

# Permitting decisions

## Part surrender

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We have decided to accept the surrender of part of the permit for Thames Enterprise Park operated by Coryton Asset Limited.

The permit number is EPR/JP3734JP.

We consider in reaching this decision we have taken into account all relevant considerations and legal requirements.

The effect of this part surrender is principally to remove several redundant activities from the permit because the site no longer operates as an oil refinery and the removed activities have not been undertaken for some time.

No land is being surrendered from the permit at this time.

## 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 in to account.

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- 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.

## Decision checklist

Aspect considered	Decision
<b>Receipt of application</b>	
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 consider to be confidential.
<b>The facility</b>	
The regulated facility	<p>The permitted regulated facilities have changed as a result of the partial surrender.</p> <p>The effect of this partial surrender is to remove several redundant activities from the permit because the site no longer operates as an oil refinery. The activities being removed from the permit include both 'listed' activities under Schedule 1, Part 2 of the Environmental Permitting Regulations (2016) (the regulations), and their respective Directly Associated Activities (DAA's), as follows:</p> <p><u>Listed activities:</u></p> <ul style="list-style-type: none"> <li>• S1.1 A(1)(a) Burning any fuel in an appliance with a rated thermal input of &gt;50MW</li> <li>• S1.2 A(1)(g) Refining mineral oils</li> <li>• S1.2 A(1)(g) Refining mineral oils secondary operations</li> <li>• S4.2 A(1)(a)(v) Producing inorganic chemicals</li> <li>• S5.3 A(1)(a)(ii) Disposal or recovery of hazardous waste &gt;10 tonnes per day</li> </ul> <p><u>DAA's:</u></p> <ul style="list-style-type: none"> <li>• Flaring of Gas</li> <li>• Cooling water systems</li> <li>• Lagoons</li> <li>• Steam and electrical power supply (electricity generation and export)</li> <li>• Steam and electrical power supply (CHP and standby boilers)</li> </ul> <p>The changes made to the permit include the removal of other requirements that are related to the redundant activities, including emission points to air and/or surface water, and monitoring requirements which are no longer applicable to the operation of the installation. The source description for the remaining emissions points to water have been updated to reflect the current situation. The temperature limit on emission points W3 and W5, and the maximum daily flow rate on emission point W5 are no longer required to be reported and have been removed from the permit. These emission limits are no longer relevant for the discharges being made due to the cessation of refinery operations. Finally, the continuous monitoring requirements on emission points W1, W4 and W6 have also been removed.</p> <p>We have also taken the opportunity to update the description of activity A4 in table S1.1 of the permit in accordance with the regulations. The EPR reference for the activity, which relates to the loading, unloading, handling or storage of, or the physical, chemical or thermal treatment of crude oil, has</p>

Aspect considered	Decision
	<p>been changed from S1.2 Part A(1)(h) to S1.2 Part A(1)(e)(i).</p> <p><b>No land is being surrendered from the installation at this time therefore no assessment of the condition of this land upon which the redundant activities were carried out has been made. Such an assessment will be required in the future and will be undertaken when the operator applies to surrender land from within the installation boundary.</b></p>
<b>The site</b>	
Extent of the surrender application	<p>The installation boundary is not changing as a result of this partial surrender.</p> <p>No land is being surrendered, only the permitted activities listed above.</p>
Pollution risk	N/A – no land is being surrendered at this time
Satisfactory state	N/A – no land is being surrendered at this time
<b>Permit conditions</b>	
Changes to permit conditions as a consequence of the surrender	<p>The permit conditions have changed as a result of the partial surrender, as follows:</p> <ul style="list-style-type: none"> <li>• Table S1.1 (activities) has been amended to remove the redundant activities</li> <li>• Table S4.1a (point source emissions to air) has been amended to remove any emission points wholly related to the redundant activities</li> <li>• Table S4.2 (point source emissions to water (other than sewer)) has been amended to remove any emission points wholly related to the redundant activities</li> <li>• Table S5.1 (reporting of monitoring data) has been amended to update the reporting requirements following removal of the redundant activities</li> <li>• Condition 3.7 (Monitoring for the purposes of the Large Combustion Plant Directive) incorporating sub-conditions 3.7.1 to 3.7.6, has been deleted</li> <li>• Condition 4.3.8 (Notification of closure of Large Combustion Plant) has been deleted</li> <li>• Table S1.4 (Appropriate measures for fugitive emissions) as referenced by condition 3.3.1 of the permit is deleted</li> <li>• Table S4.1b (Point source emissions to air - bubble emission limit and monitoring requirements) has been deleted</li> <li>• Table S4.3a (Annual limits) has been deleted</li> <li>• Table S4.3b (LCPD Annual limits) has been deleted</li> <li>• Table S4.4 (Ambient air monitoring requirements) has been deleted</li> <li>• Table S4.5 (Process monitoring requirements) has been deleted</li> </ul>

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	<ul style="list-style-type: none"> <li>Table S5.2 (Annual production/treatment) as referenced by condition 4.2.1 of the permit is deleted</li> <li>Table S5.3 (Performance parameters) as referenced by condition 4.2.1 of the permit is deleted</li> </ul>
<b>Growth Duty</b>	
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>