

Clark, Wayne

From: Chris Parry <chris@oaktree-environmental.co.uk>
Sent: 05 July 2023 09:06
To: Irons, Sue
Subject: 3041 RE: Request for clarity by close 5 July - Your Variation and Partial Surrender application (on behalf of Assington Autos Limited). Reference EPR/EB3800UW, EAWML 401051

Importance: High

Categories: pending, To do

Hi Sue,

Please see comments in red below and attached updated documents.

If there is anything further you require, please do not hesitate to get in touch.

Regards
Chris

Chris Parry BSc | Senior Consultant



Oaktree Environmental Ltd

Registered in UK – Company No. 04850754



M: 07764 997730 T: 01606 558833 – Lime House, 2 Road Two, Winsford, Cheshire CW7 3QZ

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From: Irons, Sue <susan.irons@environment-agency.gov.uk>
Sent: 30 June 2023 13:31
To: Chris Parry <chris@oaktree-environmental.co.uk>
Subject: Request for clarity by close 5 July - Your Variation and Partial Surrender application (on behalf of Assington Autos Limited). Reference EPR/EB3800UW, EAWML 401051

Chris,

Following on from my email yesterday, I have now finished looking at the Not Duly Making response for the variation too; there are some things I'd like you to clarify/ resolve please:

- Form Part C4:
 - You have provided the R/D codes for the Metals Recycling (MRS) facility but had not confirmed the treatment activities. By this I had meant the activities that would feature in the Limits of Activity section. The EMS suggests metals are only sheared; is that correct? Please confirm separately on email. **Treatment activities as per the EMS would be sorting, separation, grading, baling, compacting, and cutting using hand-held equipment only, of ferrous metals or alloys and non-ferrous metals into different components for recovery.**
 - The form indicates the combined throughput for the ELV and MRS facilities is 30KTPa. This figure almost matches section 1.8 in the EMS (less than 30KTPa); however, there are other throughput figures in the EMS (sections 1.1.1, 1.5, 1.7) and the submitted FPP referred to <25KTPa. Please confirm separately on email (rather than redo the EMS and FPP) the maximum throughput. **Both the**

EMS and FPP have been amended and for clarity (see attached), the operator is proposing a total throughput of 30,000 tonnes per annum comprising 15,000 tonnes of ELVs and 15,000 tonnes of scrap metal.

- Site condition report:
 - Confirm whether the original site condition report 3041-E relates just to the southern extension, or includes the existing part. As mentioned in the email below I'm aware the new Form part E2 refers to a new 'EB' file, which I haven't located. I have split the original SCR into two documents, BAR-3041-EA relates to the proposed extension area and BAR-3041-EB relates to the surrender area, these are also attached for you.
- Could you send a copy of the remittance to show (when) payment of the extra fees is/ was done? This will help us locate the payment. I appreciate that your client may need longer than the 5 July deadline to settle the outstanding fees due. We received an invoice from SSCL on Monday (5th July) which has been sent to the operator and I will confirm with you ASAP when this payment has been made.

Please provide responses to my questions for both the surrender and variation by Wednesday 5 July.

Thank you in advance

Sue Irons
Permitting Officer (Waste), National Permitting Service - Birmingham hub
Environment Agency

susan.irons@environment-agency.gov.uk

Work mobile :07867 328061

Ext. number: 02030252898

Int. number: 32898

Website: www.gov.uk/environment-agency

Waste - detailed information: <https://www.gov.uk/topic/environmental-management/waste>

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My flood incident role is: Incident Support Officer

From: Irons, Sue
Sent: 29 June 2023 16:42
To: Chris Parry <chris@oaktree-environmental.co.uk>
Subject: RE: Request for clarity: Your Variation and Partial Surrender application (on behalf of Assington Autos Limited). Reference EPR/EB3800UW, EAWML 401051

Yes, you may. I received your autoreply after I sent the email, so I was aware you would not be replying before close of tomorrow.

Sue Irons
Permitting Officer (Waste), National Permitting Service - Birmingham hub
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Waste - detailed information: <https://www.gov.uk/topic/environmental-management/waste>

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My flood incident role is: Incident Support Officer

From: Chris Parry <chris@oaktree-environmental.co.uk>

Sent: 29 June 2023 16:07

To: Irons, Sue <susan.irons@environment-agency.gov.uk>

Subject: Re: Request for clarity by close 30 June: Your Variation and Partial Surrender application (on behalf of Assington Autos Limited). Reference EPR/EB3800UW, EAWML 401051

Hi Sue,

I am on leave until 5th July, please could I sort this on my return?

Regards

Chris

Sent from [Outlook for iOS](#)

From: Irons, Sue <susan.irons@environment-agency.gov.uk>

Sent: Thursday, June 29, 2023 3:48:32 PM

To: Chris Parry <chris@oaktree-environmental.co.uk>

Subject: Request for clarity by close 30 June: Your Variation and Partial Surrender application (on behalf of Assington Autos Limited). Reference EPR/EB3800UW, EAWML 401051

Hello Chris

Further to my voicemail today, I'm writing to let you know I have started to review your response.

I noticed you submitted another Form Part E2. This still referred to the map 02B but the resubmission only included two '02A' maps (one of both current and proposed boundary; the other of just the proposed boundary). One file name was 02B whereas the reference on the map was 02A; I conclude the reference on the map is likely to be a typo error. **Can you confirm this to be the case, please?**

A second observation is the Form Part E2 now gave a different reference to the Site Condition Report, but I have not been able to locate the 'EB' file. The original file was named 'BAR-3041-E' and I had sought clarity from you: 1) whether information in section 2 related to the proposed surrendered area, part remaining or the extension being requested, (2) commented I was unable to find 3041-02 and 02B referenced on the report. **Please send me the 'EB' file and ensure you have resolved my queries about 02 and 02B.**

Would you be able to provide/ resolve these issues by the end of tomorrow please?

Sue Irons

Permitting Officer (Waste), National Permitting Service - Birmingham hub

Environment Agency

susan.irons@environment-agency.gov.uk

Work mobile :07867 328061

Ext. number: 02030252898

Int. number: 32898

Website: www.gov.uk/environment-agency

Waste - detailed information: <https://www.gov.uk/topic/environmental-management/waste>

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My flood incident role is: Incident Support Officer

From: Chris Parry <chris@oaktree-environmental.co.uk>
Sent: 23 June 2023 10:29
To: Irons, Sue <susan.irons@environment-agency.gov.uk>
Cc: PSC Land <PSC@environment-agency.gov.uk>; Manley, Neale <Neale.Manley@environment-agency.gov.uk>; 'accounts@assingtonautos.co.uk' <accounts@assingtonautos.co.uk>; 'Frederick Autos' <frederickcook@assingtonautos.co.uk>
Subject: RE: 3041 Not Duly Made response due close 23/6/23: Your Variation and Partial Surrender application (on behalf of Assington Autos Limited). Reference EPR/EB3800UW, EAWML 401051
Importance: High

Dear Sue,

Please see responses below in **red** and link below where you will find all updated documents. I have also provided all relevant site plans submitted (which are within documents) separately.

<https://www.dropbox.com/t/81eRtt4nutOeTfOH> - LINK TO UPDATED DOCUMENTS REFERENCED IN **RED** BELOW

We will also be providing you with an updated Noise Impact Assessment and Noise Management Plan, these are due to be sent to the Area Team by 30/06/2023 so I will copy you in when we send them. FYI, I am on leave for a week starting 29/06/2023 so the updated noise work will be submitted before this date.

I trust all this information is suitable to duly make the application but if you do require anything further, please do not hesitate to get in touch.

Regards
Chris

Chris Parry BSc | Senior Consultant



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M: 07764 997730 **T:** 01606 558833 - Lime House, 2 Road Two, Winsford, Cheshire CW7 3QZ

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From: Irons, Sue <susan.irons@environment-agency.gov.uk>
Sent: Friday, June 9, 2023 3:49 PM
To: Chris Parry <chris@oaktree-environmental.co.uk>
Cc: PSC Land <PSC@environment-agency.gov.uk>
Subject: 3041 Not Duly Made response due close 23/6/23: Your Variation and Partial Surrender application (on behalf of Assington Autos Limited). Reference EPR/EB3800UW, EAWML 401051

Dear Mr Chris Parry

We need more information about your application and payment of extra application charge

Thank you for your application and supporting documents received between April this year and last. The following is to confirm our conversation of 9/6/23.

Unfortunately the application payment (£11,190) you sent is incorrect. The correct application charge is £17,934.20. This leaves a balance of **£6,744.20** to pay.

Reason: An extra 'Metals recycling mixed metals facility' (MRS) is required to accept wastes including 17 04 C&D metals; 19 12 and 20 01 metals. The application fee for the partial surrender and the variation to the current ELV site are charged as follows:

- £4,420 normal variation for ELV
- £9,463 adding the bespoke MRS
- £1,246 NIA fee
- £1,241 FPP fee
- £779 Habitats fee
- 20% of £3,926 = £785.20 Lower risk partial surrender
- = £ 17,934.20 Total
- £6,744.20 underpaid

This fee is being paid directly to P&SC, invoice has been requested and will be paid as soon as received from P&SC.

I also need to ask you for some missing information before I can do any more work on your 2 applications. Please provide us with more information to the following questions:

VARIATION

Form Part C2 –

Q2b) Changes:

Please confirm the reference to the following in '3070-C' was in error **this was an error**; these are sub-chapter headings within the WM3 guidance, but no 6-digit EWC codes relating to them were being requested:

- 17 01 concrete, bricks, tiles and ceramics
- 19 01 wastes from incineration or pyrolysis
- 20 01 Separately collected fractions metals

An updated list of EWC codes is shown in Section 3 of the updated NTS (BAR-3041-C)

Q3d EMS summary:

- Tick the box to confirm you have read the guidance and your management system will meet our requirements. **Box has been ticked**
- Provide a revised summary to include a brief summary for the following, in addition to the existing details given about the proposed operations:
 - Infrastructure including lagoon and its role
 - Site and equipment maintenance plan
 - Contingency plans
 - Accident prevention and management plan, including risk of site flooding
 - A changing climate (please note a Climate Change Risk Assessment does not need completing)
 - Complaints procedure
 - Managing staff competence and training records
 - Keeping records
 - Review your management system
 - Make sure people understand what you do

A full EMS has been provided which covers all of the above sections.

Q5a Site plans

- The document refers to site plan 3041-01 but we are unable to find this. Please resend or correct the reference. **This is shown within Appendix I of the EMS, I have also attached this separately for you.**

Q5b Site Condition Report (SCR)

- Clarify whether the information in section 2 relates to the proposed surrendered area, part remaining or the extension being requested.
- *Reason: The same form has been used to capture partial surrender information as well as variation proposed. There is potential the partially surrendered, remaining and extension have differing hydrogeology. It is preferable the partial surrender and extension are on separate SCR templates.*
- The document refers to site plan 3041-02 and 02B but we are unable to find these. Please resend or correct the references.

For the avoidance of doubt, I have provided two separate SCRs, Ref. BAR-3041-EA is for the variation and BAR-3041-EB is for the surrender.

Q6 ERA:

Provide a revised ERA to also include:

- Risk of and mitigation from effects from site flooding (site is in the higher risk flood zones 2 and 3) **ERA has been updated, all flood risk has been assessed and approved by the Local Planning Authority under planning app. ref. DC/21/02579. This has been added to the risk assessment table and Appendix III of the updated ERA.**
- Clarity on proximity of boundary to protected woodland and impacts. *Reason: It is unclear if the extension will encroach into protected woodland. **The boundary does encroach into the protected woodland but similar to the above, this has been addressed with the Local Planning Authority. This has been added to the risk assessment table and Appendix III of the updated ERA.***

Form Part C4 -

Table 1a:

- Confirm the Annex I and II (R/D) codes and all the treatment activities associated with the MRS facility.
- Confirm existing and any new treatment activities associated with the ELV depollution and dismantling facility.
- Confirm the proposed throughputs for the whole site, or the separate maximum throughputs for each of the ELV depollution facility and the MRS.

Reason: Form Part C4 refers to 20KTpa whereas C2, NTS and FPP, NIA mention <25KTpa. The throughput would be stipulated in the permit, if we agree to issue it.

Part C4 has been updated to reflect this information.

Form Part F1:

- Provide a revised form capturing the revised fee and banking references.
- The form must be dated and signed by a current Director.

Part F1 has been addressed to resolve the above

PARTIAL SURRENDER

Form Part E2:

The application refers to site plan 02B but we are unable to find this. Please resend or correct the reference. **I have attached this separately**

Joint application Form Part F1: The issues are covered in the variation above, but require completing to be valid for the Surrender application too. *If you wish to complete and date a separate Form F1 for the*

Surrender and make reference that the surrender fee is captured under the variation this may speed the determination of the Partial Surrender of land application, as this will be consider separate from the variation.

I have provided two separate Part F1 forms with the required information above.

Please send the information quoting the application reference to me and copy (cc) in psc@environment-agency.gov.uk. Or post to:

Permitting and Support Centre (P&SC)
Quadrant 2
99 Parkway Avenue
Parkway Business Park
Sheffield
S9 4WF

Please send the information within 10 working days of this letter. If we do not receive the information within 10 working days we will return your application.

If we do receive the requested information within 10 working days, we'll continue to check your application. We'll check to see if there's enough information for the application to be 'duly made'. Duly made means that we have all the information we need to begin determination. Determination is where we assess your application and decide if we can allow what you've asked for. In Determination we may ask for extra information, management plans and their fees.

We'll let you know by letter whether your application can be duly made. If it can't be duly made, we'll return your application to you.

If we do have to return your application we'll send you a partial refund of your application payment. We'll retain 20% of the application charge to cover our costs in reviewing your application and requesting information. This maximum amount we'll retain is capped at £1,500. Further information on charging can be found at: <https://www.gov.uk/government/publications/environmental-permitting-ep-charges-scheme>

If you have any questions please phone or email me.

Sue Irons
Permitting Officer (Waste), National Permitting Service - Birmingham hub
Environment Agency

susan.ironson@environment-agency.gov.uk

Work mobile :07867 328061

Ext. number: 02030252898

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Waste - detailed information: <https://www.gov.uk/topic/environmental-management/waste>

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My flood incident role is: Incident Support Officer

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