste Management Implementaiton Report is to be submitted to Tipperary County Council's Environment & Climate Action Section within 28 days of the conclusion of the Trade Show, Exhibition, or, Event Concerned, or, in accordance with requirements of the Notice issued to the producer under Regulation 12.

Note: Failure to submit all necessary information may result in invalidation and return of the report.

Note: Any person who gives false or misleading information as part of a Food Waste Management Implementation Report shall be guilty of an offence under Regulation 13.

General

This application form has been developed to assist applicants in the preparation of a Food Waste Management Implementation Report (FWMIR) in relation to the Trade Show, Exhibition or, as appropriate event concerned at which food is being supplied or, in accordance with requirements of the Notice issued to the producer under Regulation 12.

This document does not purport to be and should not be considered a legal interpretation of the provisions and requirements of the Waste Management (Food Waste) Regulations S.I. No. 508 of 2009.

While every effort has been made to ensure the accuracy of the material contained in this document, Tipperary County Council assumes no responsibility and gives no guarantees; undertakings and warranties concerning the accuracy, completeness or up-to-date nature of the information provided herein and does not accept any liability whatsoever arising from any errors or omissions.

DEFINITIONS

“catering waste” means all waste food including used cooking oil originating in restaurants, catering facilities and kitchens, including central kitchens and household kitchens;

“competent person”, for the purposes of compiling a food waste management plan or a food waste management implementation report, means a person with knowledge of the responsibilities and requirements for the management of food waste that derive from these Regulations and who is competent, on the basis of appropriate education, training and/or experience, to document the necessary tasks and steps to be undertaken to meet these obligations;

“food” includes—

- (a) any substance used, available to be used, or intended to be used, for food by human persons, and
- (b) any substance which enters into or is used in the production, composition or preparation of these substances,

and references to food include, as the context may require, reference to a particular food or class of food;

“food waste management plan” means a plan, compiled on behalf of the organiser by a competent person, in respect of the proposed arrangements for the management of food waste at a trade show, exhibition or, as appropriate, any event where food is being supplied, which is—

- (a) required under Regulation 10, and
- (b) to be prepared in accordance with the requirements of Regulation 11;

“food waste management implementation report” means a report, in accordance with the requirements of Schedule 2: Part II, compiled on behalf of a producer by a competent person, certifying in respect of a specified period and in respect of all premises involved in the supply of food operated by the producer in the State, the nature and weight of food waste—

- (a) treated by or on behalf of the producer concerned,
- (b) collected for the purposes of delivery to an authorised treatment process, and
- (c) consigned by the producer for disposal;

“former foodstuffs” means former foodstuffs or products of animal origin or foodstuffs containing products of animal origin, other than catering waste, which are no longer intended for human consumption for commercial reasons or due to problems of manufacturing or packaging defects or other defects which do not present any risk to humans or animals;

“producer” shall mean a person who supplies food, regardless of whether a charge is made, at any of the specified classes of premises listed in Schedule 1 to these Regulations. Where the occupier of the premises listed in Schedule 1 is a different person to the person who supplies food on those premises, both parties shall be deemed to be a producer under these Regulations and both may be jointly and severally liable for any non-compliance with these Regulations;

“supply” in relation to food means providing food in the course of business, or in exchange for any consideration including money, or giving as a prize, or otherwise making a gift, and “supplied” shall be construed accordingly;

Section 1 – Competent Person

1.1 This Food Waste Management Implementation Report (FWMIR) is being completed by a Consultant or Agent? Yes No

State the Competent Person’s name, address and contact details:

Competent Person Name:	
Address:	
Tel: / Fax:	
e-mail:	
Provide details of competency:	

Section 2 – Producer

2.1 State name, address and contact details for the food waste producer:

Producer Name:	
Address:	
Tel: / Fax:	
e-mail:	

2.2 State the name, address and contact details of person responsible for compliance with the Food Waste Regulations, where different from 2.1 above:

Contact Name:	
Address:	
Tel: / Fax:	
e-mail:	

2.3 State all trade name(s) used by the food waste producer:

Trade Name:	
Trade Name:	

2.4 Is the producer a body corporate or partnership? Yes No

(i) If yes give the specified Company Registration, Partnership or Trade Name if trading under a name.

(ii) If yes state the company certificate number issued by the Companies Registration Office.

(iii) If yes state the company's / partnership's registered address.

(i) Company or Partnership Name:	
(i) Trading Name:	
(ii) Company Registration Number:	
(iii) Company's Registered Address, or, Partnership's Address:	

2.5 Where the producer is a company or partnership, give the names and addresses of any person who is: a director, manager, company secretary or other similar officer of each body corporate, or, a partner:

Name:	
Office Held:	
Contact Details:	
Address:	
Name:	
Office Held:	
Contact Details:	
Address:	
Name:	
Office Held:	
Contact Details:	
Address:	

2.6 Producers Legal Interest in the premises or land:

	Owner 1	Owner 2
Name(s) of owner(s):		
Address(es) of owner(s):		
Contact Details of owner(s):		
Organisers legal Interest:		
Document(s) Reference, i.e. attach letter(s) of consent:		

Section 3 - Location and Food Supply

3.1 State the location of premises at which food is or was being produced / distributed:

Premises Location:	
<i>Note: Please include a map (to a suitable scale of not less than 1:500) outlining the location of the Premises in red.</i>	

3.2 Producer Requirements and Regulation 7

Regulation	Producer Minimum Requirements	Compliance Proposals
7. (1) (a)	food waste arising on the producer's premises is source segregated and kept separate from non-biodegradable materials, other waste and contaminants, and	
7. (1) (b) (i)	source segregated food waste is collected by an authorised waste collector and transferred for an authorised treatment process, or	
7. (1) (b) (ii)	source segregated food waste is subjected to an authorised treatment process on the premises where the food waste was produced, or	
7. (1) (b) (iii)	source segregated food waste is transferred directly by the producer for the purposes of an authorised treatment process at an authorised facility. (produce satisfactory documentary evidence of waste transfer and compliance with vehicle registration and licensing requirements)	
7. (4)	a producer is not required to segregate catering waste from former foodstuffs within the meaning of Animal By-Product (ABP) Regulations when these materials are to be subjected to an authorised treatment process at the same authorised facility. (Subject to facility compliance with terms / conditions of its approval under the ABP regulations).	
7. (5)	Producers shall take all reasonable steps to minimise the creation of odours and nuisance in discharging the obligations arising from this Regulation.	

3.3 Provide detailed information and evidence in respect of the the Use(s), Type(s), Quantity(ies), Origin(s) of Food Waste:

No	Origin(s)	Type(s)	Quantity(ies) (kg)	Use(s)
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				

Section 4 - Food Waste Management

4.1 Provide detailed information in respect of the Management Arrangements specifying steps taken to ensure environmentally sound management of the food waste arising at the producers premises:

<p>Management Arrangements for the food waste</p> <p>For Example:</p> <ul style="list-style-type: none"> ~ measures proposed to reduce or minimise food waste; ~ food waste segregation from other waste; ~ measures for keeping food waste separate from other waste; ~ quantity and location of food waste receptacles; ~ communication and promotion of food waste segregation; ~ staff / food vendor training; ~ collection and transfer of food waste; ~ food waste evaluation; ~ measures to minimise creation of odours; ~ measures to minimise creation of nuisance; ~ contingency arrangements, ~ etc..) 	

Please attach additional details or evidence where necessary.

4.2 Actual quantities of food waste generated by the producer:

Category	Weight (Kg) of Food Waste
Food waste (meat)	
Food waste (non Meat)	
Waste (edible) oil and fat	
Contaminated waste (for landfill)	
<i><u>Total:</u></i>	

4.3 Name(s), contact details and collection permit number of authorised waste collector(s) used by producer:

Name(s):	
Address (es):	
Contact Details:	
Collection Permit Number(s)	
Waste Collection Docket Number(s)*:	
*Note: Originals or certified copies of docket are to be submitted.	

4.4 Name(s), contact details and waste licence / facility permit number(s) of authorised treatment facility used by the producer.

Name(s):	
Address (es):	
Contact Details:	
Waste Licence / Facility Permit Number(s):	
Facility waste acceptance Docket Number(s)*: <small>*Note: Originals or certified copies of dockets are to be submitted.</small>	
Department of Agriculture – Animal-By-Product approval Number(s):	

4.6 As part of this FWMIR / AER the producer shall maintain and make available for the purposes of inspection all supporting information / documentation used in the preparation of this FWMIR / AER.

Address of premises or location where information / documentation is maintained:	
<i>Note: Please include a map (to a suitable scale of not less than 1:500) outlining the location of the Premises in red.</i>	

4.7 Is the producer required to submit an Annual Environmental Report (AER) by the 28th February, in respect of the producers performance in the management of Food Waste for the previous year? Yes No

(i) If yes, the producer shall include details of:

Type and Quantities (in kg or tonnes) of food <u>discarded</u> as waste.	
Type and Quantities (in kg or tonnes) of food <u>waste consigned to treatment</u>.	
Type and Quantities (in kg or tonnes) of food waste managed by <u>methods other than treatment</u>	
Measures <u>proposed</u> to reduce food waste	
Measures <u>adopted</u> to reduce food waste	
Please attach or include additional information / evidence, and ensure details tally with information provided elsewhere within this report (e.g. Items 4.1 to 4.6 above, etc.).	

Note: National Strategy on Biodegradable Waste, published by the Department of the Environment, Heritage and Local Government (April 2006).

Section 5 – Checklist

<p>Food Waste Categories</p> <p><input type="checkbox"/> Butchery Waste (Category 3)</p> <p><input type="checkbox"/> Catering Waste</p> <p><input type="checkbox"/> Former Food Stuff</p>	<p>Type of Premises:</p> <p><input type="checkbox"/> Shop/ Supermarket <input type="checkbox"/> Public House</p> <p><input type="checkbox"/> Restaurant <input type="checkbox"/> Hotel <input type="checkbox"/> Trade Show/ Event <input type="checkbox"/> Canteen</p> <p><input type="checkbox"/> Fast Food <input type="checkbox"/> Department Store <input type="checkbox"/> Exhibition <input type="checkbox"/> Other</p>		
Producer Responsibilities	Yes	No	Comments
Is food waste being segregated and kept separate from non- biodegradable material, other waste and contaminates? [Reg. 7 (1)(a), 8(1)(a) & 9(1)(a)]			
Is source segregated food waste collection service available to the producer of waste? [Reg. 9(1)(a)]			
Is food waste being collected by an authorised waste collector and is being transferred to Authorised Treatment Facility (ATF)? [Reg. 7(1)(b)(i), 8(1)(b)] If YES, name the ATF: _____			WCP No. _____
If no Authorised Waste Collector is collecting the waste food, is food waste transferred directly by <u>The Producer</u> to the ATF? [Reg. 7(1)(a)(ii), 8(1)(b)] If YES, name the ATF and show documentary evidence. _____			
Is food waste being treated on premises? [Reg. 7(1)(b)(iii)]			
If food waste is being treated on the premises, what type of unit is being used and is it authorised in accordance with Waste Management (Facility Permit and Registration) Regulations 2007 as amended?			WFP / CoR No. _____
Does the premise have a purpose built mechanical device to shred, hydrate or alter the structure of food waste, e.g. macerator unit? [Reg. 9(1)(b)] If YES, does the premises hold a Trade Effluent Discharge Licence under the Local Government (Water Pollution) Act 1977 as amended?			Discharge Licence Number: _____.
Does the premises have a Grease Trap system installed? If YES, produce maintenance records for grease trap and produce evidence that an Authorised Waste Collector is transferring waste to an ATF.			Grease Trap required: Yes / No.
Will the Producer be required {by Notice in writing} to submit a food waste management implementation report (FWMIR), or, an annual environmental report (AER) in respect of performance in the management of food waste for the previous calendar year? [Reg. 12(1), 12(8)]			
Trade Show / Exhibition / Event, Organiser: Was a Food Waste Management Plan prepared and submitted to the Local Authority at least 30 days prior to event? [Reg. 10(3), 11(1)(a)] Was a Food W M Implementation Report submitted within 28 days of conclusion of Show, Exhibition, or, Event, as appropriate? [Reg. 10(4), 12(1)]			
Other Comments: Any environmental concerns e.g. Odours, Files, Vermin?			
Note: Nothing in these Regulations shall conflict with the requirement of any enactment in respect of food safety and hygiene standards [Reg. 6]			

Section 6 - Statutory Declaration

As the person organising the trade show, exhibition or, as appropriate, any event where food is being supplied (other than an activity excluded from within the scope of Class 1 of Schedule 1 to these Regulations), or, the Notice person in accordance with requirements of the Notice issued to the producer under Regulation 12, I shall maintain and make available for the purposes of inspection by a Local Authority all supporting information / documentation used in the preparation of this Food Waste Management Implementation Report and / or Annual Environmental Report.

I declare that the information given in the application by (Legal Entity) _____ for the purpose of the Food Waste Management Implementation Report and / or Annual Environmental Report is correct, and that no information which is required to be included in the said application has been omitted.

I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1938.

I authorise **Tipperary County Council** to make any enquiries from official sources as it may consider necessary for the purpose of determining this report and, pursuant to Section 8 of the Data Protection Act 1988, I consent to the disclosure of details of convictions for relevant offences specified under the Waste Management legislation.

Signature: _____

Name (block capitals): _____

Declared before me at _____ this _____ day of

_____, 20____. #

To be completed by a Solicitor/Commissioner of Oaths/Notary Public / Peace Commissioner / Garda Síochána.

Signature of Witness: _____ Date _____

Occupation: _____

WARNING: Any person who gives false or misleading information for the purpose of the Food Waste Management Plan renders themselves liable to commission of an offence under Regulation 13 of the Waste Management (Food Waste) Regulations.

Return completed Food Waste Management Implementation Report / Annual Environmental Report and supporting documentation to:



Comhairle Contae Thiobraid Árann
Tipperary County Council

Civic Offices
Emmet Street,
Clonmel,
Co. Tipperary.

***Oifigí Cathartha,
Sráid Emmet,
Cluain Meala,
Co. Thiobraid Árann.***

Rannóg an Chomshaoil agus Gníomhaíochta Aeráide
Environment & Climate Action Section

Telephone / Fón: 0818 06 5000

E-mail/R-phost: customerservices@tipperarycoco.ie

Web: www.tipperary.ie

Civic Offices,
Limerick Road,
Nenagh,
Co. Tipperary.

***Oifigí Cathartha,
Bóthar Luimnigh,
An tAonach,
Co. Thiobraid Árann.***

For Local Authority use only		
In determining the adequacy of the FWMIR you shall ensure compliance with—	REQUIREMENTS ADEQUATELY MET?	COMMENTS
(a) the requirements of these Regulations, and		
(a) the policy objectives of the National Strategy on Biodegradable Waste, {published by the Department of the Environment, Heritage and Local Government (April 2006)}, and		
(b) the objectives and targets of the relevant waste management plan, and		
(c) the requirements of Directive 1999/31/EC { O J L 182, 16.07.1999, p 1 }.		
Opinion on submitted FWMIR in terms of its scope, detail or in respect of the steps which the person intends to take to ensure the environmentally sound management of food waste		
Scope		
Detail		
Steps		
FWMIR Approved:		

Opinion on submitted AER in terms of its scope, detail or in respect of the steps which the person intends to take to ensure the environmentally sound management of food waste	
Scope	
Detail	
Steps	
AER Approved:	
Where not satisfactory notify the person that a revised FWMIR / AER must be submitted by that person for approval by the local authority within 14 days of receipt of the notice.	
Date of receipt of FWMIR / AER:	
Date of Notification that revised FWMIR / AER is to be submitted:	
Date revised FWMIR / AER due (within 14 days of receipt of notice):	
Date of receipt of revised FWMIR / AER:	
Is revised FWMIR / AER now satisfactory and approved?	
Recommendation on foot of receipt of inadequate revised FWMIR / AER.	