

Environment Agency permitting decisions

Variation

We have decided to issue the variation for CSG Worcester operated by Cleansing Service Group Limited.

The variation number is EPR/FP3532NV/V002

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
- justifies the specific conditions in the permit other than those in our generic permit template.

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

Structure of this document

- Key issues
- Annex 1 the decision checklist
- Annex 2 the consultation and web publicising responses

Key issues of the decision

Monitoring Flow

Emissions to sewer have been assessed and screened to prove their insignificance using the Environment Agency's H1 methodology and tool.

However, flow is recorded for the purpose of reporting to the Environment Agency who have site specific agreement with the Environment Agency that the monitoring standard BS3680 may be used as opposed to MCerts. This is justified in that BS3680 is a standard for V-Notch calibration that provides a +/- 5% margin of error, MCerts V-Notch gauges do not exist and MCerts flow monitors give a +/- 8% margin of error. There the accuracy of data provided to the agency is of a more reliable and certain nature using the monitoring standard BS3680.

Annex 1: decision checklist

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

Aspect considered	Justification / Detail	Criteria met
		Yes
Receipt of submission		
Confidential information	<u>No</u> claim for commercial or industrial confidentiality has been made.	✓
Identifying confidential information	We have <u>not</u> identified 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.	✓
Consultation		
Scope of consultation	The consultation requirements were identified and implemented. The decision was taken in accordance with RGN 6 High Profile Sites, our Public Participation Statement and our Working Together Agreements.	✓
Responses to consultation and web publicising	The web publicising and consultation responses (Annex 2) were taken into account in the decision. The decision was taken in accordance with our guidance.	✓
European Directives		
Applicable directives	All applicable European directives have been considered in the determination of the application.	✓
The site		
Extent of the site of the facility	The operator has provided a plan which we consider is satisfactory, showing the extent of the site of the facility. A plan is included in the permit and the operator is required to carry on the permitted activities within the site boundary.	✓
Biodiversity, Heritage, Landscape and Nature Conservation	We have not formally consulted on the application. The decision was taken in accordance with our guidance.	✓
Environmental Risk Assessment and operating techniques		
Environmental	We have reviewed the operator's assessment of the	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
risk	<p>environmental risk from the facility.</p> <p>The operator's risk assessment is satisfactory.</p> <p>The assessment shows that, applying the conservative criteria in our guidance on Environmental Risk Assessment, all emissions may be categorised as environmentally insignificant.</p>	
Operating techniques	<p>We have reviewed the techniques used by the operator and compared these with the relevant guidance notes. Including Regulatory Guidance Note 2, Sector Guidance Note S5.06 and 'How to comply with your Environmental Permit'</p> <p>The proposed techniques for priorities for control are in line with the benchmark levels contained in the TGN and we consider them to represent appropriate techniques for the facility. The permit conditions ensure compliance with relevant BREFs and BAT Conclusions, and ELVs deliver compliance with BAT-AELs.</p> <p>We accept the operator's proposals for BAT relating to the environmentally insignificant emissions.</p>	✓
The permit conditions		
Updating permit conditions during consolidation.	<p>We have updated previous permit conditions to those in the new generic permit template as part of permit consolidation. The new conditions have the same meaning as those in the previous permit(s).</p> <p>The operator has agreed that the new conditions are acceptable.</p>	✓
Raw materials	<p>We have specified limits and controls on the use of raw materials and fuels.</p>	✓
Waste types	<p>We have specified the permitted waste types, descriptions and quantities, which can be accepted at the regulated facility.</p> <p>We are satisfied that the operator can accept these wastes for the following reasons:</p> <ul style="list-style-type: none"> - Demonstration of BAT - Experience of waste management, as a company - Qualified staff & membership of competence scheme <p>We made these decisions with respect to waste types in</p>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
	accordance with Operational Instruction 233_08 and Sector Guidance Note S5.06.	
Pre-operational conditions	Based on the information in the application, we consider that we need to impose pre-operational condition for future development as set within Table S1.4.	✓
Incorporating the application	<p>We have specified that the applicant must operate the permit in accordance with descriptions in the application, including all additional information received as part of the determination process.</p> <p>These descriptions are specified in the Operating Techniques table in the permit.</p>	✓
Monitoring	<p>We have decided that monitoring should be carried out for the parameters listed in the permit, using the methods detailed and to the frequencies specified.</p> <p>These monitoring requirements have been imposed in order to meet the requirements of Sector Guidance Note S5.06 and under the IED.</p>	✓
Reporting	<p>We have specified reporting in the permit.</p> <p>There is no requirement to report monitoring data but the Operator will report annual production and treatment details. Furthermore performance parameters will also be recorded and reported.</p> <p>We made these decisions in general accord with sector guidance note S5.06.</p>	✓
Considerations of foul sewer	We agree with the operators justification for not connecting to foul sewer.	✓
Operator Competence		
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. The decision was taken in accordance with RGN 5 on Operator Competence.	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
Technical competence	Technical competency is required for activities permitted. The operator is a member of an agreed scheme.	✓
Relevant convictions	The National Enforcement Database has been checked to ensure that all relevant convictions have been declared. No relevant convictions were found.	✓
Financial provision	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.	✓

Annex 2: Consultation and web publicising responses

Summary of responses to consultation and web publication and the way in which we have taken these into account in the determination process.

Response received from
Worcestershire County Council, Head of Public Health Email - 20/03/2015
Brief summary of issues raised
None
Summary of actions taken or show how this has been covered
N/A.

Response received from
Public Health England Email – 04/03/2015
Brief summary of issues raised
None – acknowledgment of receipt of consultation
Summary of actions taken or show how this has been covered
N/A.

Response received from
Public Health England Email – 26/03/2015
Brief summary of issues raised
The processes undertaken by this company are unlikely to produce any emissions, odour or noise provided operations are undertaken in accordance with the Permit and employing best practice measures. Based solely on the information contained in the application provided, PHE has no significant concerns regarding risk to health of the local population from this proposed activity, providing that the applicant takes all appropriate measures to prevent or control pollution, in accordance with the relevant sector technical guidance or industry best practice.
Summary of actions taken or show how this has been covered
Review application and supporting information against current sector guidance, Environment Agency Guidance and BREF/BAT documentation.