

Westerman, Steve

From: SM-Defra-RESP-noreply (DEFRA) <RESP-noreply@defra.gov.uk>
Sent: 21 August 2024 12:01
To: Westerman, Steve
Subject: Basic pre-application advice request- follow up question EPR/XP3093NK/P001
CRM:0110042



Pre-application reference: **EPR/XP3093NK/P001**

Operator: GATESHEAD COUNCIL

Facility: Cowen Road Waste Reception & Recycling Centre, Cowen Road, Blaydon On Tyne, NE21 5TW

Dear Steve Westerman

IMPORTANT: Do not reply to the email address you received this email from, it is not monitored. Please send any replies to preapplicationservice@environment-agency.gov.uk

Thank you for your pre-application enquiry submitted on 08/08/2024.

Based on the information contained in the enquiry form you submitted:

You require advice on the type of variation, the documents required and fees for adding the following EWC codes to your permit:

13 02 04*, 13 02 08*

16 01 03, 16 01 14*, 16 01 15, 16 06 04, 16 06 05

17 01 07

You also want to add Chapter 15 EWC codes: WASTE PACKAGING, ABSORBENTS, WIPING CLOTHS, FILTER MATERIALS AND PROTECTIVE CLOTHING NOT OTHERWISE SPECIFIED:

15 01 01 to 15 01 07 and 15 01 09, 15 01 10*, 15 01 11*, 15 02 02*, 15 02 03

You also require advice on the fees for assessing any additional supporting information/assessments that will be required in the application.

Our response:

To add the above EWC codes to your existing bespoke permit you will need to apply for a normal variation. The EWC codes you wish to add to your permit include combustible waste, which increases the risk to the site.

Here is a summary of the charging components which make up the application charge for this proposal:

Application Fees

Baseline fee of £3,965 (normal variation) – please see table 1.16 of the charging scheme, row 1.16.10.

The following plans and assessments should also be added to the baseline fee:

£1,241 Fire Prevention Plan (FPP) – please see table 1.19 of the charging guide, row 1.19.3.

You will need to assess the need for any other management plans such as Dust Management Plan/Pests Management Plan etc and if appropriate add these charges to the above figures.

Charges for plans and assessments are found in table 1.19 of the charging scheme.

<https://www.gov.uk/government/publications/environmental-permitting-charging-scheme-2019>

Persistent organic pollutants (POPs)

Any permit application involving the treatment or transfer of WEEE or of materials and components derived from WEEE needs to take into account the likelihood that some of the waste is POPs waste.

As an Operator you must show that if you treat or transfer POPs wastes you do so in a manner which is consistent with the requirement of article 7 of Regulation (EU) 2019/1021 of the European Parliament and of the Council of 20 June 2019 on persistent organic pollutants. This requires that the POP content is destroyed or irreversibly transformed.

WEEE containing POPs can be dismantled as long as the plastic containing the POPs is sent elsewhere for destruction.

EEE manufactured after January 2009 is 'much less likely' to contain POPs. As a result, WEEE from categories that may be POPs waste can only be prepared for reuse, in the UK, if you have checked it was manufactured after 1 January 2009 and meets all other requirements for reuse. You can only export refurbished WEEE for re-use abroad if you can demonstrate it is not POPs waste.

Operators must ensure any WEEE, components or materials derived that may contain POPs (i.e. contain plastic) are described and consigned appropriately. The waste must be sent to regulated sites that either destroy the POPs or prepare them for destruction e.g. by separating POPs containing plastics from plastics that are POPs free.

Further guidance on the classification of WEEE, treatment options, re-use and export can be found at:

<https://www.gov.uk/how-to-classify-different-types-of-waste/electronic-and-electrical-equipment>

Forms

You need to submit the following forms – Part A, Part C2, Part C4 and Part F1. Please ensure you download the latest version of the forms, as your application will be returned if an old version of the forms is used:

Change, transfer or cancel your environmental permit - GOV.UK (www.gov.uk)

You must read all accompanying guidance when completing the forms to ensure you do not miss anything out.

Declaration (Form F1)

Please ensure the Declaration section is completed by each "relevant person".

- For an application from an individual, a relevant person is the person to be named on the permit.
- For an application from more than one individual, each person who is applying for their name to be on the permit must complete the declaration – you will have to print a separate copy of the declaration page for each additional individual to complete.
- In the case of a company, a relevant person must be an active director/company secretary as listed on Companies House – <https://beta.companieshouse.gov.uk/>
- For a charity, a relevant person is a key post holder, i.e., chair, chief executive, director or trustee.

Additional information required

The following additional documents and supporting information will be required as part of your application:

Provide a plan clearly showing the site boundary, and plans clearly marking site layout, infrastructure and drainage arrangements. The site plan must not be an aerial photograph. The site plan should include a date and a reference, and must be drawn accurately to a defined scale. It is helpful if local features are shown on the plan to help us clearly identify the exact location of the site.

Evidence of appropriate technical competence

Appropriate copies of current technical competence must be provided which cover the new activity. Please see the guidance on completing the application form C2 for more information:

<https://www.gov.uk/government/publications/application-for-an-environmental-permit-part-c2-varying-a-bespoke-permit>

Site-specific risk assessment

You should describe the environmental risk posed by your proposals. This must take the form of an environmental risk assessment which should follow the methodology set out in 'Risk assessments for your environmental permit' at:

<https://www.gov.uk/guidance/risk-assessments-for-your-environmental-permit>

Non-Technical Summary

You need to send us a non-technical summary which should explain your proposal using non-technical language. This should summarise your operations (including how waste is handled, treated and stored), key technical standards you will adhere to and the main control measures arising from your risk assessment.

Environment Management System

You must submit a summary of your Environment Management System. Your summary should cover all the points in 'Develop a management system: environmental permits' at:

<https://www.gov.uk/guidance/develop-a-management-system-environmental-permits>

Fire Prevention Plan

You are required to submit a Fire Prevention Plan along with your application for assessment.

<https://www.gov.uk/government/publications/fire-prevention-plans-environmental-permits/fire-prevention-plans-environmental-permits>

The Environment Agency has made a template for you to use to prepare your Fire Prevention Plan. The template includes guidance on how to complete the plan. You do not have to use the template to complete your Fire Prevention Plan but we recommend that you do. You can download the template at the link above.

Before we can begin the technical assessment of your permit application, the FPP must consider all aspects of the guidance. If there are areas of the guidance which do not apply, you must say why in the document. If you wish to deviate from the guidance, you must include alternative measures with full justification to demonstrate that such arrangements provide the same level of protection as required by the FPP objectives. We will assess your arrangements to determine whether they are adequate for the operations taking place on your site.

Odour Management Plan (OMP)

Consult with gov.uk to see if your proposed activities are listed as requiring an OMP:

<https://www.gov.uk/guidance/control-and-monitor-emissions-for-your-environmental-permit#odour>

Where your site is accepting odorous waste an OMP will need to be supplied for assessment. You should follow the H4 guidance on our website:

<https://www.gov.uk/government/publications/environmental-permitting-h4-odour-management>

Emissions (Dust) Management Plan (DMP)

Consult with gov.uk to see if your proposed activities are listed as requiring a DMP. If you need to submit one, you should consult the guidance to help you write one. This information can be found at:

<https://www.gov.uk/guidance/control-and-monitor-emissions-for-your-environmental-permit#emissions-that-do-not-have-set-limits>

Noise Impact Assessment (NIA)

If you think that your operation is likely to cause pollution from noise or vibration beyond your site boundary, you must provide a noise impact assessment (NIA) based on BS4142:2014+A1:2019 – 'Methods for rating and assessing industrial and commercial sound'.

<https://www.gov.uk/guidance/risk-assessments-for-your-environmental-permit#risks-from-your-site>

Where your assessment has used calculations or modelling to predict sound pressure levels at receptors, you must follow our guidance on the presentation of your acoustic data: Noise impact assessments involving calculations or modelling.

<https://www.gov.uk/guidance/noise-impact-assessments-involving-calculations-or-modelling>

Noise Management Plan (NMP)

A noise management plan must accompany any noise impact assessment (NIA) undertaken as part of your risk assessment. The measures set out in the plan must be informed by the findings of the NIA.

These should be appropriate to reduce measured or predicted impacts to an acceptable level, or where that is not possible, minimise impacts to receptors.

The Environment Agency have published guidance on appropriate measures and requirements of a management plan to assist you in the preparation of the plans.

<https://www.gov.uk/government/publications/environmental-permitting-h3-part-2-noise-assessment-and-control>

If you are unsure as to whether a Noise Impact Assessment and Noise Management Plan are required for your proposal please request [enhanced pre application advice](#). We may return the application, and potentially retain part of your fee, if we find a Noise Impact Assessment and Noise Management Plan should have been included as part of your application.

Pest Management Plan (PMP)

Consult with gov.uk to see if your proposed activities are listed as requiring a PMP:

<https://www.gov.uk/guidance/control-and-monitor-emissions-for-your-environmental-permit#pest-management-plan>

Further guidance

I would highly recommend that you read our Core Guidance document which will tell you about the permitting process and provide information about your responsibility as a waste operator. Here is the link:

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/211852/pb13897-ep-core-guidance-130220.pdf

You should use the Technical Guidance WM3 to help you classify your wastes which is found at:

<https://www.gov.uk/government/publications/waste-classification-technical-guidance>

You might also find useful to read relevant sections of the Sector Guidance Note S5.06 for the recovery and disposal of hazardous and non-hazardous waste, which can be found here:

What happens next?

If you submit an environmental permit application then please quote this pre-application reference number: EPR/XP3093NK/P001.

Please send your completed application documents via email to:

psc@environment-agency.gov.uk

Or by post to:

Environment Agency, Permitting Support Centre, Quadrant 2, 99 Parkway Avenue, Sheffield, S9 4WF

Disclaimer

The advice given is based on the information you have provided, and does not constitute a formal response or decision of the Environment Agency with regard to future permit applications. Any views or opinions expressed are without prejudice to the Environment Agency's formal consideration of any application. Please note that any application is subject to duly making and then full technical checks during determination, and additional information may be required based on your detailed submission and site specific requirements and the advice given is to address the specific pre-application request.

This advice covers waste only. Other permissions from the Environment Agency and/or other bodies may be required for associated or other activities.

This pre-application request is now closed.

Further enquiries resulting from this response must be logged as a new request using the online form:

<https://www.gov.uk/government/publications/environmental-permit-pre-application-advice-form>

Our basic pre-application service is free and is limited to the information detailed on section 2 of the [Environmental permitting charges guidance on gov.uk](#).

If you need more extensive or technical pre-application advice, you can ask for our enhanced pre-application service. The enhanced pre-application advice is charged at £100 per hour plus VAT. You will need to complete and submit a new online pre-application request to request enhanced pre-application advice.

If you have any questions please find my contact details below.

Yours sincerely

Pre-application Team

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