

Environment Agency permitting decisions

Part Surrender

We have decided to accept the surrender of part of the permit for Bowling Back Lane Resource Recovery Facility operated by FCC Recycling (UK) Limited.

The permit number is EPR/JP3038CF/S002.

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
- justifies the specific conditions in the permit as a result of the partial surrender.

Structure of this document

- Key issues
- Annex 1 the decision checklist.

Key issues of the decision

An application was made by the Applicant to part surrender the installation part of permit EPR/JP3038CF. The installation part of the permit, which was for the recovery of energy from waste (EfW), was a private finance initiative (PFI) for Bradford and Calderdale Councils. Shortly after the permit was issued by the Environment Agency in 2013 the PFI finance for the project was withdrawn and no construction works for the EfW site was ever started.

The EfW site was going to be built at the location of an existing household, commercial and industrial waste transfer station. The waste transfer station was due to be demolished but is still in existence. The waste transfer station is not part of the Installation and is a separate waste activity permitted under the waste regime. The waste transfer station is permitted under the Standard Rules set for acceptance of 75,000 tonnes of dry recyclable waste and is not part of this surrender application.

This permit surrender is therefore a low risk surrender of the installation part only as there have been no activities carried out on site which are covered by the permit EPR/JP3038CF.

Annex 1: decision checklist

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

Aspect considered	Justification / Detail	Criteria met
		Yes
Receipt of submission		
Confidential information	A claim for commercial or industrial confidentiality has not been made.	✓
Identifying confidential information	We have not identified any information provided as part of the application that we consider to be confidential. The decision was taken in accordance with our guidance on commercial confidentiality.	✓
The facility		
The regulated facility	The permitted regulated facilities have changed as a result of the partial surrender. Please refer to the key issues section for further details.	✓
The permit conditions		
Changes to permit conditions	The permit conditions have changed as a result of the partial surrender. The site now only has a Standard Rules set SR2008 No.1.	✓
The site		
Extent of the surrender application	The operator has provided a plan showing the extent of the site of the facility that is to be partially surrendered. The plan included within the current permit EPR/JP3038CF shows the extent of the waste transfer station which is not to be surrendered as part of this application. We consider this plan to be satisfactory.	✓
Pollution risk	As there has been no operational activity or construction works on the installations site as part of permit EPR/JP3038CF, we are satisfied that there has been no pollution risk at the site and, as such, is a low risk surrender of the installation part only.	✓
Satisfactory state	<p>As there has been no operational activity or construction works on the installations site as part of permit EPR/JP3038CF, we are satisfied that the installation regulated facility is in a satisfactory state.</p> <p>It should be noted that the waste transfer station is not to be surrendered as part of this application and may have caused pollution – this will need reviewing if the waste transfer station waste management licence is surrendered. There is evidence that there is historical contamination at the site associated with historical activities.</p>	✓