

4.6.1. Non-planned compliance work

We propose to apply a time and materials approach to non-planned compliance and associated regulatory work at permitted sites. .

Planned compliance activity at a site is funded through subsistence charges. Time and materials charging enables us to cost recover in that year for certain unplanned events which trigger the need for additional regulatory effort.

The circumstances where this charge is proposed to be applied would be for each of the following:

- a substantiated or confirmed pollution incident (category 1 or 2) from a permitted site where there is potential for significant harm to human health or the environment - this will apply where we do not already have an ability to cost recover for unplanned work (for example we will continue to apply section 161ZC Water Resources Act 1991 for water pollution incidents)
- the additional regulatory effort required when dealing with suspension notices for a site
These will be charged at £84 per hour.
- the additional work required, where under a permit condition the operator provides a submission explaining how they will meet the specific requirements, for our consideration and approval

This will be charged at £100 per hour.

See section 3.1 of Guidance to the Charging Scheme 2018 for further explanation.