

# Environment Agency permitting decisions

## Full transfer

We have decided to grant the transfer for Derby Alternative Energy Plant from Withion Power Limited to Clean Electricity Generation UK Limited.

The permit number is EPR/FP3739VA.

We consider in reaching that decision we have taken into account all relevant considerations and legal requirements and that the permit will ensure that the appropriate level of environmental protection is provided.

## Purpose of this document

This decision document:

- explains how the application has been determined
- provides a record of the decision-making process
- shows how all relevant factors have been taken into account

## Structure of this document

- Annex 1 the decision checklist

### Annex 1: decision checklist

This document should be read in conjunction with the Duly Making checklist, the application and supporting information and permit / notice. A transfer date has been agreed with the new operator as the date on which they will be in control of the facility. This is the effective date of the permit transfer.

Aspect considered	Justification / Detail	Criteria met
<b>Operator</b>		
Control of the facility	We are satisfied that the applicant (now the operator) is the person who will have control over the operation of the facility after the grant of the permit. The decision was taken in accordance with EPR RGN 1 Understanding the meaning of operator.	✓
<b>Operator competence</b>		
Environment Management System	There is no known reason to consider that the operator will not have the management systems to enable it to comply with the permit conditions. All operational procedures and systems are to be maintained. The existing Environment Management	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
	<p>System will be transferred to the new company and will be audited under the ISO 14001 regime.</p> <p>The decision was taken in accordance with RGN 5 on Operator Competence.</p>	
Technical competence	<p>Technical competency is required based on the regulated facility types in the permit.</p> <p>The operator is a member of an agreed scheme.</p> <p>The operator satisfies the criteria in RGN 5 on Operator Competence.</p>	✓
Relevant convictions	<p>The National Enforcement Database has been checked to ensure that all relevant convictions have been declared.</p> <p>No relevant convictions were found.</p> <p>The operator satisfies the criteria in RGN 5 on Operator Competence.</p>	✓
Financial provision	<p>There is no known reason to consider that the operator will not be financially able to comply with the permit conditions. The decision was taken in accordance with RGN 5 on Operator Competence.</p> <p>The financial provision arrangements have satisfied the financial provisions criteria.</p>	✓