

**Notice of refusal**

Environmental Permitting (England and Wales) Regulations  
2016

**Refusal of an application for a variation of a permit**

Application number: EPR/EB3207LH/V005

Permit number: EPR/EB3207LH

To: Eco-Power Environmental Limited

Bankwood Lane Waste Treatment and Processing Centre  
Rossington  
Doncaster  
DN11 0PS

The Environment Agency has considered your application. We give notice that the application for a variation of a permit is refused.

The reasons for this decision are outlined in the attached schedule.

Name	Date
<b>Principal Permitting Team Leader</b>	<b>21/08/2020</b>

Authorised on behalf of the Environment Agency

## Schedule Reasons for Refusal

- The Applicant has made significant changes to the original application and these changes constitute a new application;

**We consider changes made to the application as a result of the applicant's responses to the Schedule 5 Notice issued on 15 April 2019 to be of such a level to warrant further significant clarification (through further questioning), additional consultation and, in effect, to constitute what is essentially a new application.**

- The Applicant has not demonstrated that the proposals reduce emissions and their impact on the environment through the use of Best Available Techniques;

**We consider that the applicant has not demonstrated that the proposed operations and infrastructure meet the criteria for Best Available Techniques ("BAT"). An installation permit can only be issued where we are satisfied that the applicant is applying BAT. This is one of the key requirements of environmental permitting and one of the key differences for an existing facility permitted for waste activities moving to an installation permit. It is not the case that existing standards permitted in a waste permit would be accepted in an installation permit where the more stringent requirement to demonstrate BAT applies.**

- The proposed management and control of fires, odour, dust and litter are inadequate to minimise the potential for environmental impact;

**We have significant concerns regarding the proposed management and control of site operations and infrastructure to minimise the potential for significant environmental impact specifically in relation to:**

- **fire risk;**
- **odour management; and**
- **dust and litter management.**
- The applicant has demonstrated poor operator competence as evidenced by incidents and non-compliance with conditions in existing environmental permit

**We have significant concerns over operator competence as evidenced by incidents of poor performance and non-compliance with conditions in the existing environmental permit.**