

From: [Isaac Allen](#)
To: [Ross, Tim](#); [SM-Defra-RESP-notifications \(DEFRA\)](#)
Cc: [PSC Land](#)
Subject: RE: EPR/YP3091CA/V004 We Need More Information About Your Application - Ian J Barnes - Foulds Metals CRM:0371047
Date: 20 November 2024 10:22:33
Attachments: [~WRD2834.jpg](#)
[image001.png](#)
[image002.png](#)
[image003.jpg](#)
[image004.png](#)
[image005.jpg](#)
[image006.jpg](#)
[image007.jpg](#)
[image008.png](#)
[image009.jpg](#)
[image010.png](#)
[2585-003-C_NTS_v1.3.pdf](#)
[2585-003-D_ERA_v1.1.pdf](#)
[Payment Confirmation Email.pdf](#)

Good morning Tim,

Please see comments against each query **in red** below.

Please could you confirm receipt of all of the relevant information and let me know if you wish to discuss anything in further detail.

Thanks.

Kind Regards

Isaac

Isaac Allen BSc
Senior Consultant

 01606 558833 | 07771 360151

 Isaac@oaktree-environmental.co.uk

 [Follow me on LinkedIn](#)



Oaktree Environmental is registered in the UK Company Number 04850754 Lime House, Road Two, Winsford, Cheshire, CW7 3QZ
The information contained within this e-mail, including attachments, is strictly confidential and is for the sole attention of the intended recipient(s) and may also be protected by legislation or copyright. If you have received this message in error, please delete it as unauthorised use may lead to legal action. No liability is accepted for the improper use of this email. Protected by Sentinel One Agent/WebRoot.

From: SM-Defra-RESP-notifications (DEFRA) <RESP-notifications@defra.gov.uk>
Sent: 07 November 2024 14:25
To: Isaac Allen <Isaac@oaktree-environmental.co.uk>
Cc: Ross, Tim <tim.ross@environment-agency.gov.uk>
Subject: EPR/YP3091CA/V004 We Need More Information About Your Application - Ian J Barnes - Foulds Metals CRM:0371047



Dear Isaac Allen

Environmental Permitting (England and Wales) Regulations 2016

Application reference: EPR/YP3091CA/V004

Operator: Ian J Barnes

Facility: Foulds Metals, Sidings Road, Fleetwood, FY7 6NS

Thank you for your application received on 11/07/2024.

Unfortunately, the application payment you sent is incorrect. The correct application charge is £17,252. This leaves a balance of £779 to pay. **Payment has been made on the 19/11/2024. See attached email from operator confirming payment has been made. If you have any issues in locating the payment, please let me know**

We need to ask you for some missing information before we can do any more work on your application. Please provide us with more information to question/the following questions.

We need to know

1. Form C4 identifies 30,000 and 3,000 tonnes per annum throughput, please confirm total annual tonnage is 30,000 tonnes per annum, and the tonnage split between Metal recycling and End of Life Vehicles.

This query has already been clarified and resolved as per our previous discussions i.e. the total throughput is 30,000 tonnes in total for the entire site, however of the 30,000 tonnes, 3,000 tonnes will allow for the 10 tonnes daily acceptance of hazardous wastes i.e. cables, batteries, ELVs, WEEE etc.

The tonnages will remain as per the existing EP which will be 25,000 tonnes for metals, cables, refrigerants, WEEE etc.. and the ELV tonnage will remain at 5,000 tonnes. Unfortunately, the form doesn't allow it to be written this way.

2. Form F1 section 5 declaration pg6 has been provided on 11/07/2024 as a separate signed page, the boxes 2,3 and 4 have been ticked please confirm if this is in error. **As previously discussed, I can confirm that these were ticked in error. Previous discussions have**

confirmed that a revised form is not required and written confirmation is sufficient.

3. The site is within the Habitats screening distance for SSSI, SAC, SPA, Ramsar and Marine Conservation Zone (MCZ) we therefore need to undertake a habitat assessment for the proposed variation additional fee required as identified above, we also require submission of risk assessment consideration for the designated SPA: Morecambe Bay and Duddon Estuary, and Marine Conservation Zones: Wyre-Lune habitat sites.

Please see earlier response regarding payment of habitats assessment fee.

Please refer to the revised ERA (with revised receptor plan in Appendix I) which has now identified the SPA: Morecambe Bay and Duddon Estuary, and Marine Conservation Zones: Wyre-Lune habitat sites that you have mentioned above. I have also added in some Priority Habitats that have been identified.

The ERA takes into account both of the sites you have mentioned along with all other relevant designated sites and priority habitats with regards to any potential environmental impact i.e. dust, noise, odour, fire, waste acceptance and onsite operations etc... Please refer to Section 2.1 for a list of receptors, sites and habitats along with the site-specific Risk Assessment Tables in Section 4 of the ERA.

4. Within the non technical summary this identifies that the site will be accepting small coolers from fridges for treatment. Please provide further detail as to the construction of these coolers specifically do they include blown foam insulation (containing CFCs or flammable gas) within them.

They will comprise the following:

- **stainless steel coil**
- **copper coil**
- **electric motor**
- **compressor**
- **cooling rad**
- **outer steel casing**
- **copper flex cable**

They will not contain any blown foam insulation containing CFCs or flammable gas as all of this is removed prior to being accepted at the site.

See Section 2.2.7 to 2.2.11 of the revised NTS.

5. The Non Technical Summary includes the following waste types 19 12 04 plastic and rubber and 19 12 11* other wastes (including mixtures of materials) from mechanical treatment of waste containing hazardous substances, please confirm the reason for inclusion of these waste types under the metal recycling site and confirm the specific type of waste to be accepted under 19 12 11*. So that we can consider the type of waste activities to be undertaken at the site.

These codes were initially included as they were discussed during the pre-application advice stage and during conversations with the local officer.

Regarding 19 12 11* the local officer stated the following:

“With out having any analysis of the potential contaminants within the grease proof paper and how well it is segregated from the other materials encasing the cables (coal tar cloth, grease proof paper, plastic outer cover, lead sleeve) then it is difficult to describe. If the ferrous and non-ferrous outputs are separated to only leave the non-metal constituents which are then all mixed together then I believe the correct EWC coded would be 191211 or 191212 coded waste and with the coal tars within the mix it would be hazardous and require hazardous waste consignment”.

However, these are only generated as a result of the onsite cable processing activity and therefore not required to have this code on this permit. This or 19 12 12 is the code that will be used for any grease papers leaving the site as specified by the officer above.

Regarding 19 12 04, pre-application discussions confirmed the following:

“I’ve had a response from my waste classification colleagues based on the information you have provided below regarding putting plastic into a skip of other mixed wastes:

Provided the plastic is just plastic it can go into the skip as a 19 12 04 waste.

I believe the skip has been described as containing 20 01 03 waste previously.

Because the cable is not a municipal waste the skip should be dual coded as 20 03 01 and 19 12 04.”

The 19 12 04 was included for any plastics leaving the site which are generated as a result of onsite operations. As previously stated, this code can be removed as it is only required for material leaving the site.

Based on the information detailed above, these codes can be removed. I have removed them from the revised NTS – Refer to Section 3.

Please reply directly to this email with your information and copy in tim.ross@environment-agency.gov.uk.

You must send us the information and or payment by 21/11/2024.

Details of how to pay are given in Part F of the application form.

If we do not receive this by this deadline we will return your application.

If we receive what is missing by the deadline, we will 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.

We'll let you know by email 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. 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-permits-and-abstraction-licences-tables-of-charges>

Please reply directly to this email with your information and copy in psc@environment-agency.gov.uk.

Note: Our email system has a file size limit of 25MB, if your returns exceed this limit you will have to arrange an online file transfer. Please ensure the file transfer link does not have a time limit on it.

If you have any questions please phone me on 02030253423 or email tim.ross@environment-agency.gov.uk.

Yours sincerely,
Tim Ross

Department for Environment, Food and Rural Affairs (Defra) This email and any attachments is intended for the named recipient only. If you have received it in error you have no authority to use, disclose, store or copy any of its contents and you should destroy it and inform the sender. Whilst this email and associated attachments will have been checked for known viruses whilst within Defra systems we can accept no responsibility once it has left our systems. Communications on Defra's computer systems may be monitored and/or recorded to secure the effective operation of the system and for other lawful purposes.