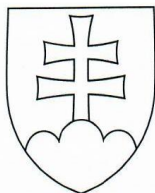


**KOŠICE DISTRICT OFFICE**  
ENVIRONMENTAL CARE DIVISION  
Department of Nature Protection and Protection of Selected Environmental Elements  
Komenského 52, 040 26 Košice

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**File number**

OU-KE-OSZP3-2022/004744-003



**Košice**

January 14, 2022

## Decision

### Statement

The Košice District Office of the Environmental Care Division (hereinafter the "District Office"), as the competent body of the state administration of waste management in accordance with Act no. 525/2003 Coll. on the state administration of environmental care and on the amendment to certain laws as amended, in connection with Section 108(1)(m), acting on Section 97(1)(c) of Act no. 79/2015 Coll. on Waste and on amendments to certain laws, as amended (hereinafter the "Waste Act"), acting in accordance with the relevant provisions of Act no. 71/1967 Coll. on Administrative Procedure (Administrative Procedure Code) as amended (hereinafter the "Administrative Procedure Code"),

gives consent

to operate a waste recovery facility

to the applicant:

BEP s.r.o., Toryská 3, 040  
11 Košice; IČO: 36 826 677  
operation: Waste recovery facility Jarmočná IV.2953-5 / A, Košice;

the facility performs waste recovery activities according to Annex No. 1 to the Waste Act:

R 12 - Treatment of waste designated for one of the activities R 1 to R 11.

1. Type, category and quantity of waste:

The consent applies to the recovery of the following types of other wastes classified according to the Decree of the Ministry of the Environment of the Slovak Republic no. 365/2015 Coll., which establishes the Waste Catalog as amended by Decree no. 320/2017 Coll.:

15 01 04 - metal packaging;  
17 04 01 - copper, bronze, brass;  
17 04 02 - aluminum;  
17 04 03 - lead;  
17 04 04 - zinc;  
17 04 05 - iron and steel;  
17 04 06 - tin;  
17 04 07 - mixed metals;  
17 04 11 - cables other than those specified in 17 04 10;  
19 10 02 non-ferrous waste;

19 12 02 - ferrous metals;  
20 01 40 - metals;  
20 01 40 01 - copper, bronze, brass;  
20 01 40 02 - aluminum;  
20 01 40 03 - lead;  
20 01 40 04 - zinc;  
20 01 40 05 - iron and steel;  
20 01 40 06 - tin;  
20 01 40 07 - mixed metals.

The total amount of the listed waste, which the applicant handles per year, must not exceed 4,990 t / year.

## 2. Waste handling location:

The waste recovery facility is located under a steel shelter in a fenced lockable area of the waste collection facility, operated by the party to the procedure at Jarmočná IV.2953-5 / A, Košice. The applicant concluded a contract with the owner of the premises Pavol Masnica - TRIEMKOV, Jarmočná IV.2953-5 / A, Košice on May, 19, 2021 for a period of 10 years. The area of operation is secured against the entry of unauthorized persons.

## 3. Waste handling method:

The supply of waste sorted by type comes in from the waste collection facility on the premises where the operation is located.

The waste is placed in the hopper manually or using machinery. The hopper dumps the waste into the pressing chamber, where primary and secondary pressing of the waste transforms it to the prescribed dimension. Next, the compacted waste is expelled from the technological plant and is ready for shipment. The facility's operation does not generate any additional waste.

## 4. Technical requirements for the operation of the technological plant:

The machinery of the waste collection facility takes care of the waste handling. The actual waste pressing is handled by the Hydraulic baling press BV 1300, which performs treatment (baling) of waste from ferrous and non-ferrous metals up to a thickness of 4 mm.

The individual components of the technological plant may only be used for the purpose for which they are intended and must be operated in a suitable technical condition. They must not be dismantled or replaced and must not be tampered with in any way, except by the professionally qualified company maintenance.

In accordance with the wording of Section 17(1) of the Waste Act, the operation is marked by an information board which lists the name of the facility, business name and registered office of the operator, the list of types of waste handled by the operation, the name and address of the state body who granted the operator the operating license, in accordance with Section 6 of the Decree of the Ministry of the Environment of the Slovak Republic no. 371/2015 Coll., which implements certain provisions of the Waste Act as amended (hereinafter the "Decree").

## 5. Safety precautions for the facility operation:

Waste recovery takes place in a technological plant operated by qualified personnel. The operator follows the operating rules, operating instructions focused primarily on checking the equipment, its technical condition, proper commissioning and the required quality of the input material. The employees of the facility use work clothes, closed work shoes and, if necessary, other protective equipment.

6. The operator is obliged to ensure recovery, or disposal of waste contained therein before the technological plant goes out of operation.

7. Other conditions necessary for operating the facility:

7.1. The applicant is obliged to comply with the obligations linked to the operation of the waste recovery facility in pursuance of the provisions of the Waste Act and related regulations.

7.2. The applicant is obliged to implement the waste recovery process aligned with the operating rules of the facility approved by the state administration of waste management.

7.3. The applicant is obliged to keep operational documentation according to Section 10 of the Decree of the Ministry of the Environment of the Slovak Republic no. 371/2015 Coll., which implements certain provisions of the Waste Act, as amended (hereinafter the "Decree").

7.4. If the limit set in Annex no. 8 of Act no. 24/2006 Coll. on Environmental Impact Assessment and on Amendments to Certain Acts, as amended (hereinafter the "EIA Act"), in the recovery of waste referred to in point 1 of the Decision, the applicant is obliged to submit a decision on the investigation procedure or a final opinion from the process environmental impact assessments issued in accordance with the EIA Act.

8. The period of the consent granted:

The consent for the operation of a waste recovery facility is granted for the period from the date this Decision enters into force until December 31, 2026.

This decision does not replace a decision, permit or statement required by special regulations.

#### **Recital**

The Košice District Office, Environmental Care Division, received a request on December 16, 2021 from BEP s.r.o., Toryská 3, Košice to grant consent for the operation of a waste recovery facility by activity R12 pursuant to Section 97 (1) (c) of the Waste Act. The facility in question is located on the applicant's premises at Jarmočná IV.2953-5 / A, Košice. On the day the application was delivered to the District Office, the administrative procedure was initiated pursuant to Section 18 of the Administrative Procedure Code in the present case.

The following documents were submitted with the application:

- Applicant's identification data;
- Technical documentation of the waste recovery facility, which contains a description of the technological process of waste handling, including technical data of the facility.
- Emergency waste handling measures approved by the company's management.
- A copy of the Agreement on the lease of non-residential space with Pavel Masnice - TRIEMKOV, Jarmočná IV.2953-5 / A, Košice dated May 19, 2021, including the Amendment no. 1 dated August 31, 2021.
- A copy of the Framework Purchase Agreement dated January 10, 2011 with Camaro Metal AG, HintererSteisteg 5, Schwyz, Switzerland.
- A copy of the Framework Purchase Agreement no. 02/07/2020 dated July 20, 2020 with KIZAK s.r.o., Osloboditeľov 145, Čaňa.
- A copy of the Purchase Agreement no. 005/16 with Sakers s.r.o., Horný Hričov 298, Žilina.

The applicant processed the application within the scope of Section 21 of the Decree.

By letter no. OU-KE-OSZP3-2021/047410-002, dated December 17, 2021, the District Office informed the known parties to the procedure that the District Office initiated the administrative procedure in the case and at the same time ordered an oral procedure connected with the local investigation on January 13, 2022 to discuss the submitted motion, in accordance with the wording of Section 18(3) of the Administrative Procedure Code. Minutes of the

local investigation were drawn up in accordance with the wording of Section 22 of the Administrative Procedure Code. The City of Košice, a party to the procedure, did not comment on the submitted proposal. As the minutes were drawn up, the parties to the procedure were given the opportunity to comment on the base documents presented to issue the decision and on the methods of the findings, and to propose their supplementation in accordance with the wording of Section 33(2) of the Administrative Procedure Code. The parties did not comment on the grounds for the decision.

During the waste recovery activity, the party to the procedure declares the amount of recovered waste max. 4,990 t / year, which does not reach the limit value according to Annex no. 8, paragraph 9, subparagraph 6, of the EIA Act.

After reviewing the documents submitted by the applicant, the District Office came to the conclusion that all the conditions for granting consent pursuant to Section 97(1)(c) of the Waste Act.

The validity of the consent was determined in accordance with the wording of Section 97(16) of the Waste Act.

After examining the submitted documents of the request, the District Office considered the conditions for performing the activity and reached the decision stated in the operative part of the Decision.

Applicant paid the specified administrative fee of € 11,0 by e-stamp in pursuance of item no. 162(c) of the Tariff of administrative fees according to Act no. 145/1995 Coll. on administrative fees, as amended.

### **Guidance**

An appeal against this decision may be lodged in accordance with Section 53 and Section 54 of the Administrative Procedure Code, Košice District Office, Environmental Care Division, Komenského 52, 041 26 Košice, within 15 days from the date of delivery of this decision. A timely appeal has a suspensive effect.

This decision is subject to judicial review only after the measure of the ordinary appeal has been exhausted.

JUDr. Henrieta Halászová  
Head of Department

Informative note - This document was created electronically by a public authority

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#### To deliver the Decision to the following entities

BEP, s.r.o., Toryská 3, 040 11 Košice-Západ, Slovak republic  
City of Košice (OVM), Department of Transportation and the Environment, Trieda SNP 1280/48A,  
040 11 Košice, Slovak Republic

#### To be notified

The Slovak Inspectorate of the Environment - The Inspectorate of the Environment Košice, Rumanova 14,  
040 53 Košice 1