

Part C2 Q2b.2

To increase the waste storage capacity so that the permit is consistent with the annual permitted throughput and the correct legal position.

Section 5.6 of Chapter 5 of the Environmental Permitting Regulations 2016, must be read in conjunction with Section 5.3.

The Agency does not dispute that the permitted throughput is 49,000 tonnes per annum / greater than 130 tonnes per day (13 x 10 tonnes per day).

Regulation 2 of the EPR defines an “installation” – “has the meaning given in paragraph 1(1) of Part 1 of Schedule 1”. Based on the permitted throughput, the Agency accepts that A(1) applies. Therefore, the whole of Schedule 1 must be considered.

Schedule 7 of the EPR refers to an “installation” as meaning a Part A installation.

Paragraph 7 of Schedule 7 states – “The regulator must review an environmental permit in accordance with Article 21 of the Industrial Emissions Directive if any of the circumstances in that Article applies in relation to the Part A installation whose operation the permit authorises”.