

## Clark, Wayne

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**From:** Irons, Sue  
**Sent:** 09 June 2023 15:48  
**To:** 'chris@oaktree-environmental.co.uk'  
**Cc:** PSC Land  
**Subject:** 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*

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; these are sub-chapter headings within the WM3 guidance, but no 6-digit EWCcodes 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

#### Q3d EMS summary:

- Tick the box to confirm you have read the guidance and your management system will meet our requirements.

- 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

Q5a Site plans

- The document refers to site plan 3041-01 but we are unable to find this. Please resend or correct the reference.

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.

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)
- Clarity on proximity of boundary to protected woodland and impacts. *Reason: It is unclear if the extension will encroach into protected woodland.*

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.*

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.

**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.

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.*

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

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Int. number: 32898

**Website:** [www.gov.uk/environment-agency](http://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*