

Environment Agency permitting decisions

Part surrender

We have decided to accept the surrender of part of the permit for Porthmellon Waste Management Site operated by the Council of the Isles of Scilly.

The permit number is EPR/TP3732SE/S003

The application was duly made on 14/03/14

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:

- explains how the operator's 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

- Key issues
- Annex 1 the decision checklist

Key issues of the decision

This variation surrenders the bulky waste fragmenter and associated permitted area from the permit to prevent overlapping with a new treatment and recycling Environmental Permit (EPR/HP3539EQ).

The fragmenter is for size reduction of stockpiled waste and other bulky waste received at the site. Processes include manual and mechanical sorting, separation, screening, crushing and shredding of bulk waste. Some of the treated wastes feed into the incinerator. The fragmenter will be removed as a directly associated activity from the activities table 1.1.1 and the installation boundary will be reduced to remove the associated land from the Permit.

The Council of the Isles of Scilly have provided a statement of intent accepting the following:

- The site condition report (SCR) submitted in January 2011 as part of the variation application to add the bulky waste fragmenter as a directly associated activity to the incinerator permit (EPR/TP3732SE), will be incorporated into the treatment and recycling permit (application reference HP3539EQ/A001) submitted in October 2013.
- The site condition report forms part of the baseline for the future surrender of the treatment permit. The baseline is also informed by the

site condition report submitted to the Environment Agency in October 2013 in support of the treatment permit application.

- Responsibility for the area of land outlined in Schedule 4 (Site plan) of permit reference EPR/TP3732SE/V002 (issued 01/06/2011) is being transferred from the current incinerator permit to the pending treatment permit (application reference EPR/HP3539EQ/A001)
- The operator of the facility remains the Council of the Isles of Scilly
- Waste activities will continue to include pre-treatment of waste for incineration.

Site Condition Report

Sections 7-10 of the SCR have been completed for this partial surrender. Historical soil and groundwater monitoring have been submitted to the Environment Agency. The Council of the Isles of Scilly are accepting the SCR submitted in 2011 as the baseline for the soil and water conditions of the land to be incorporated within the installation boundary of the treatment and recycling Environmental Permit EPR/HP3539EQ.

Annex 1: decision checklist

This document should be read in conjunction with the Duly Making checklist, the application and supporting information and permit/ notice.

Aspect considered	Justification / Detail	Criteria met
		Yes
The facility		
The regulated facility	<p>The permitted regulated facilities have changed as a result of the partial surrender.</p> <p>This variation surrenders the bulky waste fragmenter and associated permitted area.</p>	✓
The permit conditions		
Changes to permit conditions	<p>The permit conditions have changed as a result of the partial surrender.</p> <p>Table 1.1.1 has been updated following The Environmental Permitting (England and Wales) (Amendment) Regulations 2013, a small waste incineration plant is now a listed activity under Schedule 13A of the regulations.</p> <p>The bulky waste fragmenter directly associated activity has been removed from the activity Table 1.1.1.</p> <p>The site boundary has been reduced to reflect the</p>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
	<p>surrender of the bulky waste fragmenter from the Permit, shown in the revised site plan.</p> <p>Improvement conditions (IP15 and IP16) relating to the fragmenter have been removed from the improvement condition Table 1.4.1. IP15 will be incorporated within the future waste management permit for the site and IP16 will be removed as referring to an old permit reference (Site Protection Monitoring Plan).</p>	
The site		
Extent of the surrender application	<p>The operator has provided a plan showing the extent of the site of the facility that is to be surrendered.</p> <p>We consider this plan to be satisfactory.</p>	✓
Pollution risk	<p>We are satisfied that the necessary measures have been taken to avoid a pollution risk resulting from the operation of the regulated facility.</p> <p>There is no change to operating techniques or limits to the activity following the partial surrender of the bulky waste fragmenter. The activities and land surrendered within this variation will be incorporated into a new Environmental Permit (EPR/HP3539EQ).</p>	✓
Satisfactory state	<p>The area of land to be surrendered from the permit will be incorporated into a new Environmental Permit (EPR/HP3539EQ), also operated by the Council of the Isles of Scilly. The Operator is accepting the SCR submitted in 2011 as the baseline for the soil and water conditions of the land to be incorporated within the installation boundary of the treatment and recycling Environmental Permit EPR/HP3539EQ.</p> <p>See key issues for further information.</p>	✓