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**From:** michael.jones <michael.jones@wyg.com>  
**Sent:** 18 October 2018 15:47  
**To:** Irons, Sue  
**Cc:** PSC Land; jessica.allan; stuart.austin  
**Subject:** RE: Not Duly Made - Normal Variation application (Downend Chalkpit landfill site) EPR/CB3409UB/V003 - EAWML 19768 - Request for more information by 17 October 2018  
**Attachments:** Environmental Risk Assessment V2.pdf; New Form C2 Vr 2.pdf; New Form F Vr 2.pdf; New Form C4 Vr 2.pdf; Downend Groundwater Data for Report.xlsx; Downend Not Duly made Response 18.10.18.pdf

Sue

Please find attached our response to your not duly made email. My colleague Jess Allan will forward on cheque and the WAMITAB details as soon as they are received from our client.

Just to let you know I'm on leave from this Friday until Monday 12th November. My emails will be checked while I'm away, but if you have any queries regarding the above could you copy in my colleague Jess Allan (email as above) who will respond for me in my absence.

Regards

**Michael Jones**  
Associate

**WYG**

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**From:** Irons, Sue <susan.irones@environment-agency.gov.uk>  
**Sent:** 02 October 2018 17:21  
**To:** michael.jones <michael.jones@wyg.com>  
**Cc:** PSC Land <PSC@environment-agency.gov.uk>  
**Subject:** Not Duly Made - Normal Variation application (Downend Chalkpit landfill site) EPR/CB3409UB/V003 - EAWML 19768 - Request for more information by 17 October 2018

Dear Michael,

Further to the voicemail I left for you on your landline tonight I enclose the Not Duly Made questions arising from your application.

I write to also confirm that we can proceed with your Normal Variation application; however, at the moment it cannot be duly made because we need some more information and application fees from you. Please send me the following by the deadline.

#### Form Part C4

##### 1). Table 1a – Amend figures or units for infill (D1) and storage (D15)

There appear to be inconsistencies between the figures and or units/ volumes in this table compared with those in ESSD, HRA and Ops Tech document. Currently Table 1a suggests that 784,000 tonnes will be stored under the D15 activity (storage) at any one time, whereas other document advise this figure is the infill capacity (D1).

Please amend, or remove, and explain the figure of 50,000 tonnes throughput as this suggests that other activities will take place. If they will take place under this permit you must:

- add the appropriate R/ D code under the 'Annex I (D codes) and Annex II (R codes) and descriptions' column and add the tonnage in the adjacent column(s) for treatment.
- amend the Environmental Risk Assessment and Non-Technical Summary to include the extra activity/ activities.
- pay the additional bespoke application fee(s) for adding the extra activity/ activities.

##### 2). Appendix 4

Please complete the document reference codes for questions 3-7 inclusive and ensure these documents are listed on the Form Part F question 6 'Application checklist'.

##### 3). Hydrological Risk Assessment

Identify or include the groundwater risk assessment modelling files e.g. LandSim.

#### Form Part C2

##### 4). Question 3 – Technical Competency

Submit WAMITAB certificates for an individual competent in managing an inert LFD compliant landfill, as those submitted are not appropriate. Where the original qualification is over 2 years old the current Continuing Competency certificate must also be presented and the appropriate tick-boxes on the form completed.

##### 5). Question 6 – Environmental Risk Assessment (ERA)

You must capture in your ERA the receptors, risks and their mitigation associated with extracting the waste from the non-LFD compliant landfill.

*The excavation of the waste from the landfill is not an activity that we would permit; however, because it is to take place at a landfill that has a permit any environmental impact – such as dust, noise or odour – would need to be controlled by the permit.*

#### Form Part F1 – Amend and resubmit

##### 6). Table 2a

Please amend the monetary figure on the form to £13,203 and contact our Permitting and Support Centre to pay the £6,601 outstanding.

The application proposes to have a new LFD compliant landfill activity after the removal of the non-LFD compliant waste from the closed landfill; therefore, the fee associated with adding this new activity is as for a new bespoke £13,203 application, and not £6,602 that you have paid to date.

##### 7). List of documents table

Appendices G, L, plans and drawings have not been listed; as you require more room please reference the document containing the extended list on Form Part F1 and submit the extended list.

In my email to you on 13 September 2018 I advised that we could accept the application without the full up and down-gradient groundwater data and require it to be provided with the relevant HRA before waste acceptance can start, i.e. through a pre-op condition. I would like to take this opportunity to remind the applicant that if we did grant the variation with the existing permit number but were not able to impose groundwater compliance limits the permit would not be usable.

Please reply within **10 working days** from the date of this email and quote the application reference number on correspondence you send to me. If I do not hear from you in time we have to return your application. In accordance with our new Charging Scheme we may retain a proportion of the fee.

If you have any questions please contact me.

Regards,

**Sue Irons**

National Permitting Service (NPS) Permitting Officer

**Environment Agency** | Sapphire East Office, 550 Streetsbrook Road, Solihull. B91 1QT

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