

Determination of an Application for an Environmental Permit under the Environmental Permitting (England & Wales) Regulations 2010

Decision document recording our decision-making process

The Permit Number is: EPR/UP3038WA
The Applicant / Operator is: Hoddesdon Energy Limited

The Installation is located at: Ratty's Lane
 Hoddesdon
 Hertfordshire
 EN11 0RF

What this document is about

This is a decision document, which accompanies a permit.

It explains how we have considered the Applicant's Application, and why we have included the specific conditions in the permit we are issuing to the Applicant. It is our record of our decision-making process, to show how we have taken into account all relevant factors in reaching our position. Unless the document explains otherwise, we have accepted the Applicant's proposals.

We try to explain our decision as accurately, comprehensively and plainly as possible. Achieving all three objectives is not always easy, and we would welcome any feedback as to how we might improve our decision documents in future. A lot of technical terms and acronyms are inevitable in a document of this nature: we provide a glossary of acronyms near the front of the document, for ease of reference.

Preliminary information and use of terms

We gave the application the reference number EPR/UP3038WA/A001. We refer to the application as "the **Application**" in this document in order to be consistent.

The number we have given to the permit is EPR/UP3038WA. We refer to the permit as "the **Permit**" in this document.

The Application was duly made on 06/02/2015.

The Applicant is Hoddesdon Energy Limited. We refer to Hoddesdon Energy Limited as “the **Applicant**” in this document. Where we are talking about what would happen after the Permit is granted (if that is our final decision), we call Hoddesdon Energy Limited “the **Operator**”.

Hoddesdon Energy Limited proposed facility is located at Ratty’s Lane, Hoddesdon, Hertfordshire, EN11 0RF . We refer to this as “the **Installation**” in this document.

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Glossary of acronyms used in this document

(Please note that this glossary is standard for our decision documents and therefore not all these acronyms are necessarily used in this document.)

AAD	Ambient Air Directive (2008/50/EC)
APC	Air Pollution Control
BAT	Best Available Technique(s)
BAT-AEL	BAT Associated Emission Level
BREF	BAT Reference Note
CEM	Continuous emissions monitor
CFD	Computerised fluid dynamics
CHP	Combined heat and power
COMEAP	Committee on the Medical Effects of Air Pollutants
CROW	Countryside and rights of way Act 2000
CV	Calorific value
DAA	Directly associated activity – Additional activities necessary to be carried out to allow the principal activity to be carried out
DD	Decision document
EAL	Environmental assessment level
EIAD	Environmental Impact Assessment Directive (85/337/EEC)
ELV	Emission limit value
EMAS	EU Eco Management and Audit Scheme
EMS	Environmental Management System
EPR	Environmental Permitting (England and Wales) Regulations 2010 (SI 2010 No. 675) as amended
EQS	Environmental quality standard
EU-EQS	European Union Environmental Quality Standard
EWC	European waste catalogue
FSA	Food Standards Agency
GWP	Global Warming Potential
HHRAP	Human Health Risk Assessment Protocol
HMIP	Her Majesty's Inspectorate of Pollution
HPA	Health Protection Agency (now PHE – Public Health England)
HRA	Human Rights Act 1998

HW	Hazardous waste
HWI	Hazardous waste incinerator
IBA	Incinerator Bottom Ash
IED	Industrial Emissions Directive (2010/75/EU)
IPPCD	Integrated Pollution Prevention and Control Directive (2008/1/EC) – now superseded by IED
I-TEF	Toxic Equivalent Factors set out in Annex VI Part 2 of IED
I-TEQ	Toxic Equivalent Quotient calculated using I-TEF
LCPD	Large Combustion Plant Directive (2001/80/EC) – now superseded by IED
LCV	Lower calorific value – also termed net calorific value
LfD	Landfill Directive (1999/31/EC)
LADPH	Local Authority Director(s) of Public Health
LOI	Loss on Ignition
MBT	Mechanical biological treatment
MSW	Municipal Solid Waste
MWI	Municipal waste incinerator
NO _x	Oxides of nitrogen (NO plus NO ₂ expressed as NO ₂)
Opra	Operator Performance Risk Appraisal
PAH	Polycyclic aromatic hydrocarbons
PC	Process Contribution
PCB	Polychlorinated biphenyls
PEC	Predicted Environmental Concentration
PHE	Public Health England
POP(s)	Persistent organic pollutant(s)
PPS	Public participation statement
PR	Public register
PXDD	Poly-halogenated di-benzo-p-dioxins
PXB	Poly-halogenated biphenyls
PXDF	Poly-halogenated di-benzo furans
RDF	Refuse derived fuel
RGS	Regulatory Guidance Series
SAC	Special Area of Conservation
SED	Solvent Emissions Directive (1999/13/EC) – now superseded by IED
SCR	Selective catalytic reduction

SGN	Sector guidance note
SHPI(s)	Site(s) of High Public Interest
SNCR	Selective non-catalytic reduction
SPA(s)	Special Protection Area(s)
SS	Sewage sludge
SSSI(s)	Site(s) of Special Scientific Interest
SWMA	Specified waste management activity
TDI	Tolerable daily intake
TEF	Toxic Equivalent Factors
TGN	Technical guidance note
TOC	Total Organic Carbon
UHV	Upper heating value –also termed gross calorific value
UN_ECE	United Nations Environmental Commission for Europe
US EPA	United States Environmental Protection Agency
WFD	Waste Framework Directive (2008/98/EC)
WHO	World Health Organisation
WID	Waste Incineration Directive (2000/76/EC) – now superseded by IED

1 Our decision

We have decided to grant the Permit to the Applicant. This will allow it to operate the Installation, subject to the conditions in the Permit.

We consider that, in reaching that decision, we have taken into account all relevant considerations and legal requirements and that the permit will ensure that a high level of protection is provided for the environment and human health.

This Application is to operate an installation which is subject principally to the Industrial Emissions Directive (IED).

The Permit contains many conditions taken from our standard Environmental Permit template including the relevant Annexes. We developed these conditions in consultation with industry, having regard to the legal requirements of the Environmental Permitting Regulations and other relevant legislation. This document does not therefore include an explanation for these standard conditions. Where they are included in the permit, we have considered the Application and accepted the details are sufficient and satisfactory to make the standard condition appropriate. This document does, however, provide an explanation of our use of “tailor-made” or installation-specific conditions, or where our Permit template provides two or more options.

2 How we reached our decision

2.1 Receipt of Application

The Application was duly made on 06/02/2015. This means we considered it was in the correct form and contained sufficient information for us to begin our determination but not that it necessarily contained all the information we would need to complete that determination: see below.

The Applicant claimed that certain information was commercially confidential and should be withheld from the public register. We considered this request and determined that: the information was not required in the detail it had been submitted to us, after discussion with the operator the information was either removed from the application or submitted in less detail and suitable for the public register. Apart from the issues and information just described, we have not received any information in relation to the Application that appears to be confidential in relation to any party.

2.2 Consultation on the Application

We carried out consultation on the Application in accordance with the EPR, our statutory PPS and our own RGS Note 6 for Determinations involving Sites of High Public Interest. We consider that this process satisfies, and frequently

goes beyond the requirements of the Aarhus Convention on Access to Information, Public Participation in Decision-Making and Access to Justice in Environmental Matters, which are directly incorporated into the IED, which applies to the Installation and the Application. We have also taken into account our obligations under the Local Democracy, Economic Development and Construction Act 2009 (particularly Section 23). This requires us, where we consider it appropriate, to take such steps as we consider appropriate to secure the involvement of representatives of interested persons in the exercise of our functions, by providing them with information, consulting them or involving them in any other way. In this case, our consultation already satisfies the Act's requirements.

We advertised the Application by a notice placed on our website, which contained all the information required by the IED, including telling people where and when they could see a copy of the Application.

We made a copy of the Application and all other documents relevant to our determination (see below) available to view on our Public Register Apollo Court, 2 Bishops Square Business Park, St Albans Road, West Hatfield, Herts, AL10 9EX. Anyone wishing to see these documents could do so and arrange for copies to be made.

We sent copies of the Application to the following bodies, which includes those with whom we have "Working Together Agreements":

- Local Authority - Broxbourne Borough Council, Environmental Health & Planning Dept
- Hertfordshire County Council, Planning Dept
- Director of Public Health , Hertfordshire County Council
- Public Health England
- Hertfordshire Fire & Rescue Service
- Food Standards Agency
- HSE
- National Grid
- Thames Water Utilities Limited
- Natural England

These are bodies whose expertise, democratic accountability and/or local knowledge make it appropriate for us to seek their views directly. Note under our Working Together Agreement with Natural England, we only inform Natural England of the results of our assessment of the impact of the installation on designated Habitats sites.

Further details along with a summary of consultation comments and our response to the representations we received can be found in Annex 4. We have taken all relevant representations into consideration in reaching our determination.

2.3 Requests for Further Information

Although we were able to consider the Application duly made, we did in fact need more information in order to determine it, and requested further information on the 29/01/2015 along with the “not duly made” letter, also a Schedule 5 dated 14/05/2015 and further requests for information dated 10/07/2015, 05/08/2015 and 28/08/2015. A copy of the request for further information was placed on our public register and sent to Broxbourne Borough Council local authority for inclusion on its register, as was the response when received.

3 **The legal framework**

The Permit will be granted under Regulation 13 of the EPR. The Environmental Permitting regime is a legal vehicle which delivers most of the relevant legal requirements for activities falling within its scope. In particular, the regulated facility is:

- an *installation* and a *waste incineration plant* as described by the IED;
- an *operation* covered by the WFD, and
- subject to aspects of other relevant legislation which also have to be addressed.

We address some of the major legal requirements directly where relevant in the body of this document. Other requirements are covered in a section towards the end of this document.

We consider that, in granting the Permit, it will ensure that the operation of the Installation complies with all relevant legal requirements and that a high level of protection will be delivered for the environment and human health.

We explain how we have addressed specific statutory requirements more fully in the rest of this document.

4 **The Installation**

4.1 Description of the Installation and related issues

4.1.1 The permitted activities

The Installation is subject to the EPR because it carries out an activity listed in Part 1 of Schedule 1 to the EPR:

- Section 5.1 Part A(1)(b) – incineration of non-hazardous waste in a waste incineration plant or waste co-incineration plant with a capacity of 3 tonnes or more per hour.

The IED definition of “waste incineration plants” and “waste co-incineration plants” says that it includes:

“all incineration lines or co-incineration lines, waste reception, storage, on-site pre-treatment facilities, waste, fuel and air supply systems, boilers, facilities for the treatment of waste gases, on-site facilities for treatment or storage of residues and waste water, stacks, devices for controlling incineration or co-incineration operations, recording and monitoring incineration or co-incineration conditions.”

Many activities which would normally be categorised as “directly associated activities” for EPR purposes (see below), such as air pollution control plant, and the ash storage bunker, are therefore included in the listed activity description.

An installation may also comprise “directly associated activities”, which at this Installation includes the generation of electricity using a steam turbine and back up electricity generator for emergencies. These activities comprise one installation, because the incineration plant and the steam turbine are successive steps in an integrated activity.

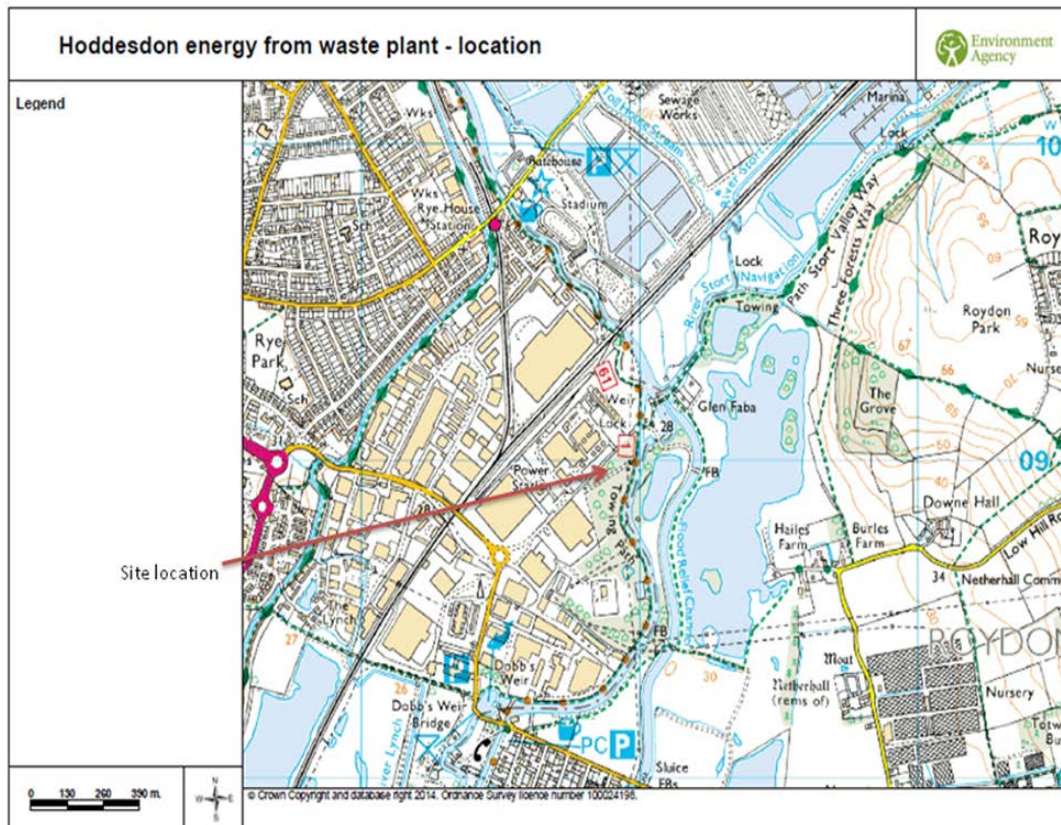
Together, these listed and directly associated activities comprise the Installation.

4.1.2 The Site

The location of the site is shown, centered at approximate National Grid Reference OS X (Eastings) 538873; OS Y (Northings) 208983. The application site is located to the east of Hoddesdon which is north of the village of Broxbourne. Hoddesdon is 6 miles west of Harlow, 9 miles east of Welwyn Garden City and approximately 25 miles north of London. The application site is irregular in shape and is generally flat. The site is bound to the north by Ratty’s Lane with Rye House power station beyond, to the east by the River Lea Navigation, to the south by an area of open derelict and undeveloped land and a large electricity transformer station and by an industrial estate to the west.

The site is predominantly covered by dense overgrown vegetation and a variety of small young and larger mature trees as well as open areas covered with weeds, ivy and decaying leaf matter.

The nearest residential property to the application site is the Lock House adjacent to northern boundary alongside the River Lee. Across the River Lee, approximately 300m from the eastern boundary of the site lays a small cluster of residential units on Glen Faba Road.



The site has sensitive habitats within the distance criteria which the applicant has included in their impact assessment. The following is a list of the sites which will be included within the assessment:-

Habitat sites within 10km

Special Areas of conservation (SAC) - WORMLEY-HODDESDONPARK WOODS

Special Areas of conservation (SAC) - EPPING FOREST

Special Protection Areas (SPA) - LEE VALLEY

RAMSAR - LEE VALLEY

Sites of Special Scientific Interest (SSSI) within 2km

SSSI - RYE MEADS

Local Wildlife sites within 2km

- Admirals Walk Lake
- Carthegena Estate Lakes,
- Broxbourne Gravel Pits
- Totwellhill Bushes
- Rye Meads Gravel Pit
- Lea Valley Central
- Stanstead Abbots Gravel Pit
- Hallmores area
- Paddley
- Lea Valley North
- Senior's Lake
- Knowle Thicket by Cock Lane Ford

Rye House Power Station

Ancient Woodlands within 2km

TOTWELLHILL BUSHES

The impact assessment has shown there to be no likely significant impacts at the above sites from the installation.

The Applicant submitted a plan which we consider is satisfactory, showing the site of the Installation and its extent. A plan is included in Schedule 7 to the Permit, and the Operator is required to carry on the permitted activities within the site boundary.

Further information on the site is addressed below at 4.3.

4.1.3 What the Installation does

The Applicant has described the facility as Energy from Waste. Our view is that for the purposes of IED (in particular Chapter IV) and EPR, the installation is a waste incineration plant because:

Notwithstanding the fact that energy will be recovered from the process; the process is never the less 'incineration' because it is considered that its main purpose is the thermal treatment of waste.

Although the process used to thermally treat the waste is gasification; for the process not to be considered to be a waste incineration plant, the resultant gases from the gasification process must be purified to such an extent that they are no longer a waste prior to their combustion and can cause emissions no higher than those from the burning of natural gas. The Applicant has not demonstrated to our satisfaction that the gases have passed the 'end of waste' test as referred to in the Waste Framework Directive; therefore the whole process is considered to be a waste incineration plant and therefore subject to the requirements of Chapter IV of the IED.

The plant is designed to generate electricity from pre-prepared waste feedstock using gasification. The feedstock will be refuse derived fuel (RDF). All feedstock arrives on site pre-treated, no further treatment is carried out on site. The waste arrives on site in covered vehicles with walking floors. It is weighed on arrival and checked to ensure it meets the pre-agreed waste acceptance procedures. The operator has procedures in place to deal with out of specification feedstock. The vehicles are then unloaded via a sealed docking system unloading the feedstock onto a conveyor and then to predefined storage areas.

The expected throughput of the waste plant is 85,000-112,915 tonnes per annum, dependent upon the calorific value of the feedstock. The typical calorific value of the waste feedstock is expected to be 15.5MJ. The operator

expects to have no more than 5 days fuel stored on site at any one time. The energy within the fuel will be used to generate 9.98MWe via the steam turbine, after deduction of the parasitic load (1.58MW), 8.4MWe will be exported to the National Grid.

The plant is comprised of two identical lines (A1 and A2), of a two staged gasification/combustion unit, firstly the updraft gasification unit reduces the feedstock near the grate at the bottom of the unit followed by reduction reactions taking place higher up the unit, the upper part of the gasifier produces a syngas which passes to the second chamber to be combusted. Heat from this process then goes to the heat recovery boiler, raising steam for the turbine and the generation of electricity.

The abatement of pollutants to air is via a series of recognised techniques, bag filters, selective non-catalytic reduction (SNCR), Sorbacal dosing and PAC (powdered activated carbon) injection. The above techniques are well established and will allow the operator to meet the ELV's specified by this permit and the Industrial Emissions Directive (IED). Monitoring of all releases will be carried out in line with Chapter IV of the IED.

There is currently no availability in the area to use recovered heat, however the operator will seek out opportunities for heat re-use and the plant is designed to meet the requirements of Article 44 of IED.

The key features of the Installation can be summarised in the table below.

Waste throughput, Tonnes	85,000-112,915 tonnes /annum	Minimum 10.6/hour Maximum 14.1/hour (calorific values ranges from 13-18mj)
Waste processed	RDF	
Number of lines	2	
Furnace technology	2 stage gasification process	
Auxiliary Fuel	Natural Gas	
Acid gas abatement	Dry	Hydrated lime
NOx abatement	SNCR	Urea
Reagent consumption	Auxiliary Fuel 147te/annum Urea : 450 te/annum (design) 1340 te/annum (maximum) Hydrated Lime 788 te/annum (design) 3311 te/annum (maximum) Activated carbon: 32 te/annum (design) 126 te/annum (maximum) Process water: 29,000 te/annum	
Flue gas recirculation	Yes	
Dioxin abatement	Activated carbon	
Stack A1 and A2 (same windshield)	Grid co-ordinates 53887E 20898N	
	Height, 40m	Diameter, 1 m
Flue gas	Flow, 13.7m ³ /s	Velocity, 20.2m/s
	Temperature 155°C	

Electricity generated	9.98MWe	79,840MWh
Electricity exported	8.4MWe	67,200MWh
Steam conditions	Temperature, 400 °C	Pressure, 40 bar
Waste heat use	No current use	

4.1.4 Key Issues in the Determination

The key issues arising during this determination were air emissions and how these may impact on sensitive sites and we therefore describe how we determined these issues in most detail in this document.

4.2 The site and its protection

4.2.1 Site setting, layout and history

The Hoddesdon Energy from Waste Plant is located at Ratty's Lane, Hoddesdon, Hertfordshire, EN11 0RF. Grid reference 538873,208983. The site is irregular in shape and generally flat. The site is bounded to the north by Ratty's lane with Rye House power station beyond, and to the east by the River Lea Navigation. The south of the site is bounded by an area of open derelict land and a large electricity transformer station, and by an industrial estate to the west.

The site is predominantly covered by dense overgrown vegetation and a variety of young and mature trees as well as open areas covered with weeds.

The environment agency flood zone database indicates that the site lies partially within flood Zone 3a (high risk) and partly within flood zone 2 (medium risk). The site partly benefits from flood defences.

The site is directly underlain by superficial Alluvium deposits and subsequently further underlain by Lewes Nodular Chalk formation and Seaford Chalk formation. The overlying soils have been classified as having a high leaching potential (soils which transmit liquid discharges because they are either shallow or susceptible to rapid by-pass flow directly to rock, gravel or groundwater).

This site is shown to have remained undeveloped. In the 1960's a large pond associated with the neighbouring power station was developed approximately 5m to the south of the site. The 2006 maps show the site to be overgrown and this represents the sites current status.

A groundwater investigation report was carried out in 2013, which comprised

- The forming of five cable percussive boreholes (BH1-BH5) with associated sampling and insitu testing.
- Four hand excavated trial pits (Hp1-HP4).
- Four TRLDGP tests (TR1-TR4).
- Three machine excavated trial pits (TP1-TP3) and
- Two gas main exposure hand pits (GMP1 and GMP2).

The above could be used as baseline data. A review of the wider site showed a former slurry waste disposal area to the south of the site. The most significant hazard on this site was thought to be asbestos, no asbestos was detected in the above report. A review of historical contamination (2010) showed that Total Petroleum hydrocarbons, poly aromatic hydrocarbons and

chlorinated volatile organic compounds are present within the groundwater to the north and northwest of the application site area. Although not identified on site there is a potential for these contaminants to migrate towards the site within the underlying groundwater.

The closest residential property to the application site is Lock House at 40m from the site boundary. Across the River Lea approximately 300m from the eastern boundary of the site lays a small cluster of residential units on Glen Faba Road at approximately 189m from the site boundary.

4.2.2 Proposed site design: potentially polluting substances and prevention measures

Under Article 22(2) of the IED the Applicant is required to provide a baseline report containing at least the information set out in paragraphs (a) and (b) of the Article before starting operation.

The Applicant has submitted a site condition report which includes a report on the baseline conditions as required by Article 22. We have reviewed that report and asked the applicant for further information by Schedule 5 dated 14/05/2015; we consider that it adequately describes the condition of the soil and groundwater prior to the start of operations.

The baseline report is an important reference document in the assessment of contamination that might arise during the operational lifetime of the installation and at cessation of activities at the installation

4.2.3 Closure and decommissioning

Having considered the information submitted in the Application, we are satisfied that the appropriate measures will be in place for the closure and decommissioning of the Installation, as referred to in the site condition report SOL1409HE01 Annex C2 H5 Assessment of the Application. Pre-operational condition PO1 requires the Operator to have an Environmental Management System in place before the Installation is operational, and this will include a site closure plan.

At the definitive cessation of activities, the Operator has to satisfy us that the necessary measures have been taken so that the site ceases to pose a risk to soil or groundwater, taking into accounts both the baseline conditions and the site's current or approved future use. To do this, the Operator will apply to us for surrender of the permit, which we will not grant unless and until we are satisfied that these requirements have been met.

4.3 Operation of the Installation – general issues

4.3.1 Administrative issues

The Applicant is the sole Operator of the Installation.

We are satisfied that the Applicant is the person who will have control over the operation of the Installation after the granting of the Permit; and that the Applicant will be able to operate the Installation so as to comply with the conditions included in the Permit.

The incineration of waste is not a specified waste management activity (SWMA). The Environment Agency has considered whether any of the other activities taking place at the Installation are SWMAs and is satisfied that none are taking place.

We are satisfied that the Applicant's submitted Opra profile is accurate.

The Opra score will be used as the basis for subsistence and other charging, in accordance with our Charging Scheme. Opra is the Environment Agency's method of ensuring application and subsistence fees are appropriate and proportionate for the level of regulation required.

4.3.2 Management

The Applicant has stated in the Application that they will implement an Environmental Management System (EMS) that will be certified under ISO14001 or EMAS. A pre-operational condition (PO1) is included requiring the Operator to provide a summary of the EMS prior to commissioning of the plant and to make available for inspection all EMS documentation. The Environment Agency recognises that certification of the EMS cannot take place until the Installation is operational. An improvement condition (IC1) is included requiring the Operator to report progress towards gaining accreditation of its EMS.

We are satisfied that appropriate management systems and management structures will be in place for this Installation, and that sufficient resources are available to the Operator to ensure compliance with all the Permit conditions.

4.3.3 Site security

Having considered the information submitted in the Application, we are satisfied that appropriate infrastructure and procedures will be in place to ensure that the site remains secure.

4.3.4 Accident management

The Applicant has not submitted an Accident Management Plan. However, having considered the other information submitted in the Application, we are satisfied that appropriate measures will be in place to ensure that accidents that may cause pollution are prevented but that, if they should occur, their consequences are minimised. An Accident Management Plan will form part of the Environmental Management System and must be in place prior to commissioning as required by pre-operational condition (PO1).

4.3.5 Off-site conditions

We do not consider that any off-site conditions are necessary.

4.3.6 Operating techniques

We have specified that the Applicant must operate the Installation in accordance with the following documents contained in the Application:

Description	Parts Included	Justification
The Application		
Application dated	Responses to Part B and Appendix 6 of the application form and referenced supporting documents.	Duly Made Date 06/02/2015
Response to RFI	All of document	06/03/2015
Response to Schedule 5 notice dated 14/05/2015	All of document including Air Quality Assessment Revision 5, Human Health Risk Assessment July 2015, plus emails with follow up information.	29/06/2015 27/07/2015 22/09/2015
RFI dated 10/07/2015	All of email	10/07/2015
RFI dated 05/08/2015	All of email	02/09/2015
Response to RFI dated 28/08/2015	All of document plus follow up emails	15/10/2015, 13/11/2015

The details set out above describe the techniques that will be used for the operation of the Installation that have been assessed by the Environment Agency as BAT; they form part of the Permit through Permit condition 2.3.1 and Table S1.2 in the Permit Schedules.

We have also specified the following limits and controls on the use of raw materials and fuels:

Raw Material or Fuel	Specifications	Justification
RDF	As per application, EPR Permit Application Support Document SOL1409HE01 Section 3.5 Raw Materials, Table 3.2.	As per application

Article 45(1) of the IED requires that the Permit must include a list of all types of waste which may be treated using at least the types of waste set out in the European Waste List established by Decision 2005/532/EC, EC, if possible, and containing information on the quantity of each type of waste, where

appropriate. The Application contains a list of those wastes coded by the European Waste Catalogue (EWC) number, which the Applicant will accept in the waste streams entering the plant and which the plant is capable of burning in an environmentally acceptable way. We have specified the permitted waste types, descriptions and where appropriate quantities which can be accepted at the installation in Table S2.2.

We are satisfied that the Applicant can accept the wastes contained in Table S2.2 of the Permit because: -

- (i) the wastes are all categorised as non-hazardous in the European Waste Catalogue and are capable of being safely processed / thermally treated at the installation.
- (ii) these wastes are likely to be within the design calorific value (CV) range for the plant;
- (iii) these wastes are unlikely to contain harmful components that cannot be safely processed at the Installation.

We have limited the capacity of the Installation to 112,915 tonnes per annum. (The operator has stated they may process between 85,000-112,915 tonnes per annum.) This is based on the installation operating 8000 hours per year at a nominal capacity of 14.1 tonnes per hour. This is anticipating 91% availability with 9% for outages and planned maintenance.

We have further restricted the operation of the plant by limiting the throughput of the following wastes – no wastes shall be processed during start up, only natural gas shall be burned to preheat the gasifier and boiler plant.

The Installation will be designed, constructed and operated using BAT for the incineration of the permitted wastes. We are satisfied that the operating and abatement techniques are BAT for incinerating these types of waste. Our assessment of BAT is set out later in this document.

4.3.7 Energy efficiency

(i) Consideration of energy efficiency

We have considered the issue of energy efficiency in the following ways:

1. The use of energy within, and generated by, the Installation which are normal aspects of all EPR permit determinations. This issue is dealt with in this section.
2. The extent to which the Installation meets the requirements of Article 50(5) of the IED, which requires “*the heat generated during the incineration and co-incineration process is recovered as far as practicable through the generation of heat, steam or power*”. This issue is covered in this section.

3. The combustion efficiency and energy utilisation of different design options for the Installation are relevant considerations in the determination of BAT for the Installation, including the Global Warming Potential of the different options. This aspect is covered in the BAT assessment in section 6 of this Decision Document.

(ii) Use of energy within the Installation

Having considered the information submitted in the Application, we are satisfied that appropriate measures will be in place to ensure that energy is used efficiently within the Installation.

The Application details a number of measures that will be implemented at the Installation in order to increase its energy efficiency,

- All plant and equipment will be individually monitored and controlled using a SCADA monitoring system and PLC controls, optimised for efficiency of operation;
- All heat generated by the gasification plant will be recovered and used for the generation of electricity;
- All aspects of the gasification plant are controlled in real time to ensure maximum thermal efficiency and operational control;
- All plant energy data will be monitored and recorded and targeted to ensure optimal plant performance; and
- As part of the company's environmental management system, targets will be set regarding the increased thermal efficiency of the plant and the potential export of heat to neighbouring facilities.

The Application states that the specific energy consumption, a measure of total energy consumed per unit of waste processed, will be 111.9kWh/tonne. The installation capacity is 112,915 t/a.

Data from the BREF for Municipal Waste Incinerators shows that the range of specific energy consumptions is as in the table below.

MSWI plant size range (t/yr)	Process energy demand (kWh/t waste input)
Up to 150,000	300 – 700
150,000 – 250,000	150 – 500
More than 250,000	60 – 200

The BREF says that it is BAT to reduce the average installation electrical demand to generally below 150 kWh/tonne of waste with an LCV of 10.4 MJ/kg. The LCV in this case is expected to be 13 MJ/kg. Taking account of the difference in LCV, the specific energy consumption in the Application is in line with that set out above.

(iii) Generation of energy within the Installation - Compliance with Article 50(5) of the IED

Article 50(5) of the IED requires that *“the heat generated during the incineration and co-incineration process is recovered as far as practicable”*.

Our CHP Ready Guidance - February 2013 considers that BAT for energy efficiency for Energy from Waste (EfW) plant is the use of CHP in circumstances where there are technically and economically viable opportunities for the supply of heat from the outset.

The term CHP in this context represents a plant which also provides a supply of heat from the electrical power generation process to either a district heating network or to an industrial / commercial building or process. However, it is recognised that opportunities for the supply of heat do not always exist from the outset (i.e. when a plant is first consented, constructed and commissioned).

In cases where there are no immediate opportunities for the supply of heat from the outset, the Environment Agency considers that BAT is to build the plant to be CHP Ready (CHP-R) to a degree which is dictated by the likely future opportunities which are technically viable and which may, in time, also become economically viable.

The BREF says that where a plant generates electricity only, it is BAT to recover 0.4 – 0.65 MWh/ tonne of waste (based on LCV of 10.4 MJ/kg) for raw waste inputs or 0.6 – 1.0 MWh/tonne of waste (based on LCV of 15.2 MJ/kg) for pre-treated wastes. Our technical guidance note, SGN EPR S5.01, states that where electricity only is generated, 5-9 MW of electricity should be recoverable per 100,000 tonnes/annum of waste (which equates to 0.4 – 0.72 MWh/tonne of waste).

The Installation will generate electricity only and has been specified to maximise electrical output with little or no use of waste heat. The Sankey diagram in the Schedule 5 response dated 29/06/2015 of the Application shows 9.98 MW of electricity produced for an annual burn of 112,915 tonnes, which represents 8.83 MW per 100,000 tonnes/yr of waste burned (0.7MWh/tonne of waste). The Installation is therefore at the upper end of the indicative BAT range.

The SGN and Chapter IV of the IED both require that, as well as maximising the primary use of heat to generate electricity; waste heat should be recovered as far as practicable.

The location of the Installation largely determines the extent to which waste heat can be utilised, and this is a matter for the planning authority. The Applicant carried out a feasibility study and provided a CHP-R assessment as part of their application, which showed there was potential to provide district heating to local businesses; suitable opportunities are being explored, though there are no firm commitments at this stage. There is provision within the design of the steam turbine to extract low-grade steam for a district heating scheme. Establishing a district heating network to supply local users would involve significant technical, financial and planning challenges such that this is not seen as a practicable proposition at present.

Our CHP-R guidance also states that opportunities to maximise the potential for heat recovery should be considered at the early planning stage, when sites are being identified for incineration facilities. In our role as a statutory consultee on the planning application, we ensured that the issue of energy utilisation was brought to the planning authority's attention.

We consider that, within the constraints of the location of the Installation explained above, the Installation will recover heat as far as practicable, and therefore that the requirements of Article 6(6) are met.

(iv) R1 Calculation

The R1 calculation does not form part of the matters relevant to our determination. It is however a general indicator that the installation is achieving a high level of energy recovery.

The Applicant has presented a calculation of the R1 factor (as defined under the WFD 2008). The R1 formula is a measure of the extent to which energy is recovered from incineration plant. The formula is:

$$R1 = (E_p - (E_f + E_i)) / (0.97 \times (E_w + E_f))$$

Where:

- E_p means annual energy produced as heat or electricity. It is calculated in the form of electricity being multiplied by 2.6 and heat for commercial use being multiplied by 1.1 (GJ/yr).
- E_f means annual energy input to the system from fuels contributing to the production of steam (GJ/yr).
- E_w means annual energy contained in the treated waste calculated using the net calorific value of the waste (GJ/yr).
- E_i means annual energy imported excluding E_w and E_f (GJ/yr)
- 0.97 is a factor accounting for energy losses due to bottom ash and radiation.

Where municipal waste incinerators can achieve an R1 factor of 0.65 or above, the plant will be considered to be a 'recovery activity' for the purposes of the Waste Framework Directive. Again whether or not an installation achieves an R1 score of >0.65 is not a matter directly relevant to this determination. However by being classified as a 'recovery activity' rather than as a 'disposal activity', the Operator could draw financial and other benefits.

The theoretical R1 calculation for this installation is 0.49 and hence classed as disposal.

The R1 factor can only be determined from operational data over a full year. At application stage it is only possible to make a provisional assessment. E_p measures the energy recovered for use from the incinerator. This energy will have been recovered not just from the combustion of waste (E_w), but also from the combustion of the support fuel at start up and shut down and where

required to maintain the 850 °C combustion temperature (Ef). Ei is additional energy imported, which will primarily be electricity from the grid. These parameters will depend on the way in which the plant is operated, e.g. number of start ups and shut downs.

Note that the availability or non-availability of financial incentives for renewable energy such as the ROC and RHI schemes is not a consideration in determining this application.

(iv) Choice of Steam Turbine

Steam turbines can generate up to 29% process efficiency, with the addition of low grade heat recovery this can be improved. Generally there is less preparation required for steam cycle plant which can be reliably operated on low quality, low CV gas. This system is highly flexible and steam can be raised by many gas combinations and or auxiliary firing if required. This is well proven technology and when maintained correctly gives good reliability.

As a new development the proposed installation will be designed for the highest practical energy efficiency. Electricity will be generated via a single steam condensing turbine, which will be able to deliver approximately 8.84MWe onto the national grid network. The steam turbine is fed with the superheated steam from each of the gasification lines' boilers and used to generate electricity. With the exception of a small portion of the steam which is extracted at the high-pressure exit stage of the turbine and the boiler drum for the supply of heat to the 'deaerator' and the steam ejectors/soot blowers respectively, all steam is used for the generation of power.

(v) Choice of Cooling System

Due to space limitations on the site, a water cooled condenser with dry air cooler is the chosen method of condensation instead of an air cooled condenser. There will be no cooling towers required; therefore there will be no use of biocides in any cooling water systems and no release to land.

A water cooled condenser condenses the steam exiting the turbine. The condensate is then pumped to the deaerator and used to supply the majority of the boiler feed water. The cooling water exiting the condenser is cooled back down by using a dry air cooler. The dry air cooling system will be arranged in rows and located on top of the fuel store. The coolers will be concealed by installing cladding around the footprint of the fuel reception area, whilst maintaining an open top surface to maximise ventilation. The cladding will have louvers which will maintain adequate air flow into the coolers.

(vii) Permit conditions concerning energy efficiency

Pre-operational condition PO2 requires the Operator to carry out a comprehensive review of the available heat recovery options prior to

commissioning, in order to ensure that waste heat from the plant is recovered as far as possible.

Conditions 1.2.2 and 1.2.3 have also been included in the Permit, which require the Operator to review the options available for heat recovery on an ongoing basis, and to provide and maintain the proposed steam/hot water pass-outs.

The Operator is required to report energy usage and energy generated under condition 4.2 and Schedule 5. The following parameters are required to be reported: total electrical energy generated; electrical energy exported; total energy usage and energy exported as heat (if any). Together with the total MSW burned per year, this will enable the Environment Agency to monitor energy recovery efficiency at the Installation and take action if at any stage the energy recovery efficiency is less than proposed.

There are no site-specific considerations that require the imposition of standards beyond indicative BAT, and so the Environment Agency accepts that the Applicant's proposals represent BAT for this Installation.

4.3.8 Efficient use of raw materials

Having considered the information submitted in the Application, we are satisfied that the appropriate measures will be in place to ensure the efficient use of raw materials and water.

The Operator is required to report with respect to raw material usage under condition 4.2. and Schedule 5, including consumption of lime, activated carbon and urea used per tonne of waste burned. This will enable the Environment Agency to assess whether there have been any changes in the efficiency of the air pollution control plant, and the operation of the SNCR to abate NO_x. These are the most significant raw materials that will be used at the Installation, other than the waste feed itself (addressed elsewhere). The efficiency of the use of auxiliary fuel will be tracked separately as part of the energy reporting requirement under condition 4.2.1. Optimising reagent dosage for air abatement systems and minimising the use of auxiliary fuels is further considered in the section on BAT.

4.3.9 Avoidance, recovery or disposal with minimal environmental impact of wastes produced by the activities

This requirement addresses wastes produced at the Installation and does not apply to the waste being treated there. The principal waste streams the Installation will produce are bottom ash and air pollution control residues.

The first objective is to avoid producing waste at all. Waste production will be avoided by achieving a high degree of burnout of the ash in the furnace, which results in a material that is both reduced in volume and in chemical reactivity. Condition 3.1.4 and associated Table S3.5 specify limits for total

organic carbon (TOC) of <3% in bottom ash. Compliance with this limit will demonstrate that good combustion control and waste burnout is being achieved in the furnaces and waste generation is being avoided where practicable.

Incinerator bottom ash (IBA) will normally be classified as non-hazardous waste. However, IBA is classified on the European List of Wastes as a “mirror entry”, which means IBA is a hazardous waste if it possesses a hazardous property relating to the content of dangerous substances. Monitoring of incinerator ash will be carried out in accordance with the requirements of Article 53(3) of IED. Classification of IBA for its subsequent use or disposal is controlled by other legislation and so is not duplicated within the permit.

Air pollution control (APC) residues from flue gas treatment are hazardous waste and therefore must be sent for disposal to a landfill site permitted to accept hazardous waste, or to an appropriately permitted facility for hazardous waste treatment. The amount of APC residues is minimised through optimising the performance of the air emissions abatement plant.

In order to ensure that the IBA and APC residues are adequately characterised, pre-operational condition PO3 requires the Operator to provide a written plan for approval detailing the ash sampling protocols. Table S3.10 requires the Operator to carry out an ongoing programme of monitoring.

The Application states that the plant will be supplied with feedstock to a specific specification. This specification will ensure as far as possible that all metals are removed from the feedstock prior to arrive on site. The Applicant Commercial Model assumes that all ash will be re-processed by others. Any trace metals will be removed as part of this processing.

The bottom ash will be damped down and transported to ash storage bags by an enclosed conveyor. It will be removed by road in covered vehicles on a regular basis. Chemical analysis will be undertaken on a regular basis. It is ultimately intended to use the bottom ash as secondary aggregates.

Having considered the information submitted in the Application, we are satisfied that the waste hierarchy referred to in Article 4 of the WFD will be applied to the generation of waste and that any waste generated will be treated in accordance with this Article.

We are satisfied that waste from the Installation that cannot be recovered will be disposed of using a method that minimises any impact on the environment. Standard condition 1.4.1 will ensure that this position is maintained.

5. Minimising the Installation’s environmental impact

Regulated activities can present different types of risk to the environment, these include odour, noise and vibration; accidents, fugitive emissions to air and water; as well as point source releases to air, discharges to ground or groundwater, global warming potential and generation of waste and other environmental impacts. Consideration may also have to be given to the effect of emissions being subsequently deposited onto land (where there are ecological receptors). All these factors are discussed in this and other sections of this document.

For an installation of this kind, the principal emissions are those to air, although we also consider those to land and water.

The next sections of this document explain how we have approached the critical issue of assessing the likely impact of the emissions to air from the Installation on human health and the environment and what measures we are requiring to ensure a high level of protection.

5.1 Assessment Methodology

5.1.1 Application of Environment Agency H1 Guidance

A methodology for risk assessment of point source emissions to air, which we use to assess the risk of applications we receive for permits, is set out in our Horizontal Guidance Note H1 and has the following steps:

- Describe emissions and receptors
- Calculate process contributions
- Screen out insignificant emissions that do not warrant further investigation
- Decide if detailed air modelling is needed
- Assess emissions against relevant standards
- Summarise the effects of emissions

The H1 methodology uses a concept of “process contribution (PC)”, which is the estimated concentration of emitted substances after dispersion into the receiving environmental media at the point where the magnitude of the concentration is greatest. The guidance provides a simple method of calculating PC primarily for screening purposes and for estimating process contributions where environmental consequences are relatively low. It is based on using dispersion factors. These factors assume worst case dispersion conditions with no allowance made for thermal or momentum plume rise and so the process contributions calculated are likely to be an overestimate of the actual maximum concentrations. More accurate calculation of process contributions can be achieved by mathematical dispersion models, which take into account relevant parameters of the release and surrounding conditions, including local meteorology – these techniques are expensive but normally lead to a lower prediction of PC.

5.1.2 Use of Air Dispersion Modelling

For incineration applications, we normally require the Applicant to submit a full air dispersion model as part of their application. Air dispersion modelling enables the process contribution to be predicted at any environmental receptor that might be impacted by the plant.

Once short-term and long-term PCs have been calculated in this way, they are compared with Environmental Quality Standards (EQS) referred to as “benchmarks” in the H1 Guidance.

Where an EU EQS exists, the relevant standard is the EU EQS. Where an EU EQS does not exist, our guidance sets out a National EQS (also referred to as Environmental Assessment Level - EAL) which has been derived to provide a similar level of protection to Human Health and the Environment as the EU EQS levels. In a very small number of cases, e.g. for emissions of Lead, the National EQS is more stringent than the EU EQS. In such cases, we use the National EQS standard for our assessment.

National EQSs do not have the same legal status as EU EQSs, and there is no explicit requirement to impose stricter conditions than BAT in order to comply with a national EQS. However, national EQSs are a standard for harm and any significant contribution to a breach is likely to be unacceptable.

PCs are considered **Insignificant** if:

- the **long-term** process contribution is less than **1%** of the relevant EQS; and
- the **short-term** process contribution is less than **10%** of the relevant EQS.

The **long term** 1% process contribution insignificance threshold is based on the judgements that:

- It is unlikely that an emission at this level will make a significant contribution to air quality;
- The threshold provides a substantial safety margin to protect health and the environment.

The **short term** 10% process contribution insignificance threshold is based on the judgements that:

- spatial and temporal conditions mean that short term process contributions are transient and limited in comparison with long term process contributions;
- the threshold provides a substantial safety margin to protect health and the environment.

Where an emission is screened out in this way, we would normally consider that the Applicant’s proposals for the prevention and control of the emission to be BAT. That is because if the impact of the emission is already insignificant, it follows that any further reduction in this emission will also be insignificant.

However, where an emission cannot be screened out as insignificant, it does not mean it will necessarily be significant.

For those pollutants which do not screen out as insignificant, we determine whether exceedences of the relevant EQS are likely. This is done through detailed audit and review of the Applicant's air dispersion modelling taking background concentrations and modelling uncertainties into account. Where an exceedance of an EU EQS is identified, we may require the Applicant to go beyond what would normally be considered BAT for the Installation or we may refuse the application if the applicant is unable to provide suitable proposals. Whether or not exceedences are considered likely, the application is subject to the requirement to operate in accordance with BAT.

This is not the end of the risk assessment, because we also take into account local factors (for example, particularly sensitive receptors nearby such as a SSSIs, SACs or SPAs). These additional factors may also lead us to include more stringent conditions than BAT.

If, as a result of reviewing of the risk assessment and taking account of any additional techniques that could be applied to limit emissions, we consider that emissions **would cause significant pollution**, we would refuse the Application.

5.2 Assessment of Impact on Air Quality

The Applicant's assessment of the impact of air quality is set out in Annex C, C1 H1 Air Quality Assessment, second submission dated February 2015, volume 2 Hoddesdon energy Ltd, SOL1409HE01 of the Application. The assessment comprises:

- An H1 screening assessment of emissions to air from the operation of the incinerator.
- Dispersion modelling of emissions to air from the operation of the incinerator.
- A study of the impact of emissions on nearby sensitive habitat / conservation sites.

Of these the amenity impacts during construction and air quality impacts arising from additional road traffic have not been considered as these are essentially matters for the local planning authority when considering the parallel application for planning permission, and outside the scope of our determination under the Environmental Permitting Regulations.

This section of the decision document deals primarily with the dispersion modelling of emissions to air from the incinerator chimney and its impact on local air quality. The impact on conservation sites is considered in section 5.4 and potential odour impacts including those during plant shutdowns are considered in section 5.6.

The Applicant has assessed the Installation's potential emissions to air against the relevant air quality standards, and the potential impact upon local conservation and habitat sites and human health. These assessments predict the potential effects on local air quality from the Installation's stack emissions

using the AERMOD 7 dispersion model, which is a commonly used computer model for regulatory dispersion modelling. The model used 5 years of meteorological data collected from the weather station at Andrewsfield Aerodrome (approximately 33 km northwest of the proposed facility) between 2006 and 2010. The applicant states the above data is the most representative in the area.

The air impact assessments, and the dispersion modelling upon which they were based, employed the following assumptions.

- First, they assumed that the ELVs in the Permit would be the maximum permitted by Article 46(2) and Annex VI of the IED. These substances are:
 - Oxides of nitrogen (NO_x), expressed as NO₂
 - Total dust
 - Carbon monoxide (CO)
 - Sulphur dioxide (SO₂)
 - Hydrogen chloride (HCl)
 - Hydrogen fluoride (HF)
 - Metals (Cadmium, Thallium, Mercury, Antimony, Arsenic, Lead, Chromium, Cobalt, Copper, Manganese, Nickel and Vanadium)
 - Polychlorinated dibenzo-para-dioxins and polychlorinated dibenzo furans (referred to as dioxins and furans)
 - Gaseous and vaporous organic substances, expressed as Total Organic Carbon (TOC)
- Second, they assumed that the Installation operates continuously at the relevant long-term or short-term emission limit values, i.e. the maximum permitted emission rate (except for emissions of arsenic, chromium and nickel, which are considered in section 5.2.3 of this decision document).
- Third, the model also considered emissions of pollutants not covered by Annex VI of IED, specifically ammonia (NH₃), nitrous oxide (N₂O), Polycyclic Aromatic Hydrocarbons (PAH) and PCB's. Emission rates used in the modelling have been drawn from data in the Waste Incineration BREF and are considered further in section 5.2.5.

We are in agreement with this approach. The assumptions underpinning the model have been checked and are reasonably precautionary.

The Applicant has carried out background air quality monitoring to augment the data available from local authority monitoring. This data is summarised in the Application and has been used by the Applicant to establish the background (or existing) air quality against which to measure the potential impact of the incinerator. The operator has used background data from DEFRA UK Background Air Pollution maps. A background for nitrogen dioxide (NO₂) of 24µg/m³ indicating that there is headroom between the background concentration and the annual average EQS of 40µg/m³. Diffusion tubes located in background locations, which are representative of locations of relevant exposure for annual mean NO₂, indicate concentrations are slightly higher than the maximum concentrations used by the Operator. However this does not affect conclusions.

As well as calculating the peak ground level concentration, the Applicant has modelled the concentration of key pollutants at a number of specified locations within the surrounding area.

The way in which the Applicant used dispersion models, its selection of input data, use of background data and the assumptions it made have been reviewed by the Environment Agency's modelling specialists to establish the robustness of the Applicant's air impact assessment. The output from the model has then been used to inform further assessment of health impacts and impact on habitats and conservation sites.

Our review of the Applicant's assessment leads us to agree with the Applicant's conclusions. We have also audited the air quality and human health impact assessment and similarly agree that the conclusions drawn in the reports were acceptable.

The Applicant's modelling predictions are summarised in the following sections.

5.2.1 Assessment of Air Dispersion Modelling Outputs

The Applicant's modelling predictions are summarised in the tables below.

The Applicant's modelling predicted peak ground level exposure to pollutants in ambient air and at discreet receptors. The tables below show the ground level concentrations at the most impacted receptor.

Whilst we have used the Applicant's modelling predictions in the table below, we have made our own simple verification calculation of the percentage process contribution and predicted environmental concentration. These are the numbers shown in the tables below and so may be very slightly different to those shown in the Application. Any such minor discrepancies do not materially impact on our conclusions.

Pollutant	EQS / EAL		Back-ground	Process Contribution (PC)	
	$\mu\text{g}/\text{m}^3$			$\mu\text{g}/\text{m}^3$	% of EAL
NO ₂	40	1	24	2	5.00
	200	2	48	22.9	11.5
PM ₁₀	40	1	17.4	0.14	0.35
	50	3	20.5	0.45	0.90
PM _{2.5}	25	1	11.9	0.14	0.56
SO ₂	50	1	0	0	0.00
	266	4	19.7	55.5	20.9
	350	5	14.6	28.2	8.06

	125	6	8.6	3	2.4
HCl	750	7	0.3	14.9	1.9866667
HF	16	8	0.5	0.014	0.09
	160	7	1	1	0.625
CO	10000	9	196	9.2	0.09
	30000	10	280	12.5	0.04
TOC	2.25	1	0.35	0.14	6.22
PAH	0.001	1	0.00033	0.000014	1.40
NH ₃	180	1	1.9	0.14	0.08
	2500	10	3.8	2.5	0.10
PCBs	0.2	1	0.00044	0.000088	0.04
	6	10	0.00088	0.0012	0.02
Dioxins			2.88E-08	1.40E-09	

TOC as 1,3 butadiene	
PAH as benzo[a]pyrene	
1	Annual Mean
2	99.79 th %ile of 1-hour means
3	90.41 st %ile of 24-hour means
4	99.9 th ile of 15-min means
5	99.73 rd %ile of 1-hour means
6	99.18 th %ile of 24-hour means
7	1-hour average
8	Monthly average
9	Maximum daily running 8-hour mean
10	1-hour maximum

(i) Screening out emissions which are insignificant

From the table above the following emissions can be screened out as insignificant in that the process contribution is < 1% of the long term EQS/EAL and <10% of the short term EAQ/EAL. These are:

Pollutant	EQS / EAL		Back-ground	Process Contribution (PC)	
	$\mu\text{g}/\text{m}^3$			$\mu\text{g}/\text{m}^3$	% of EAL
PM ₁₀	40	1	17.4	0.14	0.35
	50	3	20.5	0.45	0.90

PM _{2.5}	25	1	11.9	0.14	0.56
SO ₂	350	5	14.6	28.2	8.06
	125	6	8.6	3	2.4
HCl	750	7	0.3	14.9	1.9866667
HF	16	8	0.5	0.014	0.09
	160	7	1	1	0.625
CO	10000	9	196	9.2	0.09
	30000	10	280	12.5	0.04
NH ₃	180	1	1.9	0.14	0.08
	2500	10	3.8	2.5	0.10
PCBs	0.2	1	0.00044	0.000088	0.04
	6	10	0.00088	0.0012	0.02
Dioxins			2.88E-08	1.40E-09	

TOC as 1,3 butadiene	
PAH as benzo[a]pyrene	
1	Annual Mean
2	99.79 th %ile of 1-hour means
3	90.41 st %ile of 24-hour means
4	99.9 th ile of 15-min means
5	99.73 rd %ile of 1-hour means
6	99.18 th %ile of 24-hour means
7	1-hour average
8	Monthly average
9	Maximum daily running 8-hour mean
10	1-hour maximum

Therefore we consider the Applicant's proposals for preventing and minimising the emissions of these substances to be BAT for the Installation subject to the detailed audit referred to below.

(ii) Emissions unlikely to give rise to significant pollution

Also from the tables above the following emissions (which were not screened out as insignificant) have been assessed as being unlikely to give rise to significant pollution in that the predicted environmental concentration is less than 100% (taking expected modelling uncertainties into account) of both the long term and short term EQS/EAL

Pollutant	EQS / EAL	Back-ground	Process Contribution (PC)	Predicted Environmental Concentration
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					(PEC)		
	$\mu\text{g}/\text{m}^3$		$\mu\text{g}/\text{m}^3$	$\mu\text{g}/\text{m}^3$	% of EAL	$\mu\text{g}/\text{m}^3$	% of EAL
NO ₂	40	1	24	2	5.00	26.0	65.0
	200	2	48	22.9	11.5	70.9	35.5
SO ₂	266	4	19.7	55.5	20.9	75.2	28.3
TOC	2.25	1	0.35	0.14	6.22	0.490	21.78
PAH	0.00						
	1	1	0.00033	0.000014	1.40	0.000344	34.4

TOC as 1,3 butadiene	
PAH as benzo[a]pyrene	
1	Annual Mean
2	99.79 th %ile of 1-hour means
4	99.9 th %ile of 15-min means

For these emissions, we have carefully scrutinised the Applicant's proposals to ensure that they are applying the Best Available Techniques to prevent and minimise emissions of these substances. This is reported in section 6 of this document.

5.2.2 Consideration of key pollutants

(i) Nitrogen dioxide (NO₂)

The impact on air quality from NO₂ emissions has been assessed against the EU EQS of 40 $\mu\text{g}/\text{m}^3$ as a long term annual average and a short term hourly average of 200 $\mu\text{g}/\text{m}^3$. The model assumes a 70% NO_x to NO₂ conversion for the long term and 35% for the short term assessment in line with Environment Agency guidance on the use of air dispersion modelling.

Pollutant	EQS / EAL		Back-ground	Process Contribution (PC)		Predicted Environmental Concentration (PEC)	
	$\mu\text{g}/\text{m}^3$			$\mu\text{g}/\text{m}^3$	% of EAL	$\mu\text{g}/\text{m}^3$	% of EAL
NO ₂	40	1	24	2	5.00	26.0	65.0
	200	2	48	22.9	11.5	70.9	35.5

1	Annual Mean
2	99.79 th %ile of 1-hour means

The above tables show that the peak short term PC is greater than 10% of the EU EQS and the peak long term PC is greater than 1% of the EUEQS therefore neither can be screened out as insignificant. Even so, from the table above, the emission is not expected to result in the EUEQS being exceeded. Therefore we consider the Applicant's proposals for preventing and minimising the emissions of these substances to be BAT for the Installation.

(ii) Particulate matter PM₁₀ and PM_{2.5}

The impact on air quality from particulate emissions has been assessed against the EQS for PM₁₀ (particles of 10 microns and smaller) and PM_{2.5} (particles of 2.5 microns and smaller). For PM₁₀, the EUEQS are a long term annual average of 40 µg/m³ and a short term daily average of 50 µg/m³. For PM_{2.5} the EUEQS of 25 µg/m³ as a long-term annual average to be achieved by 2010 as a Target Value and by 2015 as a Limit Value has been used.

The Applicant's predicted impact of the Installation against these EQSs is shown in the tables above. The assessment assumes that **all** particulate emissions are present as PM₁₀ for the PM₁₀ assessment and that **all** particulate emissions are present as PM_{2.5} for the PM_{2.5} assessment.

The above assessment is considered to represent a worst case assessment in that: -

- It assumes that the plant emits particulates continuously at the IED Annex VI limit for total dust, whereas actual emissions from similar plant are normally lower.
- It assumes all particulates emitted are below either 10 microns (PM₁₀) or 2.5 microns (PM_{2.5}), when some are expected to be larger.

We have reviewed the Applicant's particulate matter impact assessment and are satisfied in the robustness of the Applicant's conclusions.

Pollutant	EQS / EAL		Back-ground	Process Contribution (PC)	
	µg/m ³			µg/m ³	µg/m ³
PM ₁₀	40	1	17.4	0.14	0.35
	50	3	20.5	0.45	0.90
PM _{2.5}	25	1	11.9	0.14	0.56

1	Annual Mean
3	90.41 st %ile of 24-hour means

The above assessment shows that the predicted process contribution for emissions of PM₁₀ is below 1% of the long term EQS and below 10% of the short term EQS and so can be screened out as insignificant. Therefore we

consider the Applicant's proposals for preventing and minimising the emissions of particulates to be BAT for the Installation.

The above assessment also shows that the predicted process contribution for emissions of PM_{2.5} is also below 1% of the Environmental Quality Objective. Therefore the Environment Agency concludes that particulate emissions from the installation, including emissions of PM₁₀ or PM_{2.5}, will not give rise to significant pollution.

There is currently no emission limit prescribed nor any continuous emissions monitor for particulate matter specifically in the PM₁₀ or PM_{2.5} fraction. Whilst the Environment Agency is confident that current monitoring techniques will capture the fine particle fraction (PM_{2.5}) for inclusion in the measurement of total particulate matter, an improvement condition (IC2) has been included that will require a full analysis of particle size distribution in the flue gas, and hence determine the ratio of fine to coarse particles. In the light of current knowledge and available data however the Environment Agency is satisfied that the health of the public would not be put at risk by such emissions, as explained in section 5.3.3.

(ii) Acid gases, SO₂, HCl and HF

Pollutant	EQS / EAL		Back-ground	Process Contribution (PC)	
	µg/m ³			µg/m ³	% of EAL
SO ₂	266	4	19.7	13.9	5.2
	350	5	14.6	7.1	2.03
	125	6	8.6	3	2.4
HCl	750	7	0.3	14.9	1.9866667
HF	16	8	0.5	0.014	0.09

4	99.9 th ile of 15-min means
5	99.73 rd %ile of 1-hour means
6	99.18 th %ile of 24-hour means
7	1-hour average
8	Monthly average

From the tables above, emissions of HCl and HF can be screened out as insignificant in that the process contribution is <10% of the short term EQS/EAL. There is no long term EQS/EAL for HCl. HF has 2 assessment criteria – a 1-hr EAL and a monthly EAL – the process contribution is <1% of the monthly EAL and so the emission screens out as insignificant if the monthly EAL is interpreted as representing a long term EAL.

There is no long term EAL for SO₂ for the protection of human health. Protection of ecological receptors from SO₂ for which there is a long term EAL is considered in section 5.4.

Emissions of SO₂ can also be screened out as insignificant in that the short term process contribution is also <10% of each of the three short term EUEQS values. Therefore we consider the Applicant's proposals for preventing and minimising the emissions of these substances to be BAT for the Installation.

(iv) Emissions to Air of CO, TOCs, PAHs, PCBs, Dioxins and NH₃

Pollutant	EQS / EAL		Back-ground	Process Contribution (PC)		Predicted Environmental Concentration (PEC)	
	µg/m ³			µg/m ³	% of EAL	µg/m ³	% of EAL
CO	10000	9	196	9.2	0.09	205	2.1
	30000	10	280	12.5	0.04	293	1.0
TOC	2.25	1	0.35	0.14	6.22	0.490	21.78
PAH	0.001	1	0.00033	0.00001 4	1.40	0.000344	34.4
NH ₃	180	1	1.9	0.14	0.08	2.04	1.13
	2500	10	3.8	2.5	0.10	6.3	0.3
PCBs	0.2	1	0.00044	0.00008 8	0.04	0.00053	0.26
	6	10	0.00088	0.0012	0.02	0.00208	0.0
Dioxins			2.88E-08	1.40E-09		3.02E-08	

TOC as 1,3 butadiene	
PAH as benzo[a]pyrene	
1	Annual Mean
9	Maximum daily running 8-hour mean
10	1-hour maximum

The above tables show that for CO emissions, the peak long term PC is less than 1% of the EAL/EQS and the peak short term PC is less than 10% of the EAL/EQS and so can be screened out as insignificant. Therefore we consider the Applicant's proposals for preventing and minimising the emissions of these substances to be BAT for the Installation.

The above tables show that for NH₃ emissions, the peak long term PC is less than 1% of the EAL/EQS and the peak short term PC is less than 10% of the EAL/EQS and so can be screened out as insignificant. Therefore we consider

the Applicant's proposals for preventing and minimising the emissions of these substances to be BAT for the Installation.

The ammonia emission is based on a release concentration of 10 mg/m³. We are satisfied that this level of emission is consistent with the operation of a well controlled SNCR NO_x abatement system.

The above tables show that for PCB emissions, the peak long term PC is less than 1% of the EAL/EQS and the peak short term PC is less than 10% of the EAL/EQS and so can be screened out as insignificant. Therefore we consider the Applicant's proposals for preventing and minimising the emissions of these substances to be BAT for the Installation.

There is no EAL for dioxins and furans as the principal exposure route for these substances is by ingestion and the risk to human health is through the accumulation of these substances in the body over an extended period of time. This issue is considered in more detail in section 5.3

The above tables show that for TOC emissions, the peak long term PC is greater than 1% of the EAL/EQS and therefore cannot be screened out as insignificant. Even so, from the table above, the emission is not expected to result in the EQS being exceeded.

The Applicant has used the EQS for 1,3 butadiene for their assessment of the impact of TOC. This is based on 1,3 butadiene having the lowest EQS of organic species likely to be present in TOC (other than PAH, PCBs, dioxins and furans).

The above tables show that for PAH emissions, the peak long term PC is greater than 1% of the EAL/EQS and therefore cannot be screened out as insignificant. Even so, from the table above, the emission is not expected to result in the EQS being exceeded.

Whilst all emissions cannot be screened out as insignificant, the Applicant's modelling shows that the installation is unlikely to result in a breach of the EAL. The Applicant is required to prevent, minimise and control PAH and TOC emissions using BAT, this is considered further in Section 6. We are satisfied that PAH and TOC emissions will not result in significant pollution.

(V) Summary

For the above emissions to air, for those emissions that do not screen out, we have carefully scrutinised the Applicant's proposals to ensure that they are applying the BAT to prevent and minimise emissions of these substances. This is reported in section 6 of this document. Therefore we consider the Applicant's proposals for preventing and minimising emissions to be BAT for the Installation. Dioxins and furans are considered further in section 5.3.2.

5.2.3 Assessment of Emission of Metals

The Applicant has assessed the impact of metal emissions to air, as previously described.

Annex VI of IED sets three limits for metal emissions:

- An emission limit value of 0.05 mg/m³ for mercury and its compounds (formerly WID group 1 metals).
- An aggregate emission limit value of 0.05 mg/m³ for cadmium and thallium and their compounds (formerly WID group 2 metals).
- An aggregate emission limit of 0.5 mg/m³ for antimony, arsenic, lead, chromium, cobalt, copper, manganese, nickel and vanadium and their compounds (formerly WID group 3 metals).

In addition the UK is a Party to the Heavy Metals Protocol within the framework of the UN-ECE Convention on long-range trans-boundary air pollution. Compliance with the IED Annex VI emission limits for metals along with the Application of BAT also ensures that these requirements are met.

In section 5.2.1 above, the following emissions of metals were screened out as insignificant:

Pollutant	EQS / EAL		Back-ground	Process Contribution	
	µg/m ³			µg/m ³	µg/m ³
Tl		1		0.0082	
Hg	0.25	1	0.002	0.00072	0.29
	7.5	2	0.004	0.0082	0.11
Sb	5	1		0.0072	0.14
	150	2		0.082	0.05
Co			0.00042	0.082	
Cu	10	1	0.017	0.0072	0.07
	200	2	0.034	0.082	0.04
	1500	3	0.026	0.082	0.01
V	5	1	0.0017	0.0072	0.14
Cr (II)(III)	5	1	0.0034	0.0058	0.12
	150	2	0.0068	0.065	0.04

1	Annual Mean
2	1-hr Maximum
3	24-hr Maximum

Also in section 5.2.1, the following emissions of metals whilst not screened out as insignificant were assessed as being unlikely to give rise to significant pollution:

Pollutant	EQS / EAL		Back-ground	Process Contribution		Predicted Environmental Concentration	
	$\mu\text{g}/\text{m}^3$			$\mu\text{g}/\text{m}^3$	$\mu\text{g}/\text{m}^3$	% of EAL	$\mu\text{g}/\text{m}^3$
Cd	0.005	1	0.0003	0.00072	14.4	0.00102	20.40
Pb	0.25	1	0.014	0.00072	2.88	0.0212	8.48
Mn	0.15	1	0.013	0.00072	4.80	0.0202	13.47
V	1.0	1	0.0034	0.044	4.40	0.0474	4.74
Ni	0.02	1	0.0038	0.0072	36.00	0.011	55.00

1	Annual Mean
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This left emissions of As and Cr (VI) requiring further assessment. For all other metals, the Applicant has concluded that exceedences of the EAL for all metals are not likely to occur.

Where Annex VI of the IED sets an aggregate limit, the Applicant's assessment assumes that each metal is emitted individually at the relevant aggregate emission limit value. This is something which can never actually occur in practice as it would inevitably result in a breach of the said limit, and so represents a very much worst case scenario.

For metals As and Cr (VI) the Applicant then used a two step approach:

- Each metal is emitted as the proportion of metals in its group (i.e. one ninth of the limit for each of the group 3 metals). Historical data for Municipal Waste Incinerators indicates that 1/9th of the limit is an over estimate of actual emissions, and so we are satisfied that the Applicant's proposal is reasonable in this context.

Then for metals that had not screened out;

- Used representative emissions data from other municipal waste incinerators using our guidance note Please refer to "Guidance to Applicants on Impact Assessment for Group 3 Metals Stack Releases – V.3 September 2012".

Based on the above, the following emissions of metals were screened out as insignificant:

Pollutant	EQS / EAL		Back-ground	Process Contribution	
	$\mu\text{g}/\text{m}^3$			$\mu\text{g}/\text{m}^3$	% of EAL
Cr (VI)	0.0002	1	0.00085	1.90E-06	0.95

1	Annual Mean
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The following emissions of metals whilst not screened out as insignificant were assessed as being unlikely to give rise to significant pollution:

Pollutant	EQS / EAL		Back-ground	Process Contribution		Predicted Environmental Concentration	
	$\mu\text{g}/\text{m}^3$			$\mu\text{g}/\text{m}^3$	$\mu\text{g}/\text{m}^3$	% of EAL	$\mu\text{g}/\text{m}^3$
As	0.003	1	0.0068	0.0008	26.67	0.00148	49.33

The 2009 report of the Expert Panel on Air Quality Standards (EPAQS) – “Guidelines for Metal and Metalloids in Ambient Air for the Protection of Human Health”, sets non statutory ambient air quality guidelines for Arsenic, Nickel and Chromium (VI). These guidelines have been incorporated as EALs in the revised H1 Guidance issued by the Agency in 2010.

Chromium (VI) is not specifically referenced in Annex VI of IED, which includes only total Chromium as one of the nine Group 3 metals, the impact of which has been assessed above. The EPAQS guidelines refer only to that portion of the metal emissions contained within PM_{10} in ambient air. The guideline for Chromium (VI) is $0.2 \text{ ng}/\text{m}^3$.

- Measurement of Chromium (VI) at the levels anticipated at the stack emission points is expected to be difficult, with the likely levels being below the level of detection by the most advanced methods. We have considered the concentration of total chromium and chromium (VI) in the APC residues collected upstream of the emission point for existing Municipal Waste incinerators and have assumed these to be similar to the particulate matter released from the emission point. This data shows that the mean Cr(VI) emission concentration (based on the bag dust ratio) is $3.5 * 10^{-5} \text{ mg}/\text{m}^3$ (max $1.3 * 10^{-4}$).

There is little data available on the background levels of Cr(VI). Taking a precautionary approach. We have assumed that the background level already exceeds the EAL.

The Applicant has used the above data to model the predicted Cr(VI) impact. The PC is predicted as 0.95% of the EAL.

This assessment shows that emissions of Chromium (VI) screen out as insignificant. We agree with the Applicant’s conclusions. The installation has been assessed as meeting BAT for control of metal emissions to air. See section 6 of this document.

5.2.4 Consideration of Local Factors

(i) Impact on Air Quality Management Areas (AQMAs)

No Air Quality Management Areas (AQMAs) have been declared within an area likely to be affected by emissions from the incinerator.

5.3 Human health risk assessment

5.3.1 Our role in preventing harm to human health

The Environment Agency has a statutory role to protect the environment and human health from all processes and activities it regulates. We assessed the effects on human health for this application in the following ways:

i) Applying Statutory Controls

The plant will be regulated under EPR. These regulations include the requirements of relevant EU Directives, notably, the industrial emissions directive (IED), the waste framework directive (WFD), and ambient air directive (AAD).

The main conditions in an EfW permit are based on the requirements of the IED. Specific conditions have been introduced to specifically ensure compliance with the requirements of Chapter IV. The aim of the IED is to prevent or, where that is not practicable, to reduce emissions to air, water and land and prevent the generation of waste, in order to achieve a high level of protection of the environment taken as a whole. IED achieves this aim by setting operational conditions, technical requirements and emission limit values to meet the requirements set out in Articles 11 and 18 of the IED. These requirements include the application of BAT, which may in some circumstances dictate tighter emission limits and controls than those set out in Chapter IV of IED on waste incineration and co-incineration plants. The assessment of BAT for this installation is detailed in section 6 of this document.

ii) Environmental Impact Assessment

Industrial activities can give rise to odour, noise and vibration, accidents, fugitive emissions to air and water, releases to air (including the impact on Photochemical Ozone Creation Potential (POCP)), discharges to ground or groundwater, global warming potential and generation of waste. For an installation of this kind, the principal environmental effects are through emissions to air, although we also consider all of the other impacts listed. Section 5.1 and 5.2 above explain how we have approached the critical issue of assessing the likely impact of the emissions to air from the Installation on

human health and the environment and any measures we are requiring to ensure a high level of protection.

iii) **Expert Scientific Opinion**

We take account of the views of national and international expert bodies. The gathering of evidence is a continuing process. Although gathering evidence is not our role we keep the available evidence under review. The following is a summary of some of the publications which we have considered (in no particular order).

An independent review of evidence on the health effects of municipal waste incinerators was published by **DEFRA** in 2004. It concluded that there was no convincing link between the emissions from MSW incinerators and adverse effects on public health in terms of cancer, respiratory disease or birth defects. On air quality effects, the report concluded “Waste incinerators contribute to local air pollution. This contribution, however, is usually a small proportion of existing background levels which is not detectable through environmental monitoring (for example, by comparing upwind and downwind levels of airborne pollutants or substances deposited to land). In some cases, waste incinerator facilities may make a more detectable contribution to air pollution. Because current MSW incinerators are located predominantly in urban areas, effects on air quality are likely to be so small as to be undetectable in practice.”

The European Integrated Pollution Prevention and Control Bureau stated in the Reference Document on the Best Available Techniques for Waste Incineration August 2006 “European health impact assessment studies, on the basis of current evidence and modern emission performance, suggest that the local impacts of incinerator emissions to air are either negligible or not detectable.”

HPA (now **PHE**) in 2009 states that “The Health Protection Agency has reviewed research undertaken to examine the suggested links between emissions from municipal waste incinerators and effects on health. While it is not possible to rule out adverse health effects from modern, well regulated municipal waste incinerators with complete certainty, any potential damage to the health of those living close-by is likely to be very small, if detectable”. In January 2012 **PHE** confirmed they would be undertaking a study to look for evidence of any link between municipal waste incinerators and health outcomes including low birth weight, still births and infant deaths. Their current position that modern, well run municipal waste incinerators are not a significant risk to public health remains valid. The study will extend the evidence base and provide the public with further information.

Policy Advice from Government also points out that the minimal risk from modern incinerators. Paragraph 22 (Chapter 5) of **WS2007** says that “research carried out to date has revealed no credible evidence of adverse health outcomes for those living near incinerators.” It points out that “the

relevant health effects, mainly cancers, have long incubation times. But the research that is available shows an absence of symptoms relating to exposures twenty or more years ago when emissions from incinerators were much greater than is now the case.” **Paragraph 30 of PPS10** explains that “modern, appropriately located, well run and well regulated waste management facilities should pose little risk to public health.”

The **Committee on Carcinogenicity of Chemicals in Food, Consumer Products and the Environment (CoC)** issued a statement in 2000 which said that “any potential risk of cancer due to residency (for periods in excess of 10 years) near to municipal solid waste incinerators was exceedingly low and probably not measurable by the most modern epidemiological techniques.” In 2009, CoC considered six further relevant epidemiological papers that had been published since the 2000 statement, and concluded that “there is no need to change the advice given in the previous statement in 2000 but that the situation should be kept under review”.

Republic of Ireland Health Research Board report stated that “It is hard to separate the influences of other sources of pollutants, and other causes of cancer and, as a result, the evidence for a link between cancer and proximity to an incinerator is not conclusive”.

The **Food Safety Authority of Ireland (FSAI) (2003)** investigated possible implications on health associated with food contamination from waste incineration and concluded: “In relation to the possible impact of introduction of waste incineration in Ireland, as part of a national waste management strategy, on this currently largely satisfactory situation, the FSAI considers that such incineration facilities, if properly managed, will not contribute to dioxin levels in the food supply to any significant extent. The risks to health and sustainable development presented by the continued dependency on landfill as a method of waste disposal far outweigh any possible effects on food safety and quality.”

Health Protection Scotland (2009) considered scientific studies on health effects associated with the incineration of waste particularly those published after the Defra review discussed earlier. The main conclusions of this report were: “(a) For waste incineration as a whole topic, the body of evidence for an association with (non-occupational) adverse health effects is both inconsistent and inconclusive. However, more recent work suggests, more strongly, that there may have been an association between emissions (particularly dioxins) in the past from industrial, clinical and municipal waste incinerators and some forms of cancer, before more stringent regulatory requirements were implemented. (b) For individual waste streams, the evidence for an association with (non-occupational) adverse health effects is inconclusive. (c) The magnitude of any past health effects on residential populations living near incinerators that did occur is likely to have been small. (d) Levels of airborne emissions from individual incinerators should be lower now than in the past, due to stricter legislative controls and improved technology. Hence, any risk to the health of a local population living near an incinerator, associated with its emissions, should also now be lower.”

The **US National Research Council Committee on Health Effects of Waste Incineration (NRC) (NRC 2000)** reviewed evidence as part of a wide ranging report. The Committee view of the published evidence was summarised in a key conclusion: “Few epidemiological studies have attempted to assess whether adverse health effects have actually occurred near individual incinerators, and most of them have been unable to detect any effects. The studies of which the committee is aware that did report finding health effects had shortcomings and failed to provide convincing evidence. That result is not surprising given the small populations typically available for study and the fact that such effects, if any, might occur only infrequently or take many years to appear. Also, factors such as emissions from other pollution sources and variations in human activity patterns often decrease the likelihood of determining a relationship between small contributions of pollutants from incinerators and observed health effects. Lack of evidence of such relationships might mean that adverse health effects did not occur, but it could mean that such relationships might not be detectable using available methods and sources.”

The **British Society for Ecological Medicine (BSEM) published a report in 2005** on the health effects associated with incineration and concluded that “Large studies have shown higher rates of adult and childhood cancer and also birth defects around municipal waste incinerators: the results are consistent with the associations being causal. A number of smaller epidemiological studies support this interpretation and suggest that the range of illnesses produced by incinerators may be much wider. Incinerator emissions are a major source of fine particulates, of toxic metals and of more than 200 organic chemicals, including known carcinogens, mutagens, and hormone disrupters. Emissions also contain other unidentified compounds whose potential for harm is as yet unknown, as was once the case with dioxins. Abatement equipment in modern incinerators merely transfers the toxic load, notably that of dioxins and heavy metals, from airborne emissions to the fly ash. This fly ash is light, readily windborne and mostly of low particle size. It represents a considerable and poorly understood health hazard.”

The BSEM report was reviewed by the HPA and they concluded that “Having considered the BSEM report the HPA maintains its position that contemporary and effectively managed and regulated waste incineration processes contribute little to the concentrations of monitored pollutants in ambient air and that the emissions from such plants have little effect on health.” The BSEM report was also commented on by the consultants who produced the Defra 2004 report referred to above. They said that “It fails to consider the significance of incineration as a source of the substances of concern. It does not consider the possible significance of the dose of pollutants that could result from incinerators. It does not fairly consider the adverse effects that could be associated with alternatives to incineration. It relies on inaccurate and outdated material. In view of these shortcomings, the report’s conclusions with regard to the health effects of incineration are not reliable.”

A **Greenpeace** review on incineration and human health concluded that a broad range of health effects have been associated with living near to incinerators as well as with working at these installations. Such effects include cancer (among both children and adults), adverse impacts on the respiratory system, heart disease, immune system effects, increased allergies and congenital abnormalities. Some studies, particularly those on cancer, relate to old rather than modern incinerators. However, modern incinerators operating in the last few years have also been associated with adverse health effects.”

The Health Protection Scotland report referred to above says that “the authors of the Greenpeace review do not explain the basis for their conclusion that there is an association between incineration and adverse effects in terms of criteria used to assess the strength of evidence. The weighting factors used to derive the assessment are not detailed. The objectivity of the conclusion cannot therefore be easily tested.”

From this published body of scientific opinion, we take the view stated by the HPA that “While it is not possible to rule out adverse health effects from modern, well regulated municipal waste incinerators with complete certainty, any potential damage to the health of those living close-by is likely to be very small, if detectable”. We therefore ensure that permits contain conditions which require the installation to be well-run and regulate the installation to ensure compliance with such permit conditions.

iv) Health Risk Models

Comparing the results of air dispersion modelling as part of the H1 Environmental Impact assessment against European and national air quality standards effectively makes a health risk assessment for those pollutants for which a standard has been derived. These air quality standards have been developed primarily in order to protect human health via known intake mechanisms, such as inhalation and ingestion. Some pollutants, such as dioxins, furans and dioxin like PCBs, have human health impacts at lower ingestion levels than lend themselves to setting an air quality standard to control against. For these pollutants, a different human health risk model is required which better reflects the level of dioxin intake.

Models are available to predict the dioxin, furan and dioxin like PCB’s intake for comparison with the Tolerable Daily Intake (TDI) recommended by the Committee on Toxicity of Chemicals in Food, Consumer Products and the Environment, known as COT. These include HHRAP and the HMIP model.

HHRAP has been developed by the US EPA to calculate the human body intake of a range of carcinogenic pollutants and to determine the mathematic quantitative risk in probabilistic terms. In the UK, in common with other European Countries, we consider a threshold dose below which the likelihood of an adverse effect is regarded as being very low or effectively zero. The HMIP model uses a similar approach to the HHRAP model, but does not attempt to predict probabilistic risk **and does not include bio transfer factors**

specific to PCBs. As such only the HHRAP model can fully make comparisons with the TDI.

The TDI is the amount of a substance that can be ingested daily over a lifetime without appreciable health risk. It is expressed in relation to bodyweight in order to allow for different body size, such as for children of different ages. In the UK, the COT has set a TDI for dioxins, furans and dioxin like PCB's of 2 picograms I-TEQ/Kg-body weight/day (N.B. a picogram is a million millionths (10^{-12}) of a gram).

In addition to an assessment of risk from dioxins, furans and dioxin like PCB's, the HHRAP model enables a risk assessment from human intake of a range of heavy metals. The HMIP report does not consider metals. In principle, the respective EQS for these metals are protective of human health. It is not therefore necessary to model the human body intake.

COMEAP developed a methodology based on the results of time series epidemiological studies which allows calculation of the public health impact of exposure to the classical air pollutants (NO_2 , SO_2 and particulates) in terms of the numbers of "deaths brought forward" and the "number of hospital admissions for respiratory disease brought forward or additional". COMEAP has issued a statement expressing some reservations about the applicability of applying its methodology to small affected areas. Those concerns generally relate to the fact that the exposure-response coefficients used in the COMEAP report derive from studies of whole urban populations where the air pollution climate may differ from that around a new industrial installation. COMEAP identified a number of factors and assumptions that would contribute to the uncertainty of the estimates. These were summarised in the Defra review as below:

- Assumption that the spatial distribution of the air pollutants considered is the same in the area under study as in those areas, usually cities or large towns, in which the studies which generated the coefficients were undertaken.
- Assumption that the temporal pattern of pollutant concentrations in the area under study is similar to that in the areas in which the studies which generated the coefficients were undertaken (i.e. urban areas).
- It should be recognised that a difference in the pattern of socio-economic conditions between the areas to be studied and the reference areas could lead to inaccuracy in the predicted level of effects.
- In the same way, a difference in the pattern of personal exposures between the areas to be studied and the reference areas will affect the accuracy of the predictions of effects.

The use of the COMEAP methodology is not generally recommended for modelling the human health impacts of individual installations. However it may have limited applicability where emissions of NO_x , SO_2 and particulates cannot be screened out as insignificant in an H1 Environmental Impact assessment, there are high ambient background levels of these pollutants and we are advised that its use was appropriate by our public health consultees.

Our recommended approach is therefore the use of the H1 assessment methodology comparison for most pollutants (including metals) and dioxin intake model using the HHRAP model as described above for dioxins, furans and dioxin like PCBs. Where an alternative approach is adopted for dioxins, we check the predictions ourselves.

v) Consultations

As part of our normal procedures for the determination of a permit application, we consult with Local Authorities, Local Authority Directors of Public Health, FSA and PHE. We also consult the local communities who may raise health related issues. All issues raised by these consultations are considered in determining the application as described in Annex 4 of this document.

5.3.2 Assessment of Intake of Dioxins, Furans and Dioxin like PCBs

For dioxins, furans and dioxin like PCBs, the principal exposure route is through ingestion, usually through the food chain, and the main risk to health is through accumulation in the body over a period of time.

The human health risk assessment calculates the dose of dioxins and furans that would be received by local receptors if their food and water were sourced from the locality where the deposition of dioxins, furans and dioxin like PCBs is predicted to be the highest. This is then assessed against the Tolerable Daily Intake (TDI) levels established by the COT of 2 picograms I-TEQ / Kg bodyweight/ day.

The results of the Applicant’s assessment of dioxin intake are detailed in the table below. (worst – case results for each category are shown). The results showed that the predicted daily intake of dioxins, furans and dioxin like PCBs at all receptors, resulting from emissions from the proposed facility, were significantly below the recommended TDI levels. We therefore consider the intake of dioxins and furans resulting from the operation of the proposed installation to be insignificant, and believe it is unlikely that the COT TDI level of 2 picograms I-TEQ/Kg bodyweight/day will be exceeded.

Receptor	adult	child
Farmer East 1	0.9%	1.3%
Resident Roydon	0.01%	0.02

Calculated maximum daily intake of dioxins by local receptors resulting from the operation of the proposed facility (I-TEQ/ kg-BW/day)

The FSA has reported that dietary studies have shown that estimated total dietary intakes of dioxins and dioxin-like PCBs from all sources by all age groups fell by around 50% between 1997 and 2001 and are expected to continue to fall. A report in 2012 showed that Dioxin and PCB levels in food have fallen slightly since 2001. In 2001, the average daily intake by adults in the UK from diet was 0.9 pg WHO-TEQ/kg bodyweight. The additional daily

intake predicted by the modelling as shown in the table above is substantially below this figure.

In 2010, FSA studied the levels of chlorinated, brominated and mixed (chlorinated-brominated) dioxins and dioxin-like PCBs in fish, shellfish, meat and eggs consumed in UK. It asked COT to consider the results and to advise on whether the measured levels of these PXDDs, PXDFs and PXBs indicated a health concern ('X' means a halogen). COT issued a statement in December 2010 and concluded that "The major contribution to the total dioxin toxic activity in the foods measured came from chlorinated compounds. Brominated compounds made a much smaller contribution, and mixed halogenated compounds contributed even less (1% or less of TDI). Measured levels of PXDDs, PXDFs and dioxin-like PXBs do not indicate a health concern". COT recognised the lack of quantified TEFs for these compounds but said that "even if the TEFs for PXDDs, PXDFs and dioxin-like PXBs were up to four fold higher than assumed, their contribution to the total TEQ in the diet would still be small. Thus, further research on PXDDs, PXDFs and dioxin-like PXBs is not considered a priority."

In the light of this statement, we assess the impact of chlorinated compounds as representing the impact of all chlorinated, brominated and mixed dioxins / furans and dioxin like PCBs.

5.3.3 Particulates smaller than 2.5 microns

The Operator will be required to monitor particulate emissions using the method set out in Table S3.1 of Schedule 3 of the Permit. This method requires that the filter efficiency must be at least 99.5 % on a test aerosol with a mean particle diameter of 0.3 µm, at the maximum flow rate anticipated. The filter efficiency for larger particles will be at least as high as this. This means that particulate monitoring data effectively captures everything above 0.3 µm and much of what is smaller. It is not expected that particles smaller than 0.3 µm will contribute significantly to the mass release rate / concentration of particulates because of their very small mass, even if present. This means that emissions monitoring data can be relied upon to measure the true mass emission rate of particulates.

Nano-particles are considered to refer to those particulates less than 0.1 µm in diameter (PM_{0.1}). Questions are often raised about the effect of nano-particles on human health, in particular on children's health, because of their high surface to volume ratio, making them more reactive, and their very small size, giving them the potential to penetrate cell walls of living organisms. The small size also means there will be a larger number of small particles for a given mass concentration. However the HPA statement (referenced below) says that due to the small effects of incinerators on local concentration of particles, it is highly unlikely that there will be detectable effects of any particular incinerator on local infant mortality.

The HPA addresses the issue of the health effects of particulates in their September 2009 statement 'The Impact on Health of Emissions to Air from

Municipal Incinerators'. It refers to the coefficients linking PM₁₀ and PM_{2.5} with effects on health derived by COMEAP and goes on to say that if these coefficients are applied to small increases in concentrations produced, locally, by incinerators; the estimated effects on health are likely to be small. The HPA notes that the coefficients that allow the use of number concentrations in impact calculations have not yet been defined because the national experts have not judged that the evidence is sufficient to do so. This is an area being kept under review by COMEAP.

In December 2010, COMEAP published a report on The Mortality Effects of Long-Term Exposure to Particulate Air Pollution in the United Kingdom. It says that "a policy which aims to reduce the annual average concentration of PM_{2.5} by 1 µg/m³ would result in an increase in life expectancy of 20 days for people born in 2008." However, "The Committee stresses the need for careful interpretation of these metrics to avoid incorrect inferences being drawn – they are valid representations of population aggregate or average effects, but they can be misleading when interpreted as reflecting the experience of individuals."

The HPA (now PHE) also point out that in 2007 incinerators contributed 0.02% to ambient ground level PM₁₀ levels compared with 18% for road traffic and 22% for industry in general. The HPA noted that in a sample collected in a day at a typical urban area the proportion of PM_{0.1} is around 5-10% of PM₁₀. It goes on to say that PM₁₀ includes and exceeds PM_{2.5} which in turn includes and exceeds PM_{0.1}.

This is consistent with the assessment of this application which shows emissions of PM₁₀ to air to be insignificant.

We take the view, based on the foregoing evidence, that techniques which control the release of particulates to levels which will not cause harm to human health will also control the release of fine particulate matter to a level which will not cause harm to human health.

5.3.4 Assessment of Health Effects from the Installation

We have assessed the health effects from the operation of this installation in relation to the above (sections 5.3.1 to 5.3.3). We have applied the relevant requirements of the national and European legislation in imposing the permit conditions. We are satisfied that compliance with these conditions will ensure protection of the environment and human health.

Taking into account all of the expert opinion available, we agree with the conclusion reached by the HPA (now PHE) that "While it is not possible to rule out adverse health effects from modern, well regulated municipal waste incinerators with complete certainty, any potential damage to the health of those living close-by is likely to be very small, if detectable."

In carrying out air dispersion modelling as part of the H1 Environmental Impact assessment and comparing the predicted environmental

concentrations with European and national air quality standards, the Applicant has effectively made a health risk assessment for many pollutants. These air quality standards have been developed primarily in order to protect human health.

The Applicant's assessment of the impact from PM₁₀, PM_{2.5}, Sulphur Dioxide, Carbon Monoxide, Hydrogen Chloride, Hydrogen Fluoride, Thallium, Mercury, Antimony, Chromium (II and III) Cobalt, Copper, Vanadium, Ammonia, PCB's, Dioxins, Furans, have all indicated that the Installation emissions screen out as insignificant; where the impact of emissions of NO₂, Sulphur Dioxide (15minute mean), TOC, PAH's, Cadmium, Arsenic, Chromium (VI) Lead, Manganese and Nickel have not been screened out as insignificant, the assessment still shows that the predicted environmental concentrations are well within air quality standards or environmental action levels.

The Environment Agency has reviewed the methodology employed by the Applicant to carry out the health impact assessment. The Agency had some discussion with the applicant around missing information, however after further input from the applicant and our own check modelling we were able to agree the methodology employed by the applicant was satisfactory.

Overall, taking into account the conservative nature of the impact assessment (i.e. that it is based upon an individual exposed for a life-time to the effects of the highest predicted relevant airborne concentrations and consuming mostly locally grown food), it was concluded that the operation of the proposed facility will not pose a significant carcinogenic or non-carcinogenic risk to human health.

Public Health England and the Local Authority Director of Public Health were consulted on the Application and concluded that they had no significant concerns regarding the risk to the health of humans from the installation. The Food Standards Agency was also consulted during the permit determination process and it concluded that it is unlikely that there will be any unacceptable effects on the human food chain as a result of the operations at the Installation. Details of the responses provided by Public Health England, the Local Authority Director of Public Health and the FSA to the consultation on this Application can be found in Annex 2.

The Environment Agency is therefore satisfied that the Applicant's conclusions presented above are soundly based and we conclude that the potential emissions of pollutants including dioxins, furans and metals from the proposed facility are unlikely to have an impact upon human health.

5.4 Impact on Habitats sites, SSSIs, non-statutory conservation sites etc.

5.4.1 Sites Considered

The following Habitats (i.e. Special Areas of Conservation, Special Protection Areas and Ramsar) sites are located within 10Km of the Installation:

- Wormley-Hoddesdon Park Woods
- Epping Forest
- Lee Valley

The following Sites of Special Scientific Interest are located within 2Km of the Installation:

- Rye Meads

The following non-statutory local wildlife and conservation sites are located within 2Km of the Installation:

- Admirals Walk Lake
- Carthegena Estate Lakes, Broxbourne Gravel Pits
- Totwelhill Bushes
- Rye Meads Gravel Pit
- Lee Valley Central
- Stanstead Abbots Gravel Pit
- Hallmores area
- Paddley
- Lee Valley North
- Seniors Lake
- Knowle Thicket by Cock Lane Ford
- Rye House Power Station

5.4.2 Habitats Assessment

The Applicant's Habitats assessment was reviewed by the Environment Agency's technical specialists for modelling, air quality, conservation and ecology technical services, who agreed with the assessment's conclusions, that there would be no likely significant effect on the interest features of the protected sites

See section 7.3.1 for consultation with Natural England.

- Table showing results of screening for Wormley-Hoddesdon Park Woods SAC

Pollutant	EQS / EAL (µg/m ³)	Back-ground (µg/m ³)	Process Contribution (PC) (µg/m ³)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) (µg/m ³)	PEC as % EQS / EAL
Direct Impacts ²						
NO _x Annual	30	17.18	0.063	0.21	-	-
NO _x Daily Mean	75	34.36	1.575	2.1	35.93	47.90
SO ₂	20 ⁽¹⁾	2.1	0.0156	0.078	-	-
Ammonia	3 ⁽¹⁾	1.88	0.003	0.10	-	-
HF Weekly	0.5	-	0.00315	-	-	-

Pollutant	EQS / EAL (µg/m ³)	Back-ground (µg/m ³)	Process Contribution (PC) (µg/m ³)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) (µg/m ³)	PEC as % EQS / EAL
Mean						
HF Daily Mean	5	0.5	0.008	0.16	-	-
Deposition Impacts ²						
N Deposition (kg N/ha/yr)	15-20	41.80	0.042	0.28	-	-
Acidification - Nitrogen Dep (Keq/ha/yr)	8.8	3.0	0.0	0.0	-	-
Acidification Sulphur Dep (Keq/ha/yr)	8.4	0.26	0.0	0.0	-	-

(1) The lichen and bryophyte sensitivity standards for ammonia and sulphur dioxide have been assigned for this assessment as the presence of these features has been recorded in the site Management Plan for at least one of the sections of the site.

(2) Direct impact units are µg/m³ and deposition impact units are kg N/ha/yr or Keq/ha/yr.

- Table showing results of screening for Epping Forest SAC

Pollutant	EQS / EAL (µg/m ³)	Back-ground (µg/m ³)	Process Contribution (PC) (µg/m ³)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) (µg/m ³)	PEC as % EQS / EAL
Direct Impacts ²						
NO _x Annual	30	18.48	0.054	0.18	-	-
NO _x Daily Mean	75	36.96	0.975	1.3	37.93	50.57
SO ₂	10 ¹	1.75	0.013	0.13	-	-
Ammonia	1 ¹	1.32	0.002	0.27	-	-
HF Weekly Mean	0.5	-	0.002	-	-	-
HF Daily Mean	5	0.590	0.004	0.095	-	-
Deposition Impacts ²						
N Deposition (kg N/ha/yr)	10-20	24.78	0.036	0.36	-	-
Acidification - Nitrogen Dep (Keq/ha/yr)	2.4	1.8	0.054	0.0	-	-
Acidification	1.7	0.22		0.76	-	-

Pollutant	EQS / EAL (µg/m ³)	Back-ground (µg/m ³)	Process Contribution (PC) (µg/m ³)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) (µg/m ³)	PEC as % EQS / EAL
Sulphur Dep (Keg/ha/yr)			0.013			

(1) The lichen and bryophyte sensitivity standards for ammonia and sulphur dioxide have been assigned for this assessment as the presence of these features has been recorded in the site Management Plan for at least one of the sections of the site.

(2) Direct impact units are µg/m³ and deposition impact units are kg N/ha/yr or Keg/ha/yr.

- Table showing results of screening for Lee Valley SPA and RAMSAR

Pollutant	EQS / EAL (µg/m ³)	Back-ground (µg/m ³)	Process Contribution (PC) (µg/m ³)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) (µg/m ³)	PEC as % EQS / EAL
Direct Impacts²						
NO _x Annual	30	17.18	0.189	0.63	-	-
NO _x Daily Mean	75	34.36	2.7	3.6	37.06	49.41
SO ₂	10 ¹	2.1	0.048	0.48	-	-
Ammonia	3 ¹	1.88	0.0096	0.32	-	-
HF Weekly Mean	0.5	-	0.0009	0.001	-	-
HF Daily Mean	5	0.590	0.0135	0.27	-	-
Deposition Impacts²						
N Deposition (kg N/ha/yr)	15	20.6	0.1005	0.67	-	-
Acidification - Nitrogen Dep (Keg/ha/yr)	4.6	1.6	0.189	4.10	1.789	38.9
Acidification Sulphur Dep (Keg/ha/yr)	4.1	0.22	0.048	1.2	0.268	6.5

(1) The lichen and bryophyte sensitivity standards for ammonia and sulphur dioxide have been assigned for this assessment as the presence of these features has been recorded in the site Management Plan for at least one of the sections of the site.

(2) Direct impact units are µg/m³ and deposition impact units are kg N/ha/yr or Keg/ha/yr.

5.4.3 SSSI Assessment

The Applicant's assessment of SSSIs was reviewed by the Environment Agency's technical specialists for modelling, air quality, conservation and ecology technical services, who agreed with the assessment's conclusions, that the proposal does not damage the special features of the SSSI(s).

- Table showing results of screening for Rye Meads, SSSI

Pollutant	EQS / EAL ($\mu\text{g}/\text{m}^3$)	Back-ground ($\mu\text{g}/\text{m}^3$)	Process Contribution (PC) ($\mu\text{g}/\text{m}^3$)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) ($\mu\text{g}/\text{m}^3$)	PEC as % EQS / EAL
Direct Impacts²						
NO _x Annual	30	17.18	0.189	0.63	-	-
NO _x Daily Mean	75	34.36	2.7	3.6	37.06	49.41
SO ₂	10 ¹	2.1	0.048	0.48	-	-
Ammonia	3 ¹	1.88	0.0096	0.32	-	-
HF Weekly Mean	0.5	-	0.0009	0.001	-	-
HF Daily Mean	5	0.590	0.0135	0.27	-	-
Deposition Impacts²						
N Deposition (kg N/ha/yr)	15	20.6	0.1005	0.67	-	-
Acidification - Nitrogen Dep (Keq/ha/yr)	4.6	1.6	0.189	4.10	1.789	38.9
Acidification Sulphur Dep (Keq/ha/yr)	4.1	0.22	0.048	1.2	0.268	6.5

(1) The lichen and bryophyte sensitivity standards for ammonia and sulphur dioxide have been assigned for this assessment as the presence of these features has been recorded in the site Management Plan for at least one of the sections of the site.

(2) Direct impact units are $\mu\text{g}/\text{m}^3$ and deposition impact units are kg N/ha/yr or Keq/ha/yr.

5.4.4 Assessment of other conservation sites

Conservation sites are protected in law by legislation. The Habitats Directive provides the highest level of protection for SACs and SPAs, domestic legislation provides a lower but important level of protection for SSSIs. Finally the Environment Act provides more generalised protection for flora and fauna rather than for specifically named conservation designations. It is under the Environment Act that we assess other sites (such as local wildlife sites) which prevents us from permitting something that will result in significant pollution; and which offers levels of protection proportionate with other European and

national legislation. However, it should not be assumed that because levels of protection are less stringent for these other sites that they are not of considerable importance. Local sites link and support EU and national nature conservation sites together and hence help to maintain the UK's biodiversity resilience.

For SACs SPAs, Ramsars and SSSIs we consider the contribution PC and the background levels in making an assessment of impact. In assessing these other sites under the Environment Act we look at the impact from the Installation alone in order to determine whether it would cause significant pollution. This is a proportionate approach, in line with the levels of protection offered by the conservation legislation to protect these other sites (which are generally more numerous than Natura 2000 or SSSIs) whilst ensuring that we do not restrict development.

Critical levels and loads are set to protect the most vulnerable habitat types. Thresholds change in accordance with the levels of protection afforded by the legislation. Therefore the thresholds for SAC SPA and SSSI features are more stringent than those for other nature conservation sites.

Therefore we would generally conclude that the Installation is not causing significant pollution at these other sites if the PC is less than the relevant critical level or critical load, provided that the Applicant is using BAT to control emissions.

- Table showing results of screening for Rye House Power Station CWS

Pollutant	EQS / EAL (µg/m ³)	Back-ground (µg/m ³)	Process Contribution (PC) (µg/m ³)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) (µg/m ³)	PEC as % EQS / EAL
Direct Impacts²						
NO _x Annual	30	17.19	1.08	0.3	-	-
NO _x Daily Mean	75	34.38	14.85	11.13	49.23	65.64
SO ₂	10 ¹	2.1	0.28	2.8	-	-
Ammonia	3 ¹	1.8	0.054	1.8	1.85	61.66
HF Weekly Mean	0.5	-	0.005	-	-	-
HF Daily Mean	5	0.59	0.075	1.5	-	-
Deposition Impacts²						
N Deposition (kg N/ha/yr)	15	20.56	0.58	0.08	-	-
Acidification - Nitrogen Dep (Keq/ha/yr)	4.9	1.5	0.063	1.2	1.56	31.8
Acidification	4.1	0.22		6.8	0.5	12.0

Pollutant	EQS / EAL (µg/m ³)	Back-ground (µg/m ³)	Process Contribution (PC) (µg/m ³)	PC as % of EQS / EAL	Predicted Environmental Concentration (PEC) (µg/m ³)	PEC as % EQS / EAL
Sulphur Dep (Keq/ha/yr)			0.28			

The tables above show that the PCs are below the critical levels or loads. We are satisfied that the Installation will not cause significant pollution at the sites. The Applicant is required to prevent, minimise and control emissions using BAT, this is considered further in Section 6.

5.5 Impact of abnormal operations

Article 50(4)(c) of IED requires that waste incineration and co-incineration plants shall operate an automatic system to prevent waste feed whenever any of the continuous emission monitors show that an emission limit value (ELV) is exceeded due to disturbances or failures of the purification devices. Notwithstanding this, Article 46(6) allows for the continued incineration and co-incineration of waste under such conditions provided that this period does not (in any circumstances) exceed 4 hours uninterrupted continuous operation or the cumulative period of operation does not exceed 60 hours in a calendar year. This is a recognition that the emissions during transient states (e.g. start-up and shut-down) are higher than during steady-state operation, and the overall environmental impact of continued operation with a limited exceedance of an ELV may be less than that of a partial shut-down and re-start.

For incineration plant, IED sets backstop limits for particulates, CO and TOC which must continue to be met at all times. The CO and TOC limits are the same as for normal operation, and are intended to ensure that good combustion conditions are maintained. The backstop limit for particulates is 150 mg/m³ (as a half hourly average) which is five times the limit in normal operation.

Article 45(1)(f) requires that the permit shall specify the maximum permissible period of any technically unavoidable stoppages, disturbances, or failures of the purification devices or the measurement devices, during which the concentrations in the discharges into the air may exceed the prescribed emission limit values. In this case we have decided to set the time limit at 4 hours, which is the maximum period prescribed by Article 46(6) of the IED.

These abnormal operations are limited to no more than a period of 4 hours continuous operation and no more than 60 hour aggregated operation in any calendar year. This is less than 1% of total operating hours and so abnormal operating conditions are not expected to have any significant long term environmental impact unless the background conditions were already close to, or exceeding, an EQS. For the most part therefore consideration of

abnormal operations is limited to consideration of its impact on short term EQSs.

In making an assessment of abnormal operations the following worst case scenario has been assumed:

- Dioxin emissions of 10 ng/m³ (100 x normal)
- Mercury emissions are 100 times those of normal operation
- NO_x emissions of 305 mg/m³ (1.5 x normal)
- Particulate emissions of 150 mg/m³ (5 x normal)
- Metal emissions other than mercury are 5 times those of normal operation
- SO₂ emissions of 79mg/m³ (The operator has reviewed the SO₂ content of the waste fuel and anticipated the above figure, we have therefore set a limit of 100mg/m³ for abnormal conditions)
- HCl emissions of 160mg/m³ (2.6 x normal)
- PCBs (100 x normal)

This is a worst case scenario in that these abnormal conditions include a number of different equipment failures not all of which will necessarily result in an adverse impact on the environment (e.g. a failure of a monitoring instrument does not necessarily mean that the incinerator or abatement plant is malfunctioning). This analysis assumes that any failure of any equipment results in all the negative impacts set out above occurring simultaneously.

The result on the Applicant's short-term environmental impact is summarised in the table below.

Pollutant	EQS / EAL		Back-ground	Process Contribution (PC)		Predicted Environmental Concentration (PEC)	
	µg/m ³			µg/m ³	µg/m ³	% of EAL	µg/m ³
NO ₂	200	2	48	22.9	11.5	70.9	35.5
SO ₂	266	4	19.7	55.5	20.9	75.2	28.3
PM ₁₀	50	3	20.5	0.45	0.90	-	-
HCl	750	7	0.3	14.9	1.98	-	-
HF	160	7	1	1	0.62	-	-
CO	30000	10	280	12.5	0.04	-	-
NH ₃	2500	10	3.8	2.5	0.10	-	-
PCBs	6	10	0.00088	0.0012	0.02	-	-
Dioxins	-	-	2.88E-08	1.40E-09	-	3.02E-08	-
Hg	7.5	2	0.004	0.0082	0.11	-	-

Sb	150	2	-	0.082	0.05	-	-
Cu	200	2	0.034	0.082	0.04	-	-
Cr (II)(III)	150	2	0.0068	0.065	0.04		

2	99.79 th %ile of 1-hour means
3	90.41 st %ile of 24-hour means
4	99.9 th ile of 15-min means
7	1-hour average
10	1-hour maximum

From the table above the emissions of the following substances PM₁₀, HCl, HF, CO, NH₃, PCB's, Dioxin's, Hg Sb, Cu and Cr (II)(III) can still be considered insignificant, in that the PC is still <10% of the short-term EQS/EAL.

Also from the table above emissions of the following emissions (which were not screened out as insignificant) NO₂ and SO₂ have been assessed as being unlikely to give rise to significant pollution in that the predicted environmental concentration is less than 100% of short term EQS/EAL.

We are therefore satisfied that it is not necessary to further constrain the conditions and duration of the periods of abnormal operation beyond those permitted under Chapter IV of the IED.

We have not assessed the impact of abnormal operations against long term EQSs for the reasons set out above. Except that if dioxin emissions were at 10 ng/m³ for the maximum period of abnormal operation, this would result in an increase of approximately 3 times the normal emission rate of the TDI reported in section 5.3.2. In these circumstances the TDI would be 0.033pg(I-TEQ/ kg-BW/day), which is 1.6% of the COT TDI. At this level, emissions of dioxins will still not pose a risk to human health.

6. Application of Best Available Techniques

6.1 Scope of Consideration

In this section, we explain how we have determined whether the Applicant's proposals are the Best Available Techniques for this Installation.

- The first issue we address is the fundamental choice of incineration technology. There are a number of alternatives, and the Applicant has explained why it has chosen one particular kind for this Installation.
- We then consider in particular control measures for the emissions which were not screened out as insignificant in the previous section on minimising the installation's environmental impact.

- We also have to consider the combustion efficiency and energy utilisation of different design options for the Installation, which are relevant considerations in the determination of BAT for the Installation, including the Global Warming Potential of the different options.
- Finally, the prevention and minimisation of Persistent Organic Pollutants (POPs) must be considered, as we explain below.

Chapter IV of the IED specifies a set of maximum emission limit values. Although these limits are designed to be stringent, and to provide a high level of environmental protection, they do not necessarily reflect what can be achieved by new plant. Article 14(3) of the IED says that BAT Conclusions shall be the reference for setting the permit conditions, so it may be possible and desirable to achieve emissions below the limits referenced in Chapter IV. However BAT Conclusions and a revised BREF for Incineration have not yet been drafted or published, so the existing BREF and Chapter IV of the IED remain relevant.

Even if the Chapter IV limits are appropriate, operational controls complement the emission limits and should generally result in emissions below the maximum allowed; whilst the limits themselves provide headroom to allow for unavoidable process fluctuations. Actual emissions are therefore almost certain to be below emission limits in practice, because any Operator who sought to operate its installation continually at the maximum permitted level would almost inevitably breach those limits regularly, simply by virtue of normal fluctuations in plant performance, resulting in enforcement action (including potentially prosecution) being taken. Assessments based on, say, Chapter IV limits are therefore “worst-case” scenarios.

Should the Installation, once in operation, emit at rates significantly below the limits included in the Permit, we will consider tightening ELVs appropriately. We are, however, satisfied that emissions at the permitted limits would ensure a high level of protection for human health and the environment in any event.

6.1.1 Consideration of Furnace Type

The prime function of the furnace is to achieve maximum combustion of the waste. Chapter IV of the IED requires that the plant (furnace in this context) should be designed to deliver its requirements. The main requirements of Chapter IV in relation to the choice of a furnace are compliance with air emission limits for CO and TOC and achieving a low TOC/LOI level in the bottom ash.

The Waste Incineration BREF elaborates the furnace selection criteria as:

- the use of a furnace (including secondary combustion chamber) dimensions that are large enough to provide for an effective combination of gas residence time and temperature such that combustion reactions may approach completion and result in low and stable CO and TOC emissions to air and low TOC in residues.

- use of a combination of furnace design, operation and waste throughput rate that provides sufficient agitation and residence time of the waste in the furnace at sufficiently high temperatures.
- The use of furnace design that, as far as possible, physically retain the waste within the combustion chamber (e.g. grate bar spacing) to allow its complete combustion.

The BREF also provides a comparison of combustion and thermal treatment technologies and factors affecting their applicability and operational suitability used in EU and for all types of wastes. There is also some information on the comparative costs. The table below has been extracted from the BREF tables. This table is also in line with the Guidance Note “The Incineration of Waste (EPR 5.01)). However, it should not be taken as an exhaustive list nor that all technologies listed have found equal application across Europe.

Overall, any of the furnace technologies listed below would be considered as BAT provided the Applicant has justified it in terms of:

- nature/physical state of the waste and its variability
- proposed plant throughput which may affect the number of incineration lines
- preference and experience of chosen technology including plant availability
- nature and quantity/quality of residues produced.
- emissions to air – usually NO_x as the furnace choice could have an effect on the amount of unabated NO_x produced
- energy consumption – whole plant, waste preparation, effect on GWP
- Need, if any, for further processing of residues to comply with TOC
- Costs

Summary comparison of thermal treatment technologies (reproduced from the Waste Incineration BREF)

Technique	Key waste characteristics and suitability	Throughput per line	Advantages	Disadvantages / Limitations of use	Bottom Ash Quality	Cost
Moving grate (air-cooled)	<p>Low to medium heat values (LCV 5 – 16.5 GJ/t)</p> <p>Municipal and other heterogeneous solid wastes</p> <p>Can accept a proportion of sewage sludge and/or medical waste with municipal waste</p> <p>Applied at most modern MSW installations</p>	<p>1 to 50 t/h with most projects 5 to 30 t/h.</p> <p>Most industrial applications not below 2.5 or 3 t/h.</p>	<p>Widely proven at large scales.</p> <p>Robust</p> <p>Low maintenance cost</p> <p>Long operational history</p> <p>Can take heterogeneous wastes without special preparation</p>	<p>generally not suited to powders, liquids or materials that melt through the grate</p>	<p>TOC 0.5 % to 3 %</p>	<p>High capacity reduces specific cost per tonne of waste</p>
Moving grate (liquid Cooled)	<p>Same as air-cooled grates except:</p> <p>LCV 10 – 20 GJ/t</p>	<p>Same as air-cooled grates</p>	<p>As air-cooled grates but:</p> <p>higher heat value waste is treatable</p> <p>better Combustion control possible.</p>	<p>As air-cooled grates but:</p> <p>risk of grate damage/leaks</p> <p>higher complexity</p>	<p>TOC 0.5 % to 3 %</p>	<p>Slightly higher capital cost than air-cooled</p>

Technique	Key waste characteristics and suitability	Throughput per line	Advantages	Disadvantages / Limitations of use	Bottom Ash Quality	Cost
Rotary Kiln	Can accept liquids and pastes solid feeds more limited than grate (owing to refractory damage) often applied to hazardous Wastes	<10 t/h	Very well proven with broad range of wastes and good burn out even of HW	Throughputs lower than grates	TOC <3 %	Higher specific cost due to reduced capacity
Fluid bed - bubbling	Only finely divided consistent wastes. Limited use for raw MSW <input type="checkbox"/> often applied to sludges	1 to 10 t/h	Good mixing Fly ashes of good leaching quality	Careful operation required to avoid clogging bed. Higher fly ash quantities.	TOC <3 %	FGT cost may be lower. Costs of waste preparation
Fluid bed - circulating	Only finely divided consistent wastes. Limited use for raw MSW, often applied to sludges / RDF.	1 to 20 t/h most used above 10 t/h	Greater fuel flexibility than BFB Fly ashes of good leaching quality	Cyclone required to conserve bed material Higher fly ash quantities	TOC <3 %	FGT cost may be lower. Costs of preparation.
Oscillating furnace	MSW / wastes <input type="checkbox"/>	1 – 10 t/h	Robust Low maintenance Long history	-higher thermal loss than with grate furnace - LCV under 15 GJ/t	TOC 0.5 – 3 %	Similar to other technologies

			Low NOX level Low LOI of bottom ash			
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Technique	Key waste characteristics and suitability	Throughput per line	Advantages	Disadvantages / Limitations of use	Bottom Ash Quality	Cost
Pulsed hearth	Only higher CV waste (LCV >20 GJ/t) used for clinical wastes	<7 t/h	can deal with liquids and powders	bed agitation may be lower	Dependent on waste type	Higher specific cost due to reduced capacity
Stepped and static hearths	Only higher CV waste (LCV >20 GJ/t) Mainly used for clinical wastes	No information	Can deal with liquids and powders	Bed agitation may be lower	Dependent on waste type	Higher specific cost due to reduced capacity
Spreader - stoker combustor	- RDF and other particle feeds - poultry manure - wood wastes	No information	- simple grate construction - less sensitive to particle size than FB	only for well defined mono-streams	No information	No information
Gasification - fixed bed	- mixed plastic wastes - other similar consistent streams - gasification less widely used/proven than incineration	1 to 20 t/h	-low leaching residue -good burnout if oxygen blown - syngas available - Reduced oxidation of recyclable metals	- limited waste feed - not full combustion - high skill level - tar in raw gas - less widely proven	-Low leaching bottom ash -good burnout with oxygen	High operation/maintenance costs

Technique	Key waste characteristics and suitability	Throughput per line	Advantages	Disadvantages / Limitations of use	Bottom Ash Quality	Cost
Gasification - entrained flow	<ul style="list-style-type: none"> - mixed plastic wastes - other similar consistent streams - not suited to untreated MSW - gasification less widely used/proven than incineration 	To 10 t/h	<ul style="list-style-type: none"> - low leaching slag - reduced oxidation of recyclable metals 	<ul style="list-style-type: none"> - limited waste feed - not full combustion - high skill level - less widely proven 	low leaching slag	High operation/maintenance costs pre-treatment costs high
Gasification - fluid bed	<ul style="list-style-type: none"> - mixed plastic wastes - shredded MSW - shredder residues - sludges - metal rich wastes - other similar consistent streams - less widely used/proven than incineration 	5 – 20 t/h	<ul style="list-style-type: none"> -temperatures e.g. for Al recovery - separation of non-combustibles -can be combined with ash melting - reduced oxidation of recyclable metals 	<ul style="list-style-type: none"> -limited waste size (<30cm) - tar in raw gas - higher UHV raw gas - less widely proven 	If Combined with ash melting chamber ash is vitrified	Lower than other gasifiers
Pyrolysis	<ul style="list-style-type: none"> - pre-treated MSW - high metal inert streams - shredder residues/plastics - pyrolysis is less widely used/proven than incineration 	~ 5 t/h (short drum) 5 – 10 t/h (medium drum)	<ul style="list-style-type: none"> - no oxidation of metals - no combustion energy for metals/inert - in reactor acid neutralisation possible - syngas available 	<ul style="list-style-type: none"> - limited wastes - process control and engineering critical - high skill req. - not widely proven - need market for syngas 	<ul style="list-style-type: none"> - dependent on process temperature - residue produced requires further processing e.g. combustion 	High pre-treatment, operation and capital costs

The Applicant has carried out a review of the following candidate furnace types:

- Moving Grate Furnace
- Fluidised Bed
- Pyrolysis / Gasification

Whilst the operator found similarities in some areas of the reviewed technologies the applicant has proposed to use Advanced Thermal Treatment (ATT) which they state has a number of advantages over traditional incineration processes:-

- It is viable at smaller unit sizes, enabling the development of facilities ancillary to existing waste management operations;
- There is much less visual impact, as ATT processes tend to be smaller and require shorter exhaust stacks (40m compared to 60-100m for conventional incinerators);
- ATT is also modular and therefore more flexible to changes in quantity or quality of feedstock. This modularity also provides insurance against single point of failure problems; and
- ATT is more suited to pre-sorted or processed wastes. Hence material is more homogenous and will contain less recyclable [predominantly hard plastic] materials.

As a consequence of this, less flue gas treatment is required. Hence, fewer raw materials are used resulting in the production of fewer residues.

The Applicant has proposed to use a furnace technology comprising a two stage gasifier/combustor unit. The feedstock is discharged onto the updraft (air intake at the bottom, gas leaving at the top) gasifier grate via fuel metering screw augers. The grate is starved of oxygen resulting in a stoichiometric condition which produces a syngas. The syngas then passes to the secondary combustion chamber, all of which are identified in the tables above as being considered BAT in the BREF or TGN for this type of waste feed.

The Applicant proposes to use natural gas as support fuel for start-up, shut down and for the auxiliary burners. The choice of support fuel is based on the available local supply

Boiler Design

In accordance with our Technical Guidance Note, S5.01, the Applicant has confirmed that the boiler design will include the following features to minimise the potential for reformation of dioxins within the de-novo synthesis range:

- ensuring that the steam/metal heat transfer surface temperature is a minimum where the exhaust gases are within the de-novo synthesis range;
- design of the boilers using CFD to ensure no pockets of stagnant or low velocity gas;
- boiler passes are progressively decreased in volume so that the gas velocity increases through the boiler; and

- Design of boiler surfaces to prevent boundary layers of slow moving gas.

Any of the options listed in the BREF and summarised in the table above can be BAT. The Applicant has chosen a furnace technique that is listed in the BREF and we are satisfied that the Applicant has provided sufficient justification to show that their technique is BAT. This is not to say that the other techniques could not also be BAT, but that the Applicant has shown that their chosen technique is at least comparable with the other BAT options. We believe that, based on the information gathered by the BREF process, the chosen technology will achieve the requirements of Chapter IV of the IED for the air emission of TOC/CO and the TOC on bottom ash.

6.2 BAT and emissions control

The prime function of flue gas treatment is to reduce the concentration of pollutants in the exhaust gas as far as practicable. The techniques which are described as BAT individually are targeted to remove specific pollutants, but the BREF notes that there is benefit from considering the FGT system as a whole unit. Individual units often interact, providing a primary abatement for some pollutants and an additional effect on others.

The BREF lists the general factors requiring consideration when selecting flue-gas treatment (FGT) systems as:

- type of waste, its composition and variation
- type of combustion process, and its size
- flue-gas flow and temperature
- flue-gas content, size and rate of fluctuations in composition
- target emission limit values
- restrictions on discharge of aqueous effluents
- plume visibility requirements
- land and space availability
- availability and cost of outlets for residues accumulated/recovered
- compatibility with any existing process components (existing plants)
- availability and cost of water and other reagents
- energy supply possibilities (e.g. supply of heat from condensing scrubbers)
- reduction of emissions by primary methods
- release of noise.

Taking these factors into account the Technical Guidance Note points to a range of technologies being BAT subject to circumstances of the Installation.

6.2.1 Particulate Matter

Particulate matter				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Bag / Fabric filters (BF)	Reliable abatement of particulate matter to below 5mg/m ³	Max temp 250°C	Multiple compartments Bag burst detectors	Most plants
Wet scrubbing	May reduce acid gases simultaneously.	Not normally BAT. Liquid effluent produced	Require reheat to prevent visible plume and dew point problems.	Where scrubbing required for other pollutants
Ceramic filters	High temperature applications	May "blind" more than fabric filters		Small plant. High

	Smaller plant.			temperature gas cleaning required.
Electrostatic precipitators	Low pressure gradient. Use with BF may reduce the energy consumption of the induced draft fan.	Not normally BAT.		When used with other particulate abatement plant

The Applicant proposes to use fabric filters for the abatement of particulate matter. Fabric filters provide reliable abatement of particulate matter to below 5 mg/m³ and are BAT for most installations. The Applicant proposes to use multiple compartment filters with burst bag detection to minimise the risk of increased particulate emissions in the event of bag rupture.

6.2.2 Oxides of Nitrogen Emissions of Oxides of Nitrogen have been previously screened out as insignificant, and so the Environment Agency agrees that the Applicant's proposed technique is BAT for the installation.

Oxides of Nitrogen : Primary Measures				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Low NOx burners	Reduces NOx at source		Start-up, supplementary firing.	Where auxiliary burners required.
Starved air systems	Reduce CO simultaneously.			Pyrolysis, Gasification systems.
Optimise primary and secondary air injection				All plant.
Flue Gas Recirculation (FGR)	Reduces the consumption of reagents used for secondary NOx control. May increase overall energy recovery	Some applications experience corrosion problems.		All plant unless impractical in design (needs to be demonstrated)

Oxides of Nitrogen : Secondary Measures (BAT is to apply Primary Measures first)				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Selective catalytic reduction (SCR)	NO _x emissions < 70mg/ m ³ Reduces CO, VOC, dioxins	Expensive. Re-heat required – reduces plant efficiency		All plant
Selective non-catalytic reduction (SNCR)	NO _x emissions typically 150 - 180mg/m ³	Relies on an optimum temperature around 900 °C, and sufficient retention time for reduction May lead to Ammonia slip	Port injection location	All plant unless lower NO _x release required for local environmental protection.
Reagent Type: Ammonia	Likely to be BAT Lower nitrous oxide formation	More difficult to handle Narrower temperature window		All plant
Reagent Type: Urea	Likely to be BAT			All plant

The Applicant proposes to implement the following primary measures:

- Low NO_x burners – this technique reduces NO_x at source and is defined as BAT where auxiliary burners are required.
- Starved air systems – this technique also simultaneously reduces CO and is defined as BAT for pyrolysis and gasification systems.
- Optimise primary and secondary air injection – this technique is BAT for all plant.
- Flue gas recirculation – this technique reduces the consumption of reagents for secondary NO_x control and can increase overall energy recovery, although in some applications there can be corrosion problems – the technique is considered BAT for all plant.

There are two recognised techniques for secondary measures to reduce NO_x. These are Selective Catalytic Reduction (SCR) and Selective Non-Catalytic Reduction (SNCR). For each technique, there is a choice of urea or ammonia reagent.

SCR can reduce NO_x levels to below 70 mg/m³ and can be applied to all plant, it is generally more expensive than SNCR and requires reheating of the

waste gas stream which reduces energy efficiency, periodic replacement of the catalysts also produces a hazardous waste. SNCR can typically reduce NO_x levels to between 150 and 180 mg/m³, it relies on an optimum temperature of around 900 deg C and sufficient retention time for reduction. SNCR is more likely to have higher levels of ammonia slip. The technique can be applied to all plant unless lower NO_x releases are required for local environmental protection. Urea or ammonia can be used as the reagent with either technique, urea is somewhat easier to handle than ammonia and has a wider operating temperature window, but tends to result in higher emissions of N₂O. Either reagent is BAT, and the use of one over the other is not normally significant in environmental terms.

The Applicant proposes to use SNCR with urea as the reagent.

Emissions of NO_x have been previously been screened out as insignificant, and so the Environment Agency agrees that the Applicant's proposed technique is BAT for the installation.

The amount of urea used for NO_x abatement will need to be optimised to maximise NO_x reduction and minimise NH₃ slip. Improvement condition IC5 requires the Operator to report to the Environment Agency on optimising the performance of the NO_x abatement system. The Operator is also required to monitor and report on NH₃ and N₂O emissions quarterly.

6.2.3 Acid Gases, SO_x, HCl and HF

Acid gases and halogens : Primary Measures				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Low sulphur fuel, (< 0.1%S gasoil or natural gas)	Reduces SO _x at source		Start-up, supplementary firing.	Where auxiliary fuel required.
Management of waste streams	Disperses sources of acid gases (e.g. PVC) through feed.	Requires closer control of waste management		All plant with heterogeneous waste feed

Acid gases and halogens : Secondary Measures (BAT is to apply Primary Measures first)				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Wet	High reaction rates Low solid	Large effluent disposal and water consumption		Plants with high acid gas and metal components

	residues production Reagent delivery may be optimised by concentration and flow rate	if not fully treated for recycle Effluent treatment plant required May result in wet plume Energy required for effluent treatment and plume reheat		in exhaust gas – HWIs
Dry	Low water use Reagent consumption may be reduced by recycling in plant Lower energy use Higher reliability	Higher solid residue production Reagent consumption controlled only by input rate		All plant
Semi-dry	Medium reaction rates Reagent delivery may be varied by concentration and input rate	Higher solid waste residues		All plant
Reagent Type: Sodium Hydroxide	Highest removal rates Low solid waste production	Corrosive material ETP sludge for disposal		HWIs
Reagent Type: Lime	Very good removal rates Low leaching solid residue	Corrosive material May give greater	Wide range of uses	MWIs, CWIs

	Temperature of reaction well suited to use with bag filters	residue volume if no in-plant recycle		
Reagent Type: Sodium Bicarbonate	Good removal rates Easiest to handle Dry recycle systems proven	Efficient temperature range may be at upper end for use with bag filters – Leachable solid residues Bicarbonate more expensive	Not proven at large plant	CWIs

The Applicant proposes to implement the following primary measures:

- Use of low sulphur fuels for start up and auxiliary burners – gas should be used if available, where fuel oil is used, this will be low sulphur (i.e. <0.1%), this will reduce SO_x at source. The Applicant has justified its choice of gas as the support fuel on the basis that it is naturally low in sulphur and readily available locally and we agree with that assessment.
- Management of heterogeneous wastes – this will disperse problem wastes such as PVC by ensuring a homogeneous waste feed.

There are three recognised techniques for secondary measures to reduce acid gases. These are wet, dry and semi-dry. Wet scrubbing produces an effluent for treatment and disposal in compliance with Article 46(3) of IED. It will also require reheat of the exhaust to avoid a visible plume. Wet scrubbing is unlikely to be BAT except where there are high acid gas and metal components in the exhaust gas as may be the case for some hazardous waste incinerators. In this case, the Applicant does not propose using wet scrubbing, and the Environment Agency agrees that wet scrubbing is not appropriate in this case.

The Applicant has therefore considered dry and semi-dry methods of secondary measures for acid gas abatement. Either can be BAT for this type of facility.

Both dry and semi-dry methods rely on the dosing of powdered materials into the exhaust gas stream. Semi-dry systems (i.e. hydrated reagent) offer

reduced material consumption through faster reaction rates, but reagent recycling in dry systems can offset this.

In both dry and semi-dry systems, the injected powdered reagent reacts with the acid gases and is removed from the gas stream by the bag filter system. The powdered materials are either lime or sodium bicarbonate. Both are effective at reducing acid gases, and dosing rates can be controlled from continuously monitoring acid gas emissions. The decision on which reagent to use is normally economic. Lime produces a lower leaching solid residue in the APC residues than sodium bicarbonate and the reaction temperature is well suited to bag filters, it tends to be lower cost, but it is a corrosive material and can generate a greater volume of solid waste residues than sodium bicarbonate. Either reagent is BAT, and the use of one over the other is not significant in environmental terms in this case.

The operator intends to use a dry scrubbing system, utilising a proprietary lime based reagent 'Sorbacal'. Sorbacal is a dry, high performance, high purity calcium hydroxide (lime) based powder, specifically designed to remove gaseous acid pollutants using dry processes and related methods. The higher removal efficiencies provided through the use of this reagent, reduces the overall usage of material and costs of disposal over conventional abatement systems.

In this case, the Applicant proposes SNCR. The Environment Agency is satisfied that this is BAT

6.2.4 Carbon monoxide and volatile organic compounds (VOCs)

The prevention and minimisation of emissions of carbon monoxide and volatile organic compounds is through the optimisation of combustion controls, where all measures will increase the oxidation of these species.

Carbon monoxide and volatile organic compounds (VOCs)				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Optimise combustion control	All measures will increase oxidation of these species.		Covered in section on furnace selection	All plants

6.2.5 Dioxins and furans (and Other POPs)

Dioxins and furans				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Optimise combustion control	All measures will increase oxidation of these species.		Covered in section on furnace selection	All plants

Avoid de novo synthesis			Covered in boiler design	All plant
Effective Particulate matter removal			Covered in section on particulate matter	All plant
Activated Carbon injection	Can be combined with acid gas absorber or fed separately.	Combined feed rate usually controlled by acid gas content.		All plant. Separate feed normally BAT unless feed is constant and acid gas control also controls dioxin release.

The prevention and minimisation of emissions of dioxins and furans is achieved through:

- optimisation of combustion control including the maintenance of permit conditions on combustion temperature and residence time, which has been considered in 6.1.1 above;
- avoidance of de novo synthesis, which has been covered in the consideration of boiler design;
- the effective removal of particulate matter, which has been considered in 6.2.1 above;
- injection of activated carbon. This can be combined with the acid gas reagent or dosed separately. Where the feed is combined, the combined feed rate will be controlled by the acid gas concentration in the exhaust. Therefore, separate feed of activated carbon would normally be considered BAT unless the feed was relatively constant. Effective control of acid gas emissions also assists in the control of dioxin releases.

In this case the Applicant proposes separate feed and we are satisfied their proposals are BAT.

6.2.6 Metals

Metals				
Technique	Advantages	Disadvantages	Optimisation	Defined as BAT in BREF or TGN for:
Effective Particulate matter removal			Covered in section on particulate matter	All plant
Activated Carbon injection for	Can be combined with acid gas	Combined feed rate usually controlled by		All plant. Separate feed

mercury recovery	absorber or fed separately.	acid content.	gas		normally BAT unless feed is constant and acid gas control also controls dioxin release.
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The prevention and minimisation of metal emissions is achieved through the effective removal of particulate matter, and this has been considered in 6.2.1 above.

Unlike other metals however, mercury if present will be in the vapour phase. BAT for mercury removal is also dosing of activated carbon into the exhaust gas stream. This can be combined with the acid gas reagent or dosed separately. Where the feed is combined, the combined feed rate will be controlled by the acid gas concentration in the exhaust. Therefore, separate feed of activated carbon would normally be considered BAT unless the feed was relatively constant.

In this case the Applicant proposes separate feed and we are satisfied their proposals are BAT.

6.3 BAT and global warming potential

This section summarises the assessment of greenhouse gas impacts which has been made in the determination of this Permit. Emissions of carbon dioxide (CO₂) and other greenhouse gases differ from those of other pollutants in that, except at gross levels, they have no localised environmental impact. Their impact is at a global level and in terms of climate change. Nonetheless, CO₂ is clearly a pollutant for IED purposes.

The principal greenhouse gas emitted is CO₂, but the plant also emits small amounts of N₂O arising from the operation of secondary NO_x abatement. N₂O has a global warming potential 310 times that of CO₂. The Applicant will therefore be required to optimise the performance of the secondary NO_x abatement system to ensure its GWP impact is minimised.

The major source of greenhouse gas emissions from the installation is however CO₂ from the combustion of waste. There will also be CO₂ emissions from the burning of support fuels at start up, shut down and should it be necessary to maintain combustion temperatures. BAT for greenhouse gas emissions is to maximise energy recovery and efficiency.

The electricity that is generated by the Installation will displace emissions of CO₂ elsewhere in the UK, as virgin fossil fuels will not be burnt to create the same electricity.

The Installation is not subject to the Greenhouse Gas Emissions Trading Scheme Regulations 2012 therefore it is a requirement of IED to investigate

how emissions of greenhouse gases emitted from the installation might be prevented or minimised.

Factors influencing GWP and CO₂ emissions from the Installation are:

On the debit side

- CO₂ emissions from the burning of the waste;
- CO₂ emissions from burning auxiliary or supplementary fuels;
- CO₂ emissions associated with electrical energy used;
- N₂O from the de-NO_x process.

On the credit side

- CO₂ saved from the export of electricity to the public supply by displacement of burning of virgin fuels;

The GWP of the plant will be dominated by the emissions of carbon dioxide that are released as a result of waste combustion. This will be constant for all options considered in the BAT assessment. Any differences in the GWP of the options in the BAT appraisal will therefore arise from small differences in energy recovery and in the amount of N₂O emitted.

The Applicant considered energy efficiency and compared SCR to SNCR in its BAT assessment. This is set out in sections 4.3.7, 6.1.1 and 6.2.2 of this decision document.

Note: avoidance of methane which would be formed if the waste was landfilled has not been included in this assessment. If it were included due to its avoidance it would be included on the credit side. Ammonia has no direct GWP effect.

TABLE 1: GWP POTENTIAL HODDESDON ENERGY LTD

Parameter	GWP (tonnes CO ₂ equivalent per annum)		Calculations
	Released	Saving/offset	
Direct CO ₂ emissions (auxiliary fuel)	40.75		Based on two starts per annum (220MWh gas usage)
Direct CO ₂ emissions (imported electricity)	0		All electrical loads taken directly from onsite generation
CO ₂ emissions from the process	27,585		Based on 60% biogenic content
N ₂ O from the process	2517.95		Manufacturer's figures stated 10 mg/m ³ N ₂ O. Total NOx figure 170mg/m ³
Total released	30,102.95		
Energy recovered (electricity)		30,741.98	Based on export to grid of 8.4MWe for 8,000 hour per annum (67,200MWe) and assuming Grid generation CO ₂ figures of 0.45747kgCO ₂ /kWh
Energy recovered (heat)		Nil	
Total offset		639.03	
Net GWP		639.03	

Table 5.1: GWP Options Appraisal

	Gas Treatment Technology Options	Predicted GWP (energy + emission contributions)	Best Option	Preferred Option
NOx abatement	SCR (ammonia)	4457 ²		
	SNCR (ammonia)	1114 ³	1114	
	SNCR (urea)	1114 ³	1114	1114
Acid gas abatement	Wet (NaOH)	10,585 ⁴	5014	
	Wet (CaO)	10,585 ⁵		
	Wet (CaOH)	10,585 ⁶		
	Semi/Dry (CaOH)	7500 ⁷		
	Dry (NaHCO ₃)	5014 ⁸		
	Dry (CaOH)	5014 ⁸		5014
Total GWP teCO₂(e)			6128	6128

Taking all these factors into account, the Operator's assessment shows their preferred option is equal best in terms of GWP.

The Environment Agency agrees with this assessment and that the chosen option is BAT for the installation.

6.4 BAT and POPs

International action on Persistent Organic pollutants (POPs) is required under the UN's Stockholm Convention, which entered into force in 2004. The EU implemented the Convention through the POPs Regulation (850/2004), which is directly applicable in UK law. The Environment Agency is required by national POPs Regulations (SI 2007 No 3106) to give effect to Article 6(3) of the EC POPs Regulation when determining applications for environmental Permits.

However, it needs to be borne in mind that this application is for a particular type of installation, namely a waste incinerator. The Stockholm Convention distinguishes between intentionally-produced and unintentionally-produced POPs. Intentionally-produced POPs are those used deliberately (mainly in the past) in agriculture (primarily as pesticides) and industry. Those intentionally-produced POPs are not relevant where waste incineration is concerned, as in fact high-temperature incineration is one of the prescribed methods for destroying POPs.

The unintentionally-produced POPs addressed by the Convention are:

- dioxins and furans;
- HCB (hexachlorobenzene)
- PCBs (polychlorobiphenyls) and
- PeCB (pentachlorobenzene)

The UK's national implementation plan for the Stockholm Convention, published in 2007, makes explicit that the relevant controls for unintentionally-produced POPs, such as might be produced by waste incineration, are delivered through the requirements of IED. That would include an examination of BAT, including potential alternative techniques, with a view to preventing or minimising harmful emissions. These have been applied as explained in this document, which explicitly addresses alternative techniques and BAT for the minimisation of emissions of dioxins.

Our legal obligation, under regulation 4(b) of the POPs Regulations, is, when considering an application for an environmental permit, to comply with article 6(3) of the POPs Regulation:

“Member States shall, when considering proposals to construct new facilities or significantly to modify existing facilities using processes that release chemicals listed in Annex III, without prejudice to Council Directive 1996/61/EC, give priority consideration to alternative processes, techniques or practices that have similar usefulness but which avoid the formation and release of substances listed in Annex III.”

The 1998 Protocol to the Convention recommended that unintentionally produced POPs should be controlled by imposing emission limits (e.g 0.1 ng/m³ for MWIs) and using BAT for incineration. UN Economic Commission

for Europe (Executive Body for the Convention) (ECE-EB) produced BAT guidance for the parties to the Convention in 2009. This document considers various control techniques and concludes that primary measures involving management of feed material by reducing halogenated substances are not technically effective. This is not surprising because halogenated wastes still need to be disposed of and because POPs can be generated from relatively low concentrations of halogens. In summary, the successful control techniques for waste incinerators listed in the ECE-EB BAT are:

- maintaining furnace temperature of 850°C and a combustion gas residence time of at least 2 seconds
- rapid cooling of flue gases to avoid the *de novo* reformation temperature range of 250-450°C
- use of bag filters and the injection of activated carbon or coke to adsorb residual POPs components.

Using the methods listed above, the UN-ECE BAT document concludes that incinerators can achieve an emission concentration of 0.1 ng TEQ/m³.

We believe that the Permit ensures that the formation and release of POPs will be prevented or minimised. As we explain above, high-temperature incineration is one of the prescribed methods for destroying POPs. Permit conditions are based on the use of BAT and Chapter IV of IED and incorporate all the above requirements of the UN-ECE BAT guidance and deliver the requirements of the Stockholm Convention in relation to unintentionally produced POPs.

The release of **dioxins and furans** to air is required by the IED to be assessed against the I-TEQ (International Toxic Equivalence) limit of 0.1 ng/m³. Further development of the understanding of the harm caused by dioxins has resulted in the World Health Organisation (WHO) producing updated factors to calculate the WHO-TEQ value. Certain **PCBs** have structures which make them behave like dioxins (dioxin-like PCBs), and these also have toxic equivalence factors defined by WHO to make them capable of being considered together with dioxins. The UK's independent health advisory committee, the Committee on Toxicity of Chemicals in Food, Consumer Products and the Environment (COT) has adopted WHO-TEQ values for both dioxins and dioxin-like PCBs in their review of Tolerable Daily Intake (TDI) criteria. The Permit requires that, in addition to the requirements of the IED, the WHO-TEQ values for both dioxins and dioxin-like PCBs should be monitored for reporting purposes, to enable evaluation of exposure to dioxins and dioxin-like PCBs to be made using the revised TDI recommended by COT. The release of dioxin-like PCBs and PAHs is expected to be low where measures have been taken to control dioxin releases. The Permit also requires monitoring of a range of PAHs and dioxin-like PCBs at the same frequency as dioxins are monitored. We have included a requirement to monitor and report against these WHO-TEQ values for dioxins and dioxin-like PCBs and the range of PAHs as listed in the Permit. We are confident that the measures taken to control the release of dioxins will also control the releases of dioxin-like PCBs and PAHs. Section 5.2.1 of this document details

the assessment of emissions to air, which includes dioxins and concludes that there will be no adverse effect on human health from either normal or abnormal operation.

Hexachlorobenzene (HCB) is released into the atmosphere as an accidental product from the combustion of coal, waste incineration and certain metal processes. It has also been used as a fungicide, especially for seed treatment although this use has been banned in the UK since 1975. Natural fires and volcanoes may serve as natural sources. Releases of (HCB) are addressed by the European Environment Agency (EEA), which advises that:

"due to comparatively low levels in emissions from most (combustion) processes special measures for HCB control are usually not proposed. HCB emissions can be controlled generally like other chlorinated organic compounds in emissions, for instance dioxins/furans and PCBs: regulation of time of combustion, combustion temperature, temperature in cleaning devices, sorbents application for waste gases cleaning etc." [reference http://www.eea.europa.eu/publications/EMEPCORINAIR4/sources_of_HCB.pdf]

Pentachlorobenzene (PeCB) is another of the POPs list to be considered under incineration. PeCB has been used as a fungicide or flame retardant, there is no data available however on production, recent or past, outside the UN-ECE region. PeCBs can be emitted from the same sources as for PCDD/F: waste incineration, thermal metallurgic processes and combustion plants providing energy. As discussed above, the control techniques described in the UN-ECE BAT guidance and included in the permit, are effective in controlling the emissions of all relevant POPs including PeCB.

We have assessed the control techniques proposed for dioxins by the Applicant and have concluded that they are appropriate for dioxin control. We are confident that these controls are in line with the UN-ECE BAT guidance and will minimise the release of HCB, PCB and PeCB.

We are therefore satisfied that the substantive requirements of the Convention and the POPs Regulation have been addressed and complied with.

6.5 Other Emissions to the Environment

6.5.1 Emissions to water

Any uncontaminated rainwater runoff arising from the external areas (rooftops, external hard standing and roadway/car parking areas) will be discharged via a three stage interceptor to a surface water drain (W1) which is connected to an off-site SUDs pond (outside of the permitted boundary).

Based upon the information in the application we are satisfied that appropriate measures will be in place to prevent and /or minimise emissions to water.

6.5.2 Emissions to sewer

Process effluents from the installation are limited to the water treatment plant blowdown only. All liquid effluent emissions from the plant are processed via the water treatment plant and released directly to sewer. All other discharges relate to sanitary effluents, internal plant (floors etc.) wash water and maintenance activities (periodic cooling plant discharges etc.).

The plant has been designed to release of 1400 kg/h waste water to sewer per hour.

Based upon the information in the application we are satisfied that appropriate measures will be in place to prevent and /or minimise emissions to sewer.

6.5.3 Fugitive emissions

The IED specifies that plants must be able to demonstrate that the plant is designed in such a way as to prevent the unauthorised and accidental release of polluting substances into soil, surface water and groundwater. In addition storage requirements for waste and for contaminated water of Article 46(5) must be arranged.

The plant and building have been designed to abate and control noise, odour and fugitive emissions. The building is sealed and nominally air tight, with no high level openings or ventilation louvers. The Installation will be designed to prevent potential fugitive emissions to water other than possible groundwater infiltration of clean surface water runoff. Secondary containment, interceptors, and continuous leakage detection and an inspection and maintenance programme will be implemented as appropriate.

The site has been designed with containment provision within the RDF store and turbine hall which is capable of containing 100% of the emergency fire water tank (575m³).

Based upon the information in the application we are satisfied that appropriate measures will be in place to prevent and /or minimise fugitive emissions.

6.5.4 Odour

Based upon the information in the application we are satisfied that the appropriate measures will be in place to prevent or where that is not practicable to minimise odour and to prevent pollution from odour.

Waste accepted at the installation will be delivered in covered vehicles or within containers and bulk storage of waste will only occur in the installation's waste bunker. A roller shutter door will be used to close the entrance to the tipping hall outside of the waste delivery periods and combustion air will be drawn from above the waste storage bunker in order to prevent odours and airborne particulates from leaving the facility building.

6.5.5 Noise and vibration

The operator submitted a noise assessment which was found to be reasonable..

The consultant predicts noise impacts at all residential receptors for the proposed installation with mitigation, is not likely to be significant, with the worst impact at receptor Glen Faba having rating level above background of 0 dB.

Mitigation measures include:

- an attenuation of 20dB to the 40m high stack,
- a proposed reduction of 7dB for each of the air cooler blast (ABC) units (22 units in total),
- Sound reduction indices (Rw) of 39dB for the walls and 42dB for the roof of all sound emitting buildings.

We agree with the consultant's predictions and conclusions, with the mitigation applied as stated within their report, impacts at all the sensitive receptors is likely to be of low impact (noise levels up to or lower than the background) in accordance with BS4142:2014.

Based upon the information in the application we are satisfied that the appropriate measures will be in place to prevent or where that is not practicable to minimise noise and vibration and to prevent pollution from noise and vibration outside the site.

The application contained a noise impact assessment which identified local noise-sensitive receptors, potential sources of noise at the proposed plant and noise attenuation measures. Measurements were taken of the prevailing ambient noise levels to produce a baseline noise survey and an assessment was carried out (Note the consultant has used the older version BS4142:1997 for their noise impact assessment. A new version of the standard, BS4142:2014 was published in October 2014. Although BS4142:1997 was appropriate at the time of their report drafting, we have considered the consultant's predictions using BS4142:2014.) in accordance with BS 4142:2014 to compare the predicted plant rating noise levels with the established background levels.

6.6 Setting ELVs and other Permit conditions

6.6.1 Translating BAT into Permit conditions

Article 14(3) of IED states that BAT conclusions shall be the reference for permit conditions. Article 15(3) further requires that under normal operating conditions; emissions do not exceed the emission levels associated with the best available techniques as laid down in the decisions on BAT conclusions.

At the time of writing of this document, no BAT conclusions have been published for waste incineration or co-incineration.

The use of IED Chapter IV emission limits for air dispersion modelling sets the worst case scenario. If this shows emissions are insignificant then we have accepted that the Applicant's proposals are BAT, and that there is no justification to reduce ELVs below the Chapter IV limits in these circumstances.

Below we consider whether, for those emission not screened out as insignificant, different conditions are required as a result of consideration of local or other factors, so that no significant pollution is caused (Article 11(c)) or to comply with environmental quality standards (Article 18).

(i) Local factors

We have considered the impact on local receptors and habitat conservation sites for those emissions not screened out as insignificant and do not consider it necessary to impose further conditions, or set more stringent emission limits than those specified.

(iii) National and European EQSs

There are no additional National or European EQSs that indicate that IED limits are insufficient to protect the local environment.

(iii) Global Warming

CO₂ is an inevitable product of the combustion of waste. The amount of CO₂ emitted will be essentially determined by the quantity and characteristics of waste being incinerated, which are already subject to conditions in the Permit. It is therefore inappropriate to set an emission limit value for CO₂, which could do no more than recognise what is going to be emitted. The gas is not therefore targeted as a key pollutant under Annex II of IED, which lists the main polluting substances that are to be considered when setting emission limit values (ELVs) in Permits.

We have therefore considered setting equivalent parameters or technical measures for CO₂. However, provided energy is recovered efficiently (see section 4.3.7 above), there are no additional equivalent technical measures (beyond those relating to the quantity and characteristics of the waste) that can be imposed that do not run counter to the primary purpose of the plant, which is the recovery of energy from waste. Controls in the form of restrictions on the volume and type of waste that can be accepted at the Installation and permit conditions relating to energy efficiency effectively apply equivalent technical measures to limit CO₂ emissions.

(iv) Commissioning

Before the plant can become fully operational it will be necessary for it to be commissioned. Before commissioning can commence the Operator is required by pre-operational condition PO4 to submit a commissioning plan to

the Agency for approval. Commissioning can only begin and be carried out in accordance with the approved proposals in the plan.

In addition, it is recognised that as certain information presented in the Application was based on design data, or data from comparable equipment, the commissioning phase is the earliest opportunity to verify much of this information. The following improvement conditions have been included in the permit so that appropriate verifications will be determined by the Applicant:

- Calibration of CEMs in accordance with BS EN 14181 (IC7).
- Verification of furnace residence time, temperature and oxygen content (IC4).
- The plant in total conforms to the permit conditions and that satisfactory process control procedures for the plant have been developed (IC3).
- Abatement plant optimisation details (IC5).

6.7 Monitoring

6.7.1 Monitoring during normal operations

We have decided that monitoring should be carried out for the parameters listed in Schedule 3 using the methods and to the frequencies specified in those tables. These monitoring requirements have been imposed in order to demonstrate compliance with emission limit values and to enable correction of measured concentration of substances to the appropriate reference conditions; to gather information about the performance of the SNCR system; to establish data on the release of dioxin-like PCBs and PAHs from the incineration process and to deliver the requirements of Chapter IV of IED for monitoring of residues and temperature in the combustion chamber.

For emissions to air, the methods for continuous and periodic monitoring are in accordance with the Environment Agency's Guidance M2 for monitoring of stack emissions to air.

Based on the information in the Application and the requirements set in the conditions of the permit we are satisfied that the Operator's techniques, personnel and equipment will have either MCERTS certification or MCERTS accreditation as appropriate.

6.7.2 Monitoring under abnormal operations arising from the failure of the installed CEMs

The Operator has stated that they will provide back-up CEMS working in parallel to the operating CEMS. These will be switched into full operation immediately in the event that there is any failure in the regular monitoring equipment. The back-up CEMS measure the same parameters as the operating CEMS. In the unlikely event that the back-up CEMS also fail Condition 2.3.10 of the permit requires that the abnormal operating conditions apply.

6.7.3 Continuous emissions monitoring for dioxins and heavy metals

Chapter IV of IED specifies manual extractive sampling for heavy metals and dioxin monitoring. However, Article 48(5) of the IED enables The Commission to act through delegated, authority to set the date from which continuous measurements of the air emission limit values for heavy metals, dioxins and furans shall be carried out, as soon as appropriate measurement techniques are available within the Community. No such decision has yet been made by the Commission.

The Environment Agency has reviewed the applicability of continuous sampling and monitoring techniques to the installation.

Recent advances in mercury monitoring techniques have allowed standards to be developed for continuous mercury monitoring, including both vapour-phase and particulate mercury. There is a standard which can apply to CEMs which measure mercury (EN 15267-3) and standards to certify CEMs for mercury, which are EN 15267-1 and EN 15267-3. Furthermore, there is an MCERTS-certified CEM which has been used in trials in the UK and which has been verified on-site using many parallel reference tests as specified using the steps outlined in EN 14181.

In the case of dioxins, equipment is available for taking a sample for an extended period (several weeks), but the sample must then be analysed in the conventional way. A CEN committee has agreed Technical Specifications (EN TS 1948-5) for continuous sampling of dioxins. This specification will lead to a CEN standard following a validation exercise which is currently underway. According to IED Article 48(5), "As soon as appropriate measurement techniques are available within the Union, the Commission shall, by means of delegated acts in accordance with Article 76 and subject to the conditions laid down in Articles 77 and 78, set the date from which continuous measurements of emissions into the air of heavy metals and dioxins and furans are to be carried out. This is yet to happen. However, our extant 'dioxin enforcement policy' recommends continuous sampling of dioxins where multiple emission exceedances occur and no clear root cause can be identified. Therefore should continuous sampling be required at a later date during the operation of the installation, then sampling and analysis shall comply with the requirements of EN TS 1948

For either continuous monitoring of mercury or continuous sampling of dioxins to be used for regulatory purposes, an emission limit value would need to be devised which is applicable to continuous monitoring. Such limits for mercury and dioxins have not been set by the European Commission. Use of a manual sample train is the only technique which fulfils the requirements of the IED. At the present time, it is considered that in view of the predicted low levels of mercury and dioxin emission it is not justifiable to require the

Operator to install additionally continuous monitoring or sampling devices for these substances.

The Applicant has proposed to carry out mercury monitoring continuously. However for the reasons given above, we have still set an emission limit value based on extractive monitoring which will be carried out in addition to the Operator's continuous monitoring. The Operator's monitoring data will enable the Environment Agency to gather further information on continuous emissions monitoring and its relationship with manually sampled data.

In accordance with its legal requirement to do so, the Environment Agency reviews the development of new methods and standards and their performance in industrial applications. In particular the Environment Agency considers continuous sampling systems for dioxins to have promise as a potential means of improving process control and obtaining more accurate mass emission estimates.

6.8 Reporting

We have specified the reporting requirements in Schedule 5 of the Permit either to meet the reporting requirements set out in the IED, or to ensure data is reported to enable timely review by the Environment Agency to ensure compliance with permit conditions and to monitor the efficiency of material use and energy recovery at the installation.

7 Other legal requirements

In this section we explain how we have addressed other relevant legal requirements, to the extent that we have not addressed them elsewhere in this document.

7.1 The EPR 2010 and related Directives

The EPR delivers the requirements of a number of European and national laws.

7.1.1 Schedules 1 and 7 to the EPR 2010 – IED Directive

We address the requirements of the IED in the body of this document above and the specific requirements of Chapter IV in Annex 1 of this document.

There is one requirement not addressed above, which is that contained in Article 5(3) IED. Article 5(3) requires that “In the case of a new installation or a substantial change where Article 4 of Directive 85/337/EC (the EIA Directive) applies, any relevant information obtained or conclusion arrived at pursuant to articles 5, 6 and 7 of that Directive shall be examined and used for the purposes of granting the permit.”

- Article 5 of EIA Directive relates to the obligation on developers to supply the information set out in Annex IV of the Directive when making an application for development consent.
- Article 6(1) requires Member States to ensure that the authorities likely to be concerned by a development by reason of their specific environmental responsibilities are consulted on the Environmental Statement and the request for development consent.
- Article 6(2)-6(6) makes provision for public consultation on applications for development consent.
- Article 7 relates to projects with transboundary effects and consequential obligations to consult with affected Member States.

The grant or refusal of development consent is a matter for the relevant local planning authority. The Environment Agency’s obligation is therefore to examine and use any relevant information obtained or conclusion arrived at by the local planning authorities pursuant to those EIA Directive articles.

In determining the Application we have considered the following documents: -

- The Environmental Statement submitted with the planning application (which also formed part of the Environmental Permit Application).
- The decision of the Hertfordshire County Council to grant planning permission on 19th March 2014.
- The report and decision notice of the local planning authority accompanying the grant/refusal of planning permission.
- The response of the Environment Agency to the local planning authority in its role as consultee to the planning process.

From consideration of all the documents above, the Environment Agency considers that no additional or different conditions are necessary.

The Environment Agency has also carried out its own consultation on the Environmental Permitting Application which includes the Environmental Statement submitted to the local planning authority. The results of our consultation are described elsewhere in this decision document.

7.1.2 Schedule 9 to the EPR 2010 – Waste Framework Directive

As the Installation involves the treatment of waste, it is carrying out a *waste operation* for the purposes of the EPR 2010, and the requirements of Schedule 9 therefore apply. This means that we must exercise our functions so as to ensure implementation of certain articles of the WFD.

We must exercise our relevant functions for the purposes of ensuring that the waste hierarchy referred to in Article 4 of the Waste Framework Directive is applied to the generation of waste and that any waste generated is treated in accordance with Article 4 of the Waste Framework Directive. (See also section 4.3.9)

The conditions of the permit ensure that waste generation from the facility is minimised. Where the production of waste cannot be prevented it will be recovered wherever possible or otherwise disposed of in a manner that minimises its impact on the environment. This is in accordance with Article 4.

We must also exercise our relevant functions for the purposes of implementing Article 13 of the Waste Framework Directive; ensuring that the requirements in the second paragraph of Article 23(1) of the Waste Framework Directive are met; and ensuring compliance with Articles 18(2)(b), 18(2)(c), 23(3), 23(4) and 35(1) of the Waste Framework Directive.

Article 13 relates to the protection of human health and the environment. These objectives are addressed elsewhere in this document.

Article 23(1) requires the permit to specify:

- (a) the types and quantities of waste that may be treated;
- (b) for each type of operation permitted, the technical and any other requirements relevant to the site concerned;
- (c) the safety and precautionary measures to be taken;
- (d) the method to be used for each type of operation;
- (e) such monitoring and control operations as may be necessary;
- (f) such closure and after-care provisions as may be necessary.

These are all covered by permit conditions.

The permit does not allow the acceptance or mixing of hazardous waste so Article 18(2) is not relevant.

We consider that the intended method of waste treatment is acceptable from the point of view of environmental protection so Article 23(3) does not apply. Energy efficiency is dealt with elsewhere in this document but we consider the conditions of the permit ensure that the recovery of energy take place with a high level of energy efficiency in accordance with Article 23(4).

Article 35(1) relates to record keeping and its requirements are delivered through permit conditions.

7.1.3 Schedule 22 to the EPR 2010 – Groundwater, Water Framework and Groundwater Daughter Directives

To the extent that it might lead to a discharge of pollutants to groundwater (a “groundwater activity” under the EPR 2010), the Permit is subject to the requirements of Schedule 22, which delivers the requirements of EU Directives relating to pollution of groundwater. The Permit will require the taking of all necessary measures to prevent the input of any hazardous substances to groundwater, and to limit the input of non-hazardous pollutants into groundwater so as to ensure such pollutants do not cause pollution, and satisfies the requirements of Schedule 22.

No releases to groundwater from the Installation are permitted. The Permit also requires material storage areas to be designed and maintained to a high standard to prevent accidental releases.

7.1.4 Directive 2003/35/EC – The Public Participation Directive

Regulation 59 of the EPR 2010 requires the Environment Agency to prepare and publish a statement of its policies for complying with its public participation duties. We have published our public participation statement.

This Application has been consulted upon in line with this statement, as well as with our guidance RGS6 on Sites of High Public Interest, which addresses specifically extended consultation arrangements for determinations where public interest is particularly high. This satisfies the requirements of the Public Participation Directive.

Our decision in this case has been reached following a programme of public consultation, on the original application. The way in which this has been done is set out in Section 2.2. A summary of the responses received to our consultations and our consideration of them is set out in Annex 4.

7.2 National primary legislation

7.2.1 **Environment Act 1995**

(i) Section 4 (Pursuit of Sustainable Development)

We are required to contribute towards achieving sustainable development, as considered appropriate by Ministers and set out in guidance issued to us. The

Secretary of State for Environment, Food and Rural Affairs has issued *The Environment Agency's Objectives and Contribution to Sustainable Development: Statutory Guidance (December 2002)*. This document:

“provides guidance to the Agency on such matters as the formulation of approaches that the Agency should take to its work, decisions about priorities for the Agency and the allocation of resources. It is not directly applicable to individual regulatory decisions of the Agency”.

In respect of regulation of industrial pollution through the EPR, the Guidance refers in particular to the objective of setting permit conditions *“in a consistent and proportionate fashion based on Best Available Techniques and taking into account all relevant matters...”*. The Environment Agency considers that it has pursued the objectives set out in the Government's guidance, where relevant, and that there are no additional conditions that should be included in this Permit to take account of the Section 4 duty.

(ii) Section 7 (Pursuit of Conservation Objectives)

We considered whether we should impose any additional or different requirements in terms of our duty to have regard to the various conservation objectives set out in Section 7, but concluded that we should not.

We have considered the impact of the installation on local wildlife sites within 2Km which are not designated as either European Sites or SSSIs. We are satisfied that no additional conditions are required.

(iii) Section 81 (National Air Quality Strategy)

We have had regard to the National Air Quality Strategy and consider that our decision complies with the Strategy, and that no additional or different conditions are appropriate for this Permit.

7.2.2 Human Rights Act 1998

We have considered potential interference with rights addressed by the European Convention on Human Rights in reaching our decision and consider that our decision is compatible with our duties under the Human Rights Act 1998. In particular, we have considered the right to life (Article 2), the right to a fair trial (Article 6), the right to respect for private and family life (Article 8) and the right to protection of property (Article 1, First Protocol). We do not believe that Convention rights are engaged in relation to this determination.

7.2.3 Countryside and Rights of Way Act 2000 (CROW 2000)

Section 85 of this Act imposes a duty on Environment Agency to have regard to the purpose of conserving and enhancing the natural beauty of the area of outstanding natural beauty (AONB). There is no AONB which could be affected by the Installation.

7.2.4 Wildlife and Countryside Act 1981

Under section 28G of the Wildlife and Countryside Act 1981 the Environment Agency has a duty to take reasonable steps to further the conservation and enhancement of the flora, fauna or geological or physiographical features by reason of which a site is of special scientific interest. Under section 28I the Environment Agency has a duty to consult Natural England in relation to any permit that is likely to damage SSSIs.

We assessed the Application and concluded that the Installation will not damage the special features of any SSSI. This was recorded on a CROW Appendix 4 form, which we used to consult Natural England, who agreed with our conclusion.

The CROW assessment is summarised in greater detail in section 5.4 of this document. A copy of the full Appendix 4 Assessment can be found on the public register.

7.2.5 Natural Environment and Rural Communities Act 2006

Section 40 of this Act requires us to have regard, so far as is consistent with the proper exercise of our functions, to the purpose of conserving biodiversity. We have done so and consider that no different or additional conditions in the Permit are required.

7.3 National secondary legislation

7.3.1 The Conservation of Natural Habitats and Species Regulations 2010

We have assessed the Application in accordance with guidance agreed jointly with Natural England / CCW and concluded that there will be no likely significant effect on any European Site.

We consulted Natural England by means of an Appendix 11 assessment, and they agreed with our conclusion, that the operation of the Installation would not have a likely significant effect on the interest features of protected sites.

The habitat assessment is summarised in greater detail in section 5.4 of this document. A copy of the full Appendix 11 Assessment can be found on the public register.

7.3.2 Water Framework Directive Regulations 2003

Consideration has been given to whether any additional requirements should be imposed in terms of the Environment Agency's duty under regulation 3 to secure the requirements of the Water Framework Directive through (inter alia) EP permits, but it is felt that existing conditions are sufficient in this regard and no other appropriate requirements have been identified.

7.3.3 The Persistent Organic Pollutants Regulations 2007

We have explained our approach to these Regulations, which give effect to the Stockholm Convention on POPs and the EU's POPs Regulation, above.

7.4 Other relevant legal requirements

7.4.1 Duty to Involve

S23 of the Local Democracy, Economic Development and Construction Act 2009 require us where we consider it appropriate to take such steps as we consider appropriate to secure the involvement of interested persons in the exercise of our functions by providing them with information, consulting them

or involving them in any other way. S24 requires us to have regard to any Secretary of State guidance as to how we should do that.

The way in which the Environment Agency has consulted with the public and other interested parties is set out in section 2.2 of this document. The way in which we have taken account of the representations we have received is set out in Annex 4. Our public consultation duties are also set out in the EP Regulations, and our statutory Public Participation Statement, which implement the requirements of the Public Participation Directive. In addition to meeting our consultation responsibilities, we have also taken account of our guidance in Environment Agency Guidance Note RGS6 and the Environment Agency's Building Trust with Communities toolkit.

ANNEX 1: APPLICATION OF CHAPTER IV OF THE INDUSTRIAL EMISSIONS DIRECTIVE

IED Article	Requirement	Delivered by
45(1)(a)	The permit shall include a list of all types of waste which may be treated using at least the types of waste set out in the European Waste List established by Decision 2000/532/EC, if possible, and containing information on the quantity of each type of waste, where appropriate.	Condition 2.3.3(a) and Table S2.2 in Schedule 2 of the Permit.
45(1)(b)	The permit shall include the total waste incinerating or co-incinerating capacity of the plant.	Condition 2.3.3(a) and Table S2.2 in Schedule 2 of the Permit.
45(1)(c)	The permit shall include the limit values for emissions into air and water.	Conditions 3.1.1 and 3.1.2 and Tables S3.1 and S3.1(a) in Schedule 3 of the Permit.
45(1)(d)	The permit shall include the requirements for pH, temperature and flow of waste water discharges.	Not Applicable
45(1)(e)	The permit shall include the sampling and measurement procedures and frequencies to be used to comply with the conditions set for emissions monitoring.	Conditions 3.5.1 to 3.5.5 and Tables S3.1, S3.1(a), S3.3 and S3.4 in Schedule 3 of the Permit.
45(1)(f)	The permit shall include the maximum permissible period of unavoidable stoppages, disturbances or failures of the purification devices or the measurement devices, during which the emissions into the air and the discharges of waste water may exceed the prescribed emission limit values.	Conditions 2.3.10 and 2.3.11.
46(1)	Waste gases shall be discharged in a controlled way by means of a stack the height of which is calculated in such a way as to safeguard human health and the environment.	Condition 2.3.1(a) and Table S1.2 of Schedule 1 of the Permit.
46(3)	Relates to conditions for water discharges from the cleaning of exhaust gases.	There are no such discharges as condition 3.1.1 prohibits this.

IED Article	Requirement	Delivered by
46(4)	Relates to conditions for water discharges from the cleaning of exhaust gases.	There are no such discharges as condition 3.1.1 prohibits this.
46(5)	Prevention of unauthorised and accidental release of any polluting substances into soil, surface water or groundwater. Adequate storage capacity for contaminated rainwater run-off from the site or for contaminated water from spillage or fire-fighting.	The application explains the measures to be in place for achieving the directive requirements
46(6)	Limits the maximum period of operation when an ELV is exceeded to 4 hours uninterrupted duration in any one instance, and with a maximum cumulative limit of 60 hours per year. Limits on dust (150 mg/m ³), CO and TOC not to be exceeded during this period.	Conditions 2.3.10 and 2.3.11
47	In the event of breakdown, reduce or close down operations as soon as practicable. Limits on dust (150 mg/m ³), CO and TOC not to be exceeded during this period.	condition 2.3.10
48(1)	Monitoring of emissions is carried out in accordance with Parts 6 and 7 of Annex VI.	Conditions 3.5.1 to 3.5.5. Reference conditions are defined in Schedule 6 of the Permit.
48(2)	Installation and functioning of the automated measurement systems shall be subject to control and to annual surveillance tests as set out in point 1 of Part 6 of Annex VI.	condition 3.5.3, and tables S3.1, S3.1(a), and S3.4
48(3)	The competent authority shall determine the location of sampling or measurement points to be used for monitoring of emissions.	conditions 3.5.3 and 3.5.4
48(4)	All monitoring results shall be recorded, processed and presented in such a way as to enable the competent authority to verify compliance with the operating conditions and emission limit values	Conditions 4.1.1 and 4.1.2, and Tables S4.1 and S4.4

IED Article	Requirement	Delivered by
	which are included in the permit.	
49	The emission limit values for air and water shall be regarded as being complied with if the conditions described in Part 8 of Annex VI are fulfilled.	conditions 3.1.1 and 3.1.2
50(1)	Slag and bottom ash to have Total Organic Carbon (TOC) < 3% or loss on ignition (LOI) < 5%.	Conditions 3.5.1 and Table S3.5
50(2)	Flue gas to be raised to a temperature of 850°C for two seconds, as measured at representative point of the combustion chamber.	Condition 2.3.9, Pre-operational condition PO6 and the application specifies measurement point
50(3)	At least one auxiliary burner which must not be fed with fuels which can cause higher emissions than those resulting from the burning of gas oil liquefied gas or natural gas.	Condition 2.3.10
50(4)(a)	Automatic shut to prevent waste feed if at start up until the specified temperature has been reached.	Condition 2.3.9
50(4)(b)	Automatic shut to prevent waste feed if the combustion temperature is not maintained.	Condition 2.3.9
50(4)(c)	Automatic shut to prevent waste feed if the CEMs show that ELVs are exceeded due to disturbances or failure of waste cleaning devices.	Condition 2.3.9
50(5)	Any heat generated from the process shall be recovered as far as practicable.	(a) The plant will generate electricity (b) Operator to review the available heat recovery options prior to commissioning (Condition PO2) and then every 2 years (Conditions 1.2. 1 to 1.2.3)
50(6)	Relates to the feeding of infectious clinical waste into the furnace.	No infectious clinical waste will be burnt
50(7)	Management of the Installation to be in the hands of a natural person who is competent to manage it.	Conditions 1.1.1 to 1.1.3 and 2.3.1 of the Permit.
51(1)	Different conditions than those laid	No such conditions

IED Article	Requirement	Delivered by
	down in Article 50(1), (2) and (3) and, as regards the temperature Article 50(4) may be authorised, provided the other requirements of this chapter are met.	Have been allowed
51(2)	Changes in operating conditions do not cause more residues or residues with a higher content of organic polluting substances compared to those residues which could be expected under the conditions laid down in Articles 50(1), (2) and (3).	No such conditions Have been allowed
51(3)	Changes in operating conditions shall include emission limit values for CO and TOC set out in Part 3 of Annex VI.	No such conditions Have been allowed
52(1)	Take all necessary precautions concerning delivery and reception of Wastes, to prevent or minimise pollution.	Conditions 2.3.1, 2.3.3, 3.2, 3.3, 3.4 and 3.6.
52(2)	Determine the mass of each category of wastes, if possible according to the EWC, prior to accepting the waste.	Condition 2.3.3(a) and Table S2.2 in Schedule 3 of the Permit.
53(1)	Residues to be minimised in their amount and harmfulness, and recycled where appropriate.	Conditions 1.4.1, 1.4.2 and 3.5.1 with Table S3.xx
53(2)	Prevent dispersal of dry residues and dust during transport and storage.	conditions 1.4.1 2.3.1(a) and 3.2.1.
53(3)	Test residues for their physical and chemical characteristics and polluting potential including heavy metal content (soluble fraction).	Condition 3.5.1 and Table S3.5 and pre-operational condition PO3
55(1)	Application, decision and permit to be publicly available.	All documents are accessible from the Environment Agency Public Register.
55(2)	An annual report on plant operation and monitoring for all plants burning more than 2 tonne/hour waste.	Condition 4.2.2 and 4.2.3.

ANNEX 2: Pre-Operational Conditions

Based on the information on the Application, we consider that we do need to impose pre-operational conditions. These conditions are set out below and referred to, where applicable, in the text of the decision document. We are using these conditions to require the Operator to confirm that the details and measures proposed in the Application have been adopted or implemented prior to the operation of the Installation.

Reference	Pre-operational measures
PO1	Prior to the commencement of commissioning, the Operator shall send a summary of the site Environment Management System (EMS) to the Environment Agency and make available for inspection all documents and procedures which form part of the EMS. The EMS shall be developed in line with the requirements set out in Section 1 of How to comply with your environmental permit – Getting the basics right. The documents and procedures set out in the EMS shall form the written management system referenced in condition 1.1.1 (a) of the permit.
PO2	Prior to the commencement of commissioning, the Operator shall send a report to the Environment Agency which will contain a comprehensive review of the options available for utilising the heat generated by the waste incineration process in order to ensure that it is recovered as far as practicable. The review shall detail any identified proposals for improving the recovery and utilisation of waste heat and shall provide a timetable for their implementation.
PO3	Prior to the commencement of commissioning, the Operator shall submit to the Environment Agency for approval a protocol for the sampling and testing of incinerator bottom ash for the purposes of assessing its hazard status. Sampling and testing shall be carried out in accordance with the protocol as approved.
PO4	Prior to the commencement of commissioning; the Operator shall provide a written commissioning plan, including timelines for completion, for approval by the Environment Agency. The commissioning plan shall include the expected emissions to the environment during the different stages of commissioning, the expected durations of commissioning activities and the actions to be taken to protect the environment and report to the Environment Agency in the event that actual emissions exceed expected emissions. Commissioning shall be carried out in accordance with the commissioning plan as approved.
PO5	Prior to the commencement of commissioning, the Operator shall submit a written report to the Agency detailing the waste acceptance procedure to be used at the site. The waste acceptance procedure shall include the process and systems by which wastes unsuitable for incineration at the site will be controlled. The procedure shall be implemented in accordance with the written approval from the Agency.
PO6	After completion of furnace design and at least three calendar months before any furnace operation; the operator shall submit a written report to the Agency of the details of the computational fluid dynamic (CFD) modelling. The report shall demonstrate whether the design combustion conditions comply with the residence time and temperature requirements as defined by Chapter IV of the IED.
PO7	Prior to the commencement of commissioning, the Operator shall submit a report on the baseline conditions of soil and groundwater at the installation. The report shall contain the information necessary to determine the state of soil and groundwater contamination so as to make a quantified comparison with the state upon definitive cessation of activities provided for in Article 22(3) of the IED. The report shall contain information, supplementary to that already provided in application Site Condition Report, needed to meet the information

	requirements of Article 22(2) of the IED.
PO8	<p>The Operator shall submit the written protocol referenced in condition 3.2.4 for the monitoring of soil and groundwater for approval by the Environment Agency. The protocol shall demonstrate how the Operator will meet the requirements of Articles 14(1)(b), 14(1)(e) and 16(2) of the IED.</p> <p>The procedure shall be implemented in accordance with the written approval from the Agency.</p>
PO9	<p>At least three months before operation, the Operator shall submit a written report to the Environment Agency specifying arrangements for continuous and periodic monitoring of emissions to air to comply with Environment Agency guidance notes M1 and M2. The report shall include the following:</p> <ul style="list-style-type: none"> • Plant and equipment details, including accreditation to MCERTS • Methods and standards for sampling and analysis • Details of monitoring locations, access and working platforms

ANNEX 3: Improvement Conditions

Based in the information in the Application we consider that we need to set improvement conditions. These conditions are set out below - justifications for these is provided at the relevant section of the decision document. We are using these conditions to require the Operator to provide the Environment Agency with details that need to be established or confirmed during and/or after commissioning.

Reference	Improvement measure	Completion date
IC1	The Operator shall submit a written report to the Environment Agency on the implementation of its Environmental Management System and the progress made in the certification of the system by an external body or if appropriate submit a schedule by which the EMS will be certified.	Within 12 months of the date on which waste is first burnt.
IC2	The Operator shall submit a written proposal to the Environment Agency to carry out tests to determine the size distribution of the particulate matter in the exhaust gas emissions to air from emission point A1, identifying the fractions within the PM ₁₀ , and PM _{2.5} ranges. The proposal shall include a timetable for approval by the Environment Agency to carry out such tests and produce a report on the results. On receipt of written agreement by the Environment Agency to the proposal and the timetable, the Operator shall carry out the tests and submit to the Environment Agency a report on the results.	Within 6 months of the completion of commissioning.
IC3	The Operator shall submit a written report to the Environment Agency on the commissioning of the installation. The report shall summarise the environmental performance of the plant as installed against the design parameters set out in the Application. The report shall also include a review of the performance of the facility against the conditions of this permit and details of procedures developed during commissioning for achieving and demonstrating compliance with permit conditions.	Within 4 months of the completion of commissioning.
IC4	The Operator shall carry out checks to verify the residence time, minimum temperature and oxygen content of the exhaust gases in the furnace whilst operating under the anticipated most unfavourable operating conditions. The results shall be submitted in writing to the Environment Agency.	Within 4 months of the completion of commissioning.

Reference	Improvement measure	Completion date
IC5	<p>The Operator shall submit a written report to the Environment Agency describing the performance and optimisation of the Selective Non Catalytic Reduction (SNCR) system and combustion settings to minimise oxides of nitrogen (NO_x) emissions within the emission limit values described in this permit with the minimisation of nitrous oxide emissions. The report shall include an assessment of the level of NO_x and N₂O emissions that can be achieved under optimum operating conditions.</p> <p>The report shall also provide details of the optimisation (including dosing rates) for the control of acid gases and dioxins.</p>	Within 4 months of the completion of commissioning.
IC6	<p>The Operator shall carry out an assessment of the impact of emissions to air of the following component metals subject to emission limit values As, Cr, A report on the assessment shall be made to the Environment Agency.</p> <p>Emissions monitoring data obtained during the first year of operation shall be used to compare the actual emissions with those assumed in the impact assessment submitted with the Application. An assessment shall be made of the impact of each metal against the relevant EQS/EAL. In the event that the assessment shows that an EQS/EAL can be exceeded, the report shall include proposals for further investigative work.</p>	15 months from commencement of operations
IC7	The Operator shall submit a written summary report to the Agency to confirm by the results of calibration and verification testing that the performance of Continuous Emission Monitors for parameters as specified in Table S3.1 and Table S3.1(a) complies with the requirements of BS EN 14181, specifically the requirements of QAL1, QAL2 and QAL3.	<p>Initial calibration report to be submitted to the Agency within 3 months of completion of commissioning.</p> <p>Full summary evidence compliance report to be submitted within 18 months of commissioning.</p>

ANNEX 4: Consultation Responses

A) Advertising and Consultation on the Application

The Application has been advertised and consulted upon in accordance with the Environment Agency's Public Participation Statement. The way in which this has been carried out along with the results of our consultation and how we have taken consultation responses into account in reaching our draft decision is summarised in this Annex. Copies of all consultation responses have been placed on the Environment Agency and Local Authority public registers.

The Application was advertised on the Environment Agency website from 06/02/2015 to 09/03/2015. Copies of the Application were placed in the Environment Public Register at Apollo Court, 2 Bishops Square Business Park, St Albans Road, West Hatfield, Hertfordshire, AL10 9EX

The following statutory and non-statutory bodies were consulted: -

- Local Authority - Broxbourne Borough Council, Environmental Health & Planning Dept
- Hertfordshire County Council, Planning Dept
- Director of Public Health, Hertfordshire County Council
- Public Health England
- Hertfordshire Fire & Rescue Service
- Food Standards Agency
- HSE
- National Grid
- Thames Water Utilities Limited
- Natural England

1) Consultation Responses from Statutory and Non-Statutory Bodies

Response Received from Broxbourne Borough Council, Environmental Health & Planning Dept	
Brief summary of issues raised:	Summary of action taken / how this has been covered
No response	<ul style="list-style-type: none">• Telephoned and they were satisfied that Hertfordshire County Council, Planning Dept were dealing with this.

Response Received from Hertfordshire County Council, Planning Dept	
Brief summary of issues raised:	Summary of action taken / how this has been covered
No response	Telephoned and spoke with Jenny Foster no concerns – standard

	conditions applied.
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Response Received from Thames Water Utilities Limited	
Brief summary of issues raised:	Summary of action taken / how this has been covered
<p>Thanks for your letter and CD of 10 February regarding the above application. I have looked through the main report and can confirm Thames Water has no objection to the application based on:</p> <ul style="list-style-type: none"> • No discharges to land or controlled waters • Appropriate chemical and waste storage as detailed in the report • Process emissions to foul sewer under Consent (applied for) 	Standard conditions applied.

Response Received from Public Health England	
Brief summary of issues raised:	Summary of action taken / how this has been covered
<p>Raised several areas of concern such as:- point source and fugitive emissions to air, emissions from waste handling and waste acceptance criteria, procedure for dealing with odour/nuisances. They also suggested we consult with other statutory bodies.</p>	<p>All concerns raised have been satisfied by the use of standard conditions. Our normal consultation processes have covered the bodies suggested by PHE.</p>

Response Received from National Grid	
Brief summary of issues raised:	Summary of action taken / how this has been covered
<p>Raised objection notice re proposed imminent activities</p>	<p>Advised national grid of relevant planning permission, no further concerns raised.</p>

Response Received from Natural England	
Brief summary of issues raised:	Summary of action taken / how this has been covered
Response via telephone and email	Spoke with Kate Ginn and Gordon Wyatt, who had been involved in the original planning process, discussed elevated Nutrient Nitrogen and Acid Deposition at sensitive receptor, Natural England stated in an email they had no concerns - standard conditions applied.

There were no responses received from :-

- Director of Public Health , Hertfordshire County Council
- Hertfordshire Fire & Rescue Service
- Food Standards Agency
- HSE

2) Consultation Responses from Members of the Public and Community Organisations

The consultation responses received were wide ranging and a number of the issues raised were outside the Environment Agency's remit in reaching its permitting decisions. Specifically questions were raised which fall within the jurisdiction of the planning system, both on the development of planning policy and the grant of planning permission.

Guidance on the interaction between planning and pollution control is given in the National Planning Policy Framework. It says that the planning and pollution control systems are separate but complementary. We are only able to take into account those issues, which fall within the scope of the Environmental Permitting Regulations.

a)

Representations from Community and Other Organisations

Representations were received from Blushfull Earth, the issues raised,

Response Received from Blushfull Earth (Dr Andrew N. Rollinson	
Brief summary of issues raised:	Summary of action taken / how this has been covered
Extremely sparse descriptions of the reactor system, and its operational parameters, a number of statements which raise doubts about the adequacy of the	Full assessment of the furnace type and its operation in section 6 of this document has satisfied us that we have enough information with respect to the points raised, some non

design understanding, Absence of any description about how this is to operate as a continuous reactor, issues around terminology used by the operator, The application document does not appear to explain how ash, slag, and clinker formation at the grate are to be managed.	standard terminology has been used by the consultant but this would not affect the actual operation of the plant, hence standard conditions have been applied.
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c) Representations from Individual Members of the Public

A total of eight responses were received from individual members of the public. Only those issues additional to those already considered are listed below:

Response Received from MOP 1-8	
Brief summary of issues raised:	Summary of action taken / how this has been covered
<ul style="list-style-type: none"> Some documents have no authors or reviewers names on them Comparison with other stacks for larger establishments, feels this stack is not large enough Resurrection of Fields lock power station project leads to stack of Hoddesdon not being increased so as to reduce fallout on Roydon Lack of confidence in noise assessment, differences in planning noise levels and application noise assessment. Not enough clarity in the tonnages of feedstock per annum Feels Epping Forest and Roydon Parish Council should have been sent copies of application Not happy with centralised government alerts 	<p>A full assessment of emissions to air including metals has been carried out in section 5.2 of this document, Therefore we consider the Applicant's proposals for preventing and minimising the emissions of these substances to be BAT for the Installation and standard conditions have been applied.</p> <p>A full assessment of noise has been carried out in section 6.5.5 of this document, we consider the Applicant's proposals for preventing and minimising the emissions of noise to be BAT for the Installation and standard conditions have been applied.</p> <p>The operator is restricted in table S2.2 of the permit to the type and amounts of feedstock.</p> <p>We have consulted in line with our guidance documents.</p> <p>This is not within the remit of the permit.</p>

<ul style="list-style-type: none">• Could not down load PDF's in application, St Albans too far to travel to• Revised dates for consultation not put on webpage	We have consulted in line with our guidance documents.
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