

Permitting decisions

Part surrender

We have decided to accept the surrender of part of the permit for Winterton Effluent Treatment Plant operated by Integrated Waste Management Limited.

The permit number is EPR/QP3931PF/S004.

We are satisfied that the necessary measures have been taken to avoid any pollution risk and to return the site to a satisfactory state. We consider in reaching that decision we have taken into account all relevant considerations and legal requirements.

Purpose of this document

This decision document provides a record of the decision making process. It summarises the decision making process in the decision checklist to show how all relevant factors have been taken into account.

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- highlights [key issues](#) in the determination
- summarises the decision making process in the [decision checklist](#) to show how all relevant factors have been taken into account

Unless the decision document specifies otherwise we have accepted the applicant's proposals.

Read the permitting decisions in conjunction with the environmental permit and the surrender notice. The introductory note summarises what the notice covers.

Key issues of the decision

The operator confirmed that the hazardous leachate treatment activity had not commenced on site and no hazardous leachate had been accepted at the leachate treatment plant under the waste code 19 07 02*. We have reviewed the operator's waste returns and we are satisfied this activity did not commence and therefore can be surrendered as a low risk surrender where activities have not commenced.

Decision checklist

Aspect considered	Decision
Receipt of application	
Confidential information	A claim for commercial or industrial confidentiality has not been made.
Identifying confidential information	We have not identified information provided as part of the application that we
The facility	
The regulated facility	<p>The permitted regulated facilities have changed as a result of the partial surrender.</p> <p>The biological treatment of hazardous wastes under Section 5.3, Part A(1)(a)(i) has been removed</p> <p>The biological treatment of non-hazardous leachate under Section 5.4, Part A(1)(a)(i) and the physico-chemical treatment of non hazardous leachate under Section 5.4, Part A(1)(a)(ii) have been maintained in the permit</p>
The site	
Extent of the surrender application	No land is to be surrendered only an activity.
Pollution risk	We are satisfied that the necessary measures have been taken to avoid a pollution risk resulting from the operation of the regulated facility.
Satisfactory state	<p>We are satisfied that the necessary measures have been taken to return the site of the regulated facility to a satisfactory state.</p> <p>In coming to this decision we have had regard to the state of the site before the facility was put into operation.</p>
Permit conditions	
Changes to permit conditions as a consequence of the surrender	<p>The permit conditions have changed as a result of the partial surrender.</p> <p>Table S1.1 as referenced by condition 2.1.1 has been amended to remove reference to the biological treatment of hazardous leachate.</p> <p>Table S1.2 as referenced by condition 2.3.1 and 2.3.2 has been amended to update the operating techniques as a result of the removal of the hazardous leachate treatment activity and associated waste code.</p>

Aspect considered	Decision
	Table S2.1 as referenced by condition 2.6.1 has been amended to remove the waste code 19 07 02* as a waste accepted at the site.
Growth Duty	
Section 108 Deregulation Act 2015 – Growth duty	<p>We have considered our duty to have regard to the desirability of promoting economic growth set out in section 108(1) of the Deregulation Act 2015 and the guidance issued under section 110 of that Act in deciding whether to grant this permit surrender.</p> <p>Paragraph 1.3 of the guidance says:</p> <p>“The primary role of regulators, in delivering regulation, is to achieve the regulatory outcomes for which they are responsible. For a number of regulators, these regulatory outcomes include an explicit reference to development or growth. The growth duty establishes economic growth as a factor that all specified regulators should have regard to, alongside the delivery of the protections set out in the relevant legislation.”</p> <p>We have addressed the legislative requirements and environmental standards to be set for this operation in the body of the decision document above. The guidance is clear at paragraph 1.5 that the growth duty does not legitimise non-compliance and its purpose is not to achieve or pursue economic growth at the expense of necessary protections.</p> <p>We consider the requirements and standards we have set in this permit are reasonable and necessary to avoid a risk of an unacceptable level of pollution. This also promotes growth amongst legitimate operators because the standards applied to the operator are consistent across businesses in this sector and have been set to achieve the required legislative standards.</p>