

Reference Number: PPC/A/1004470-VN02

SCOTTISH ENVIRONMENT PROTECTION AGENCY

POLLUTION PREVENTION AND CONTROL ACT 1999

**POLLUTION PREVENTION AND CONTROL (SCOTLAND) REGULATIONS 2000
("THE REGULATIONS")**

NOTICE OF VARIATION TO PERMIT

PERMIT No: PPC/A/1004470 (As Varied)

To: Augean Treatment Limited

Address: 4 Rudgate Court
Walton
Wetherby
West Yorkshire
LS23 7BF

The Scottish Environment Protection Agency ("SEPA"), in exercise of its powers under Regulation 13(5) of the Regulations, hereby gives you notice that it has decided, following application by you, to vary permit PPC/A/1004470 (As Varied) granted under Regulation 7 of the Regulations in respect of the operation of an installation on a site at 36 Clark Street, Paisley, PA3 1RB.

The variations are specified in the Schedule to this notice and take effect on 12 May 2010.


.....
Authorised to sign on behalf of the
Scottish Environment Protection Agency

Date: 12 May 2010

Right of Appeal

Under Regulation 22 of the Regulations you are entitled to appeal to the Scottish Ministers against the conditions attached to this Notice within six months of the date of this Notice, except where SEPA has served this Notice to implement a direction to SEPA of the Scottish Ministers. The bringing of an appeal will not have the effect of suspending the operation of the conditions attached to this Notice. The procedures for the making of an appeal are set out in Schedule 8 of the Regulations.

SCOTTISH ENVIRONMENT PROTECTION AGENCY

POLLUTION PREVENTION AND CONTROL ACT 1999

**POLLUTION PREVENTION AND CONTROL (SCOTLAND) REGULATIONS 2000
("THE REGULATIONS")**

SCHEDULE TO NOTICE OF VARIATION UNDER REGULATION 13(2)

Operator: AUGEAN PLC
Permit Number: PPC/A/1004470
Date of Permit: 31 MAY 2007
Variation No: 02

Permit number PPC/A/1004470 has been varied as follows:

1. Condition 3.3.4 has been inserted as follows:

3.3.4 Notwithstanding the generality of condition 3.3.2, the activities listed below shall take place within the following hours:

Monday to Sunday 24 hour operations

- a) Facilities for the treatment of waste mineral oil
- b) Facilities for the treatment of waste mineral oil sludge
- c) Facilities for the disposal of sewage waste
- d) Facilities for the treatment of on-site generated waste effluent streams
- e) Facilities for the treatment of hydrocarbon contaminated solids
- f) Facilities for the treatment of hazardous and non-hazardous contaminated liquids

2. Condition 3.3.5 has been inserted as follows:

3.3.5 Prior to commencement of 24 hour operations for any activities described in condition 3.3.4 which require the use of the sludge treatment plant and in any event within 6 months of the date of this variation, whichever is the earlier, remedial works shall be undertaken and completed to the site sludge treatment plant such that the release of fugitive gaseous emissions are minimised and the requirements of condition 6.4.1 are complied with.

3. Condition 3.3.6. has been inserted as follows:

3.3.6. The remedial works to the sludge treatment plant referred to in condition 3.3.5 shall comprise as a minimum

- a) The enclosure of all open topped tanks, vessels, pits and channels.
- b) The repair of any damaged or perforated pipework.
- c) Work required to ensure the sludge plant is served by equipment such that gases and vapours generated are collected and discharged via a suitable abatement system.

4. Condition 6.3.7 has been inserted as follows:

6.3.7 Within 3 months of the commencement of 24 hour operations as described in condition 3.3.4 the operator shall provide an environmental noise report, to a recognised British Standard, to establish representative night time residual background noise levels at noise sensitive receptors and quantify the impact of specific installation noise at those receptors. The report should detail any intermittency or tonal factors that make the specific noise subjectively more annoying.

SCOTTISH ENVIRONMENT PROTECTION AGENCY
POLLUTION PREVENTION CONTROL (SCOTLAND) REGULATIONS 2000
REGULATION 14
NOTICE OF TRANSFER OF PPC PERMIT

PERMIT NUMBER: PPC/A/1004470

TO: Augean Treatment Limited
ADDRESS: 4 Rudgate Court
Walton
Wetherby
West Yorkshire
LS23 7BF

Notice is hereby given that the Scottish Environment Protection Agency has, on the basis of the joint application dated 13 February 2008 made by you and Hitech Equipment Limited (the Transferor), effected a transfer of PPC Permit PPC/A/1004470 dated 31 May 2007 from the Transferor to you in terms of Regulation 14 of the Regulations, by endorsing a certified true copy of the public register copy of the said permit with your particulars. The transfer shall take effect from 10 June 2009.

Robert Ken

.....
Authorised to sign on behalf of the
Scottish Environment Protection Agency

Date: 10 June 2009

SCOTTISH ENVIRONMENT PROTECTION AGENCY

Pollution Prevention and Control Act 1999

**Pollution Prevention and Control (Scotland) Regulations 2000
("the Regulations")**

PERMIT TO OPERATE A 'PART A' INSTALLATION

Permit Number: PPC/A/1004470

Operator: HITECH EQUIPMENT LIMITED
36 CLARK STREET
PAISLEY
PA3 1RB

The Scottish Environment Protection Agency ("SEPA"), in accordance with Regulation 7 of the Regulations, hereby grants a permit to Hitech Equipment Limited, company registration number SC110422, having its registered office at 36 Clark Street, Paisley, PA3 1RB ("the Operator") to operate an installation, more particularly described in Schedule 1 of this permit, on a site at 36 Clark Street, Paisley, PA3 1RB more particularly described in said Schedule 1, subject to the requirements of the Regulations and to the conditions contained in the Schedules to this Permit.

Signed.....*A. Jensen*.....
Authorised to sign on behalf of the
Scottish Environment Protection Agency

Date: 31 May 2007

Right of Appeal

Under Regulation 22 of the Regulations you are entitled to appeal to the Scottish Ministers against any condition or conditions of this Permit within six months of the date of this Permit, except where SEPA has granted this Permit in implementation of a direction to SEPA of the Scottish Ministers. The bringing of an appeal will not have the effect of suspending the operation of the said condition or conditions. The procedures for the making of an appeal are set out in Schedule 8 of the Regulations.

This Permit, PPC/A/1004470 was transferred from Hitech Equipment Limited to Augean Treatment Limited on 10 June 2009.

Robert Kew.....Date: 10 June 2009
Authorised to sign on behalf of the
Scottish Environment Protection Agency

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INTERPRETATION OF TERMS

For the purposes of this Permit, and unless the context requires otherwise, the following definitions shall apply:

“the Regulations” means The Pollution Prevention and Control (Scotland) Regulations 2000;

“Authorised Person” means a person who is authorised in writing under Section 108 of the Environment Act 1995 to carry out duties on behalf of SEPA;

“Another Relevant Person” has the same meaning as in Section 74(7) of the Environmental Protection Act 1990

“Controlled Waters” has the same meaning as in Section 30A of the Control of Pollution Act 1974 (as amended);

“emission” has the same meaning as in the Regulations;

“incident” means any of the following situations:

- Where an accident occurs which has caused or may have the potential to cause pollution;
- Where any malfunction, breakdown or failure of plant or techniques is detected which has caused or may have the potential to cause pollution;
- Where any substance, vibration, heat or noise specified in any Condition of this Permit is detected in an emission from a source not authorised by a Condition of this Permit and in a quantity which may cause pollution;
- Where an emission of any pollutant not authorised to be released under any Condition of this Permit is detected;
- Where an emission of any substance, vibration, heat or noise is detected that has exceeded, or is likely to exceed, or has caused, or is likely to cause to be exceeded any limit on emissions specified in a Condition of this Permit.

“Location Plan” means the plan numbered 1.2 and attached at Schedule 1;

“the Permitted Activities” are defined in Schedule 1 of this Permit;

“the Permitted Installation” is defined in Schedule 1 of this Permit and includes references to parts of the Permitted Installation;

“pollutant” and “pollution” have the same meaning as in the Regulations;

“waste” has the same meaning as in the Regulations;

“hazardous waste” has the same meaning as in the Regulations;

“non-hazardous waste” means waste which is not hazardous waste;

“waste oil” has the same meaning as in the Regulations;

“Ringleman Shade 1” has the same meaning as in British standard BS 2742:1969;

"the Application" means the application made by Hitech Equipment Limited for the site at 36 Clark Street, Paisley, PA3 1RB on the 04/01/2006 and given the reference number PPC/A/1004470;

"substantial change" has the same meaning as in the Regulations;

"PCBs or PCTs" means polychlorinated biphenyls, polychlorinated terphenyls and mixtures containing one or both of such substances ;

"Sealed drainage system" has the same meaning as in paragraph 45(7) of Schedule 3 of the Waste Management Licensing Regulations 1994

"SEPA" means the Scottish Environment Protection Agency;

"the Site Boundary" is defined in Schedule 1 of this Permit;

"Site Plan" means the plan numbered 1.2 and attached at Schedule 1;

"Toxic and dangerous waste" has the meaning given by Article1(b) of Council Directive 78/319/EEC

Any reference to a group of Conditions, numbered Condition, Schedule, Table, Appendix, Figure or Paragraph is a reference to a group of Conditions, numbered Condition, Schedule, Table, Appendix, Figure or Paragraph bearing that number in this Permit;

Except where specified otherwise in this Permit:

- "day" means any period of 24 consecutive hours,
- "week" means a period of 7 consecutive days,
- "month" means a calendar month,
- "year" means any period of 12 consecutive months;

and any derived words (e.g. "monthly", "quarterly") shall be interpreted accordingly;

Except where specified otherwise in this Permit, any reference to an enactment or statutory instrument includes a reference to it as amended (whether before or after the date of this Permit) and to any other enactment, which may, after the date of this Permit, directly or indirectly replace it, with or without amendment.

1 THE PERMITTED INSTALLATION

1.1 Description of Permitted Installation

1.1.1 The Permitted Installation to which this Permit applies ("the Permitted Installation") is:

1.1.1.1 The stationary technical unit specified in paragraph 1.1.4 (the Stationary Technical Unit), where the activities specified in paragraph 1.1.3 are carried out ("the Activities"), together with the directly associated activities specified in paragraph 1.1.5 ("the Directly Associated Activities").

1.1.1.2 The site of the Permitted Installation is delineated in red on the Site Plan ("the Site Boundary").

1.1.2 The general location of the Permitted Installation is as shown on the Location Plan.

1.1.3 The Activities carried out at the Stationary Technical Unit are: -

1.1.3.1 The disposal of hazardous waste (other than by incineration or landfill) in plant with a capacity exceeding 10 tonnes per day for hazardous waste being an activity falling within paragraph (a) of Part A of Section 5.3 of Schedule 1 of the Regulations, and;

The disposal of non-hazardous waste in plant with a capacity exceeding 50 tonnes per day by physico-chemical treatment, specified in paragraph D9 of Annex IIA to Council Directive 75/442/EEC, which results in final compounds or mixtures which are discarded by means of any of the operations numbered D1 to D12 in that Annex being an activity falling within paragraph (c) (ii) of Part A of Section 5.3 of Schedule 1 of the Regulations.

1.1.4 The Stationary Technical Unit comprises the following units:

1.1.4.1 Facilities for the treatment of waste mineral oil

1.1.4.2 Facilities for the treatment of waste mineral oil sludge

1.1.4.3 Facilities for the treatment and storage of empty drums and IBCs

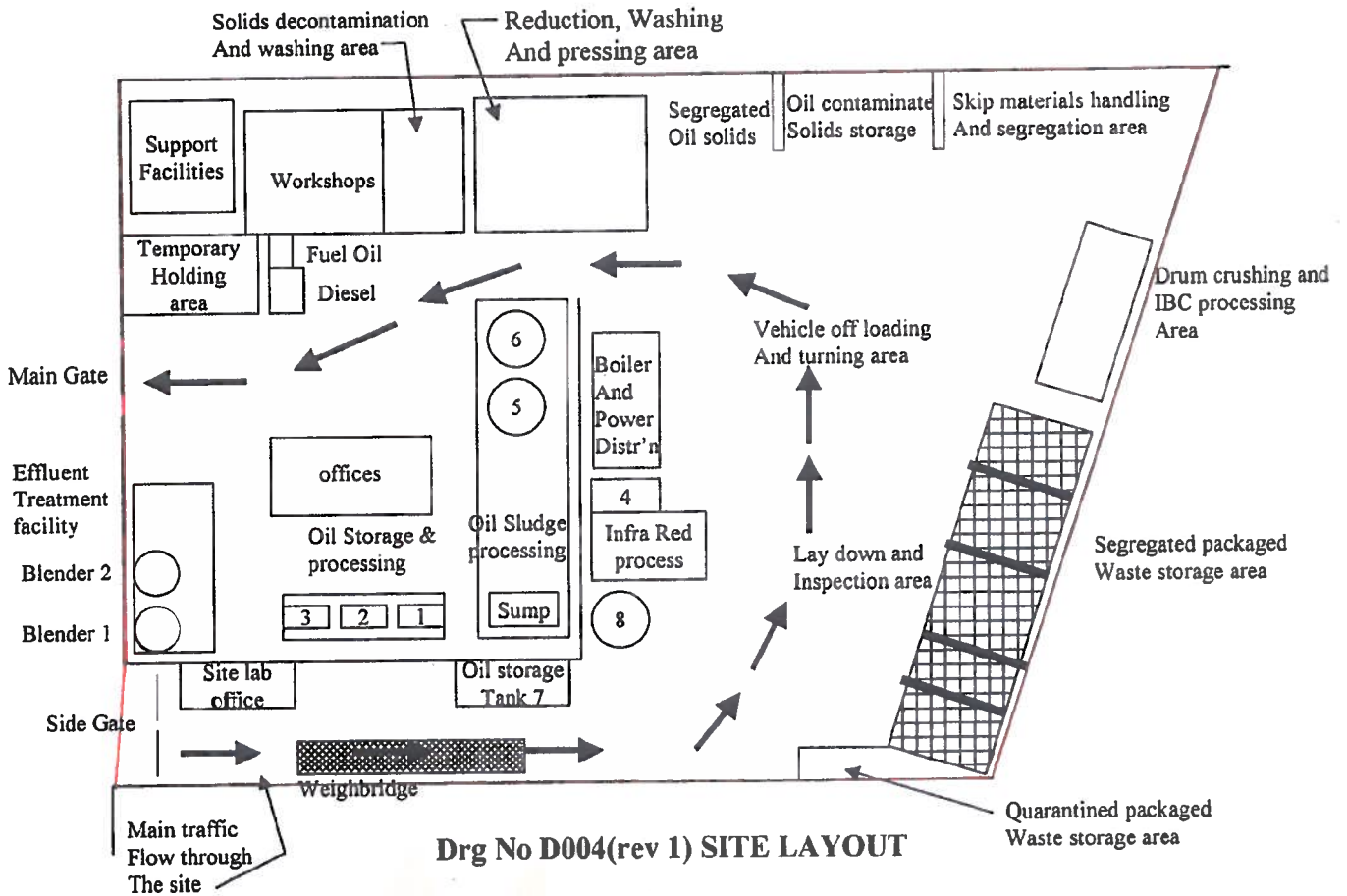
1.1.4.4 Facilities for the storage of drummed and IBC waste

1.1.4.5 Facilities for the disposal of sewage waste

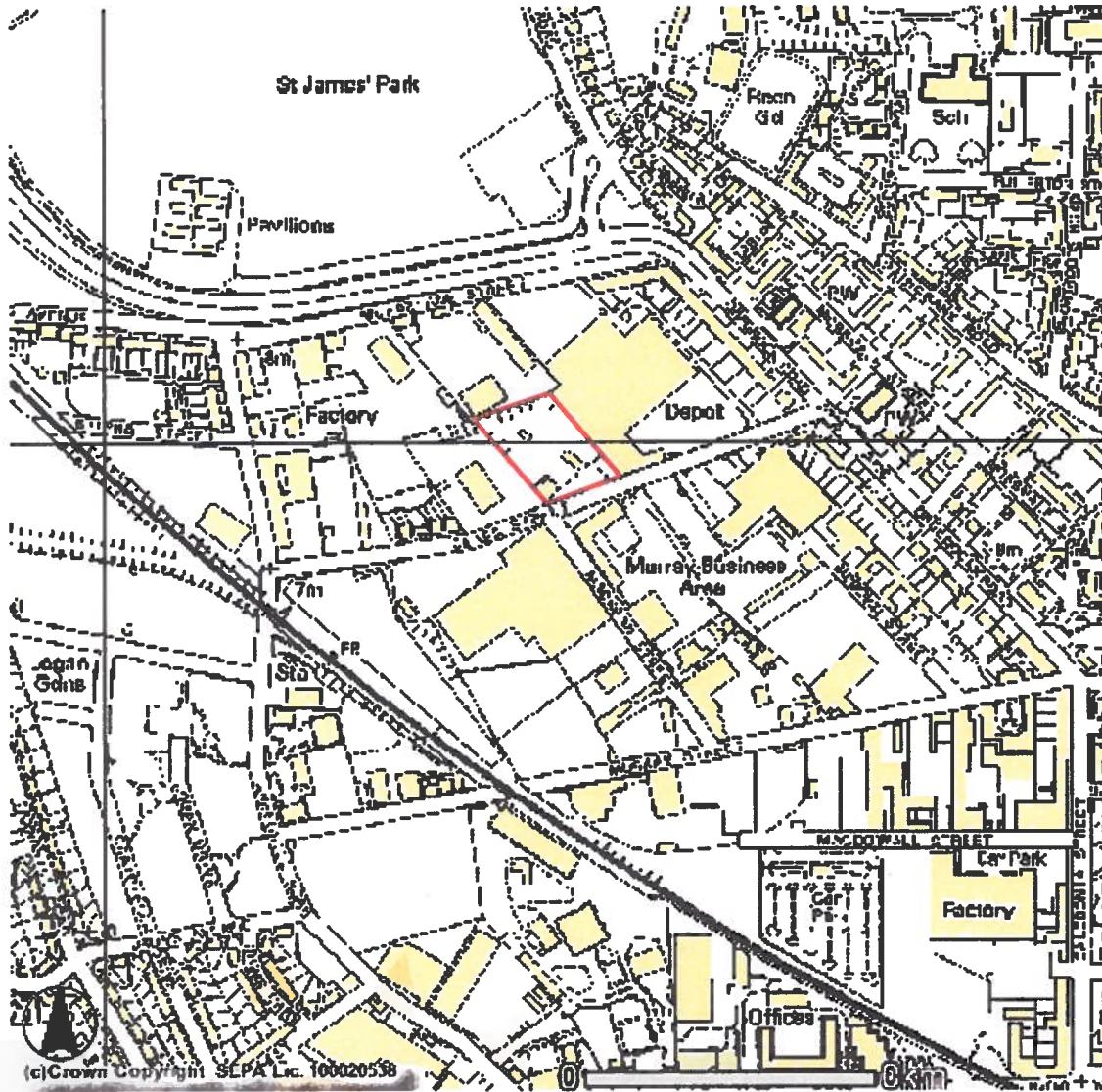
1.1.4.6 Facilities for the treatment of bilge waters

- 1.1.4.7 Facilities for the treatment of water based inks and paints
- 1.1.4.8 Facilities for the treatment of on-site generated waste effluent streams
- 1.1.4.9 Facilities for the treatment of hydrocarbon contaminated solids
- 1.1.4.10 Facilities for the treatment of non hazardous high Chemical Oxygen Demand (COD) liquids
- 1.1.4.11 Facilities for the storage of automotive industry waste
- 1.1.4.12 Facilities for the treatment of hazardous and non-hazardous contaminated liquids
- 1.1.4.13 Facilities for the storage of hydrocarbon contaminated soil
- 1.1.4.14 Facilities for the treatment of wastes arising from interceptor cleaning
- 1.1.5 For the purposes of this Permit, the Activities shall be known as "the Permitted Activities."

1.2 Site Plan



1.3 Location Plan



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2 GENERAL CONDITIONS

2.1 Administration

- 2.1.1 The Operator shall have an appropriate person (and deputy) as the primary point of contact with SEPA and shall notify SEPA in writing of the name of the appointed person (and deputy) within 4 weeks of the date of this Permit.
- 2.1.2 In the event of a different person being appointed to act as primary point of contact (or deputy) the Operator shall notify SEPA in writing of the name of the appointed person or deputy without delay and no later than 4 weeks from the date of the appointment.
- 2.1.3 A copy of this Permit shall be kept at the Permitted Installation and shall be made readily accessible for examination by all staff.
- 2.1.4 Any systems or procedures used by the Operator to demonstrate compliance with a Condition of this Permit shall be recorded.

2.2 Records

- 2.2.1 The Operator shall keep on the Permitted Installation a diary to record significant events including as a minimum:

- Visits by a designated technically competent person
- Plant maintenance
- Incidents and details of remedial action taken
- Problems with waste received including actions taken
- Pest control inspections
- Environmental problems specific to the Permitted Installation

The diary shall be kept in a form which can be audited and shall be made available for inspection at any reasonable time.

- 2.2.2 All records made in compliance with this Permit shall be kept in a systematic manner.
- 2.2.3 Unless otherwise specified in a Condition of this Permit, every record made in compliance with a Condition of this Permit shall be preserved for not less than five years from the date of its being made. Every such record shall be kept at the Permitted Installation for not less than one year from the date of its being made and thereafter preserved at a location, previously notified to SEPA in writing, if that location is not the Permitted Installation.
- 2.2.4 All records shall be legible, and any amendment made to any record made in compliance with a Condition of this Permit shall be made in such a way as to leave the original entry clear and legible. The reason for each amendment shall be explained in the said record.

2.3 Reporting

- 2.3.1 Where any Condition of this Permit requires information to be reported, a report shall be forwarded in writing in duplicate to SEPA at the address specified in the explanatory notes attached to this Permit, by the date(s) or within the period or at the frequency specified in Table 2.1 and, where appropriate, the first report shall be due on the date specified in that Table. All such reports shall include the Permit number and the name of the Operator.
- 2.3.2 Where the Permitted Installation has not operated for the duration of any reporting period specified in Table 2.1 the Operator shall provide written notification to SEPA. This shall confirm that no reports have been made in terms of Condition 2.3.1 because the Permitted Installation has not operated during the said period. Notifications shall be submitted within one month of the end of the reporting period concerned.
- 2.3.3 All notifications required by any Condition of this Permit shall be made to SEPA in the manner specified in that Condition to the address specified in the explanatory notes attached to this Permit by the date(s) or within the period or at the frequency specified in Table 2.1 and, where appropriate, the first notification shall be due on the date specified in that Table. All such notifications shall include the Permit number and name of the Operator.

2.4 Waste Data Reporting

- 2.4.1 The Operator shall compile the data required to complete the "Licensed/Permitted Site Returns Form" detailed in Appendix 1. A copy of the completed form shall be returned to SEPA within 28 days of the last day of March, June, September and December each year.

2.5 Incidents

- 2.5.1 In the event of an incident, the Operator shall take all necessary measures to prevent, or where that is not practicable to reduce, emissions from the Permitted Installation. All necessary measures to limit the consequences for the environment of any emissions from the Permitted Installation shall be taken, so far as reasonably practicable.
- 2.5.2 In the event of an incident, the Operator shall notify SEPA by telephone without delay. This notification shall include as far as practicable the information specified in Condition 2.5.3.
- 2.5.3 The Operator shall confirm any incident to SEPA in writing by first class post or fax by the next working day after identification of the incident. This confirmation shall include: the time and duration of the incident, the receiving environmental medium or media where there has been any emission as a result of the incident, an initial estimate of the quantity and composition of any emission, the measures taken to prevent or minimise any emission or further emission and a preliminary assessment of the cause of the incident.

- 2.5.4 Any incident notified to SEPA shall be investigated by the Operator, and a report of the investigation sent to SEPA within 14 days of the date of the incident unless otherwise agreed in writing with SEPA. The report shall detail, as a minimum, the circumstances of the incident, an assessment of any harm to the environment and the steps taken by the Operator to bring the incident to an end. The report shall also set out proposals for remediation, where necessary, and for preventing a repetition of the incident.
- 2.5.5 The Operator shall implement and maintain the "Incident Prevention and Mitigation Plan" as provided in the Application.
- 2.5.6 At least every 2 years, the Operator shall review the Incident Prevention and Mitigation Plan required under Condition 2.5.5. Each review of the said Incident Prevention and Mitigation Plan shall be recorded and where the Operator makes any revisions to the said plan, said revisions shall be recorded.

2.6 Resource Utilisation

- 2.6.1 At least every 2 years, the Operator shall carry out a systematic assessment and review of the raw material, energy and fuel consumption, emissions and waste production associated with the Permitted Activities. The purpose of the assessment shall be to identify methods of reducing raw material, energy and fuel consumption, emissions and waste production. Each assessment shall be recorded.

2.7 Waste Arisings Management

- 2.7.1 At least every 2 years, the Operator shall carry out a systematic assessment and review of the management of all wastes generated by the Permitted Activities. The purpose of the assessment shall be to identify methods of avoiding or reducing the impact on the environment of the disposal of waste. Each assessment shall be recorded.
- 2.7.2 The Operator shall maintain a record of the location, estimated quantities and types of all wastes generated by the Permitted Activities and stored within the Permitted Installation. The said record shall be updated quarterly.

2.8 Sampling and Monitoring Facilities

- 2.8.1 Sampling, measurement and monitoring facilities at the Permitted Installation shall conform to the requirements of the relevant test methods specified in any Condition of the Permit or as otherwise agreed in writing by SEPA.
- 2.8.2 Unrestricted access to all sampling points required by any Condition of this Permit shall be provided at all times.

Table 2.1 - Reporting and Notification Requirements

Summary of Information to be Reported or Notified	Condition	Date/Within period/ Frequency to be Reported	Date First Report Due
Primary point of contact with SEPA	2.1.1 & 2.1.2	Within 4 weeks of the date of any new appointment	Within 4 weeks of the date of this Permit
Waste Data Returns	2.4.1	Within 28 days of the last days of: March, June, September and December each year	Within 28 days of the last day of June 2007
Incident investigation notification	2.5.2 & 2.5.3	Without delay by telephone Next working day written confirmation	Not applicable
Incident investigation report	2.5.4	Within 14 days of the date of the Incident unless otherwise agreed in writing with SEPA	Not applicable
Commencement of Operations	3.4.1	Within 7 days of commencement of operations	Within 7 days of commencement of operations
Decommissioning	3.7.2	At least 1 month prior to the proposed date of cessation	Not applicable
Rejected Loads	4.2.1	Details of refusal to be passed to SEPA forthwith	Not applicable
Assessment of the condition of site bunding and tanks/containers	5.9.2.1	One off report	14 December 2007
Assessment of fugitive and/or point source emissions to air from sludge plant	5.9.3.1	No later than 14 days from completion of the assessment	Not Applicable
Assessment of significant point source emissions to air from site activities	5.9.3.3	One off report	14 December 2007
Assessment of significant fugitive emissions to air from site activities	5.9.3.5	One off report	14 December 2007
Noise and Vibration systematic assessment report	6.3.2	Following each 2 yearly assessment	Not applicable

Noise and Vibration Management Plan changes	6.3.4	Notified to SEPA at least 14 days prior to changes being implemented	Not applicable
Odour emissions systematic assessment report	6.4.5	Following each 2 yearly assessment	Not applicable
Odour Management Plan changes	6.4.7	Notified to SEPA at least 14 days prior to changes being implemented	Not applicable

Table 2.2 – Review and Systematic Assessment Requirements

Summary of Information to be reviewed or assessed	Condition	Frequency of review	Date First Review due
Incident Prevention and Mitigation Plan review	2.5.6	At least every 2 years from date of Permit	31 May 2009
Resource utilisation systematic assessment and review	2.6.1	At least every 2 years from date of Permit	31 May 2009
Waste arisings systematic assessment and review	2.7.1	At least every 2 years from date of Permit	31 May 2009
Start Up Plan review	3.5.2	At least every 4 years from date of Permit	31 May 2011
Decommissioning Plan review	3.7.4.1 & 3.7.4.2	at least every 4 years from date of Permit (and where substantial change proposed)	31 May 2011
Assessment of the condition of site bunding and tanks/containers	5.9.2.1	One off assessment	30 November 2007
Assessment of fugitive and/or point source emissions to air from sludge plant	5.9.3.1	Within 6 months from the date the plant is fully operational	Not Applicable
Assessment of significant point source emissions to air from site activities	5.9.3.3	One off assessment	30 November 2007
Assessment of significant fugitive emissions to air from site activities	5.9.3.5	One off assessment	30 November 2007
Noise and Vibration systematic assessment and review	6.3.2	At least every 2 years from date of Permit	31 May 2009
Odour emissions systematic assessment and review	6.4.5	At least every 2 years from date of Permit	31 May 2009

3 CONDITIONS APPLYING TO THE PERMITTED INSTALLATION AS A WHOLE

3.1 Registers

3.1.1 Each record made in any register required by a Condition in this Schedule shall be annotated with the date of its entry and the name and job title of the person making the entry.

3.1.2 Whenever any record in any register required by a Condition in this Schedule is amended or extended as a result of any change in operation of the Permitted Installation, the Operator shall record the date of, and include a summary of, any notification made under Regulation 12 of the Regulations or any application made or a justification of why the Operator believes that neither was required in respect of the said change in operation.

3.1.3 If any change in operation of the Permitted Installation results in the need to amend or extend two or more records in any register required by a Condition of this Schedule, a single record may be made under Condition 3.1.2 in respect of the said change in operation if it addresses all the amendments and/or extensions necessitated by the said change in operation.

3.2 Waste Types and Quantities

3.2.1 Only waste types detailed in Column 1 of Table 3.1 shall be accepted at the site.

3.2.2 The following waste types shall not be accepted at the site:-

- (a) Clinical waste as defined in the Controlled Waste Regulations 1992, as amended.
- (b) Special waste as defined in the Special Waste Regulations 1996, as amended, with the exception of waste listed in Table 3.1 of this licence.
- (c) Putrescible waste.
- (d) PCB or PCT bearing waste shall not be accepted without the prior notification and written agreement of SEPA.

3.2.3 The quantities of waste accepted at the site on any day shall not exceed those detailed in Column 2 of Table 3.1. The quantities of waste accepted at the site in any year shall not exceed those detailed in Column 3 of Table 3.1.

3.3 Hours of Operation

3.3.1 The site shall only receive waste within the following hours -

Monday to Friday	07:00 hours – 19:00 hours
Saturday	07:00 hours – 17:00 hours
Sunday	08:00 hours – 17:00 hours

3.3.2 Waste specific activities shall only take place within the following hours -

Monday to Friday	07:00 hours – 19:00 hours
Saturday	07:00 hours - 17:00 hours
Sunday	08:00 hours – 17:00 hours

3.4 Commencement of Operations

3.4.1 SEPA shall be advised in writing of the date the Permitted Installation is to become operational and receive waste at least 7 days before the Permitted Installation becomes operational and receives waste.

3.5 Start Up

3.5.1 The Operator shall implement and maintain “the Start Up Plan” as provided in the Application.

3.5.2 At least every 4 years, the Operator shall review the Start Up Plan. Each review of the said Start Up Plan shall be recorded and where the Operator makes any revisions to the said plan, said revisions shall be recorded.

3.6 Temporary Cessation of Operations

3.6.1 Any temporary cessation of operations in excess of two weeks shall be notified to SEPA in writing. SEPA shall be given at least one day’s prior notice of the Permit Holder’s intention to recommence operations after such a temporary cessation.

3.7 De-commissioning

3.7.1 The Operator shall maintain “the De-commissioning Plan” as provided in the Application. The De-commissioning Plan shall set out the steps to be taken by the Operator after the final cessation of the Permitted Activities.

3.7.2 The Operator shall notify SEPA in writing of its intention to cease the Permitted Activities, or any part thereof, for any period exceeding 12 months, no later than 1 month prior to the proposed date of cessation.

3.7.3 The Operator shall implement the De-commissioning Plan on final cessation of the Permitted Activities or any part thereof.

3.7.4 The Operator shall review, record, and where necessary, update the De-commissioning Plan as follows: -

3.7.4.1 at least every 4 years; and

3.7.4.2 where the Operator plans to make a substantial change in the extent or nature of the Permitted Installation.

3.8 Staffing and Management

3.8.1 All staff engaged in carrying on the Permitted Activities shall be provided with adequate professional and technical development and training and written operating instructions to enable them to carry on their duties.

3.8.2 The Operator shall ensure that all staff engaged in carrying on the Permitted Activities are fully conversant with those aspects of the Permit Conditions which are relevant to their duties.

3.8.3 The Operator shall maintain a record of the skills and training requirements for each job and shall keep records of all relevant training.

3.8.4 The Permitted Installation shall be managed and supervised by a designated technically competent person to ensure that the conditions of the Permit are being complied with.

3.8.5 The Operator shall inform SEPA in writing of all persons, and their qualifications, engaged in the operation or management of the Permitted Installation who are designated as technically competent.

3.8.6 Where the Operator or Another Relevant Person is convicted of an offence prescribed under section 74(6) of the Environmental Protection Act 1990 for the purposes of section 74(3)(a) of the Environmental Protection Act 1990 the Operator shall notify SEPA in writing within 7 days of the conviction, whether or not the conviction is subsequently appealed.

3.8.7 When the Permitted Installation is open to receive waste the Permitted Installation shall be staffed by at least 2 members of staff.

3.9 Infrastructure

3.9.1 All roads and surfaces shall be constructed and maintained in a condition such that their use is not compromised by debris, ruts, potholes or ponded surface water.

3.9.2 Wheel cleaning facilities shall be installed and maintained at the site.

3.9.3 The site shall be maintained in a secure condition to prevent unauthorised access.

3.9.4 A site notice board of durable material and finish shall be displayed at the site entrance. The noticeboard shall contain the under noted information, which information shall be legible from outwith the site boundary:-

- Permitted Installation name, address and permit number
- Permit Holder's name
- site opening times
- emergency contact telephone number for the Permit Holder
- telephone number of the SEPA area office and the SEPA emergency telephone number

3.9.5 Legible signs of a durable material and finish shall be prominently displayed throughout the site to ensure that users of the installation are aware of:-

- traffic routing and access restrictions
- the location of the various facilities
- all areas of high risk

3.10 Storage of Liquids

3.10.1 All containers used to store any liquids shall be located in a bund. The minimum capacity of any bund shall be either 110% of the capacity of the largest container, or 25% of the total capacity of all the containers within the bund, which-ever is the greater. In the event of any containers being connected to one another, they shall be treated as one container.

3.10.2 The bunded area(s) and containers shall conform to the following standards:-

- the walls and base of the bund shall be impermeable
- the base shall drain to a sump
- when not in use all taps, valves, pipes and every part of each container shall be located within the area served by the bund.
- vent pipes shall be directed downwards into the bund
- no part of the bund shall be within 10 metres of a watercourse
- all containers with a design capacity above 1250 litres shall be fitted with a device for continuously monitoring the level of the contents

3.10.3 The accumulation of rainwater, spillages or leaks shall be managed to ensure that at least 95% of the capacity of the bund is free of liquid.

3.11 Weighbridge

3.11.1 A weighbridge shall be provided at the Permitted Installation.

3.12 Secure Compound

3.12.1 An area within the Site Boundary shall be provided for isolating non-conforming wastes. This area shall have an impermeable surface designed to ensure that no liquid fraction can escape beyond this area.

3.12.2 Secure chemical storage units shall be provided for holding wastes that have been received but do not conform with the Permit conditions. Each secure chemical storage unit shall be clearly and permanently identified as to show the waste category which it is designed to store.

3.13 Lighting

3.13.1 At all times the Permitted Installation is open to the public or operations are being carried out on site average and minimum luminance detailed in Table 3.2 below must be achieved.

3.13.2 If lighting systems are used to comply with the standards they must be maintained in working order.

3.14 Impermeable Pavement and Drainage

3.14.1 All working surfaces shall be impermeable to water and laid to falls that direct surface run-off to a purpose designed drainage system.

3.14.2 The impermeable pavement(s) shall be constructed of concrete or similar material and be laid to a fall so as to direct pavement water run-off to a sealed drainage system and oil interceptor. The impermeable pavement shall be of such a design that any spillage on it or run-off from it is fully contained and cannot escape onto adjacent ground.

3.14.3 Site drainage shall be provided and maintained to ensure that:-

- rainfall run-off from surrounding areas does not drain into the waste
- contaminated surface water run-off does not enter watercourses
- the site does not become subject to ponding or waterlogging

3.15 Site Office

3.15.1 A site office facility equipped with an effective communication system shall be provided and maintained.

Table 3.1 – Accepted Waste and Quantities

Column 1	Column 2	Column 3
Waste Accepted	Daily Tonnage	Yearly Tonnage
Hazardous solid wastes		
Hydrocarbon contaminated solids, including paper/ plastic filters, metal based filters, spillage booms, spillage mats, spillage absorbent granules, metal parts, plastic, wood, plastic bags, paper wipes, rubber hoses and plastic hoses and rags	100	43000
Hydrocarbon contaminated soils	100	5000
Water based paints and inks	20	2000

Batteries	5	300
Aerosols	2	100
Total	227	50400
Hazardous liquid wastes		
Oily sludge	60	6000
Waste mineral oil	40	3750
Bilge waters	60	15000
Contaminated liquids (H4, H5)	30	5000
Wastes arising from interceptor cleaning	40	2000
Brake/cleaning fluids and mixed fuels	3	100
Total	233	31850
Non-hazardous solid waste		
Tyres	8	200
Total	8	200
Non-hazardous liquid waste		
Sewage	60	15000
Water based inks and paints	70	2000
High COD liquids	40	2000
Contaminated liquids	30	5000
Total	200	24000

Table 3.2 – Luminance

Area	Average Luminance Lx	Minimum Measured Luminance Lx
1. Movement of people, vehicles, plant, machines	50 (measured at ground level)	20 (measured at ground level)
2. Waste Inspection	200 (measured at waste level)	100 (measured at waste level)

4 CONDITIONS APPLYING TO THE RECEPTION OF WASTE AT THE PERMITTED INSTALLATION AS A WHOLE

4.1 Waste Acceptance

4.1.1 The Operator shall monitor all wastes entering the site (including weight recording of waste loads) to ensure that they are within the types/quantities permitted under the conditions of this Permit. Vehicles shall not be permitted to proceed to the storage/treatment area unless the source of waste has been ascertained and where practicable, the load visually inspected by a suitably trained member of staff and found to comply with the requirements of this permit.

4.1.2 All waste received shall be further inspected by a suitably trained member of staff when it is stored/treated, to check that the waste is permitted for acceptance under the conditions of this Permit. Any waste found not to conform to the conditions of this permit detected during this inspection shall be immediately removed to the secure compound.

4.2 Procedure for Rejected Loads

4.2.1 Where the Operator refuses any person permission to deposit waste at the site the Operator shall take all reasonable steps to obtain the following details: name and address of person, registration number of vehicle, quantity and type of waste, date and time of refusal. Details of the occurrence shall be passed to SEPA forthwith.

4.3 Labelling of Storage Areas.

4.3.1 All waste storage areas shall be clearly labelled. The label shall identify the material stored in the area and any hazardous properties. This information shall be legible from outwith the storage area.

5 CONDITIONS APPLYING TO THE OPERATION OF THE PERMITTED INSTALLATION AS A WHOLE

5.1 Plant, Machinery, Equipment and Instrumentation

5.1.1 All plant, machinery, equipment and instrumentation used at the Permitted Installation shall be operated, maintained and inspected in accordance with the manufacturer's instructions. Should the plant, machinery, equipment or instrumentation for any reason become unserviceable or inoperable, its replacement, repair or arrangements for its repair shall be put in hand forthwith.

5.2 Disposal of Compatible Wastes

5.2.1 Different categories of hazardous wastes, or hazardous wastes and non hazardous wastes shall not be mixed at the installation other than using processes and methods which shall ensure that such mixing does not endanger human health or harm the environment.

5.2.2 Waste oil shall not be mixed with toxic or dangerous waste or PCBs or PCTs.

5.2.3 Any regeneration of waste oils shall be carried out using such methods and processes as are necessary to ensure that the base oils derived from such regeneration do not constitute a toxic and dangerous waste and do not contain PCBs or PCTs in concentrations exceeding 50 parts per million.

5.3 Leakages/Spills

5.3.1 Any spillages of waste, fuel or other liquids shall be cleaned up forthwith. A supply of a suitable absorbent material shall be kept on site to deal with any such spillages.

5.4 Site Management

5.4.1 At the end of the working day the storage area shall be free of debris and litter.

5.4.2 At the end of each working day, all skips/containers containing waste which are to remain on site shall be covered.

5.4.3 All storage areas shall be cleared of all wastes at least once every 3 months and the area thoroughly cleaned. Details of such cleaning shall be recorded in the Site Diary.

5.5 Waste Reception

5.5.1 Drummed/IBC Waste

5.5.1.1 A representative sample shall be taken of each consignment of waste and assessed in accordance with the Permit for conformity with the waste description provided. The results of each waste sample shall be recorded.

5.5.1.2 Any records made as a result of condition 5.5.1.1 above shall be kept on site for inspection by SEPA. Historical records shall be kept for three years.

- 5.5.1.3 Waste samples shall be clearly labelled to detail the waste producer, batch number and the date of receipt. Samples shall be retained for a period of 60 days.
- 5.5.1.4 The physical condition and integrity of all drums/IBCs shall be inspected immediately upon receipt and the results recorded in the site diary. Any drum/IBC showing evidence of physical damage, corrosion, badly fitting closures or leaks shall be isolated in a contained area pending transfer to a suitable container and the details recorded in the site diary.
- 5.5.1.5 Drummed/IBC waste shall be unloaded from vehicles within 24 hours of receipt of the waste. Drums/IBCs shall be transferred to a bunded area immediately upon the unloading of the waste.
- 5.5.1.6 All drummed/IBC waste containers shall be suitably marked to detail the contents, consignment note reference number and the date of receipt.
- 5.5.2 Bulk Tanker Waste
- 5.5.2.1 A parking area shall be designed where vehicles carrying incoming loads may be stored, until their contents have been sampled and analysed.
- 5.5.2.2 No consignment of bulk waste shall be unloaded until an assessment has verified that the contents conform to the description.
- 5.5.2.3 A representative core sample shall be taken from each consignment of waste delivered in bulk tanker and assessed for conformity with the waste description provided. The results of each bulk waste sample shall be recorded.
- 5.5.2.4 Any records made as a result of condition 5.5.2.3 above shall be kept on site for inspection by SEPA. Historical records shall be kept for three years.
- 5.5.2.5 Bulk waste samples shall be clearly labelled to detail the waste producer, batch number and the date of receipt. Samples shall be retained for a period of 60 days.
- 5.5.2.6 All bulk wastes accepted at the site shall be transferred to a storage/treatment tank within 24 hours of receipt of the waste. An enclosed system for discharging from tanker to storage/treatment tank shall be utilised.

5.6 Waste Storage

- 5.6.1 Wastes shall not be accepted onto the site unless there is sufficient capacity for their safe and secure storage.
- 5.6.2 Hazardous waste shall not remain on site for a period exceeding two months. Non-hazardous waste shall not remain on site for a period exceeding three months, except with the prior approval of SEPA.
- 5.6.3 All storage and treatment tanks shall be clearly labelled with identification numbers.
- 5.6.4 All storage and treatment tanks shall be examined on an annual basis for evidence of any damage, corrosion and unseen leakage and the findings recorded in the site diary.
- 5.6.5 The contents and quantity of waste held in each tank shall be recorded on a stock control record board and the tank clearly labelled to identify the waste.
- 5.6.6 The storage of solid waste arisings shall be confined to sealed skips/containers.
- 5.6.7 Batteries shall be stored in an impermeable bunded storage area whilst awaiting removal from the site. The bunded storage areas shall either be roofed or be kept free of any accumulation of rainwater. Any accumulation of contaminated liquid shall be removed to a suitably licensed facility.
- 5.6.8 Tyres shall be stored within a dedicated storage bay. This area shall be clearly sign posted.
- 5.6.9 Hydrocarbon contaminated soil and hydrocarbon contaminated solids shall be stored within separate bunded storage bays. These bays shall be clearly signposted.
- 5.6.10 Hydrocarbon contaminated soil and hydrocarbon contaminated solids shall not be stored above the height of the storage bay wall, and the front face of the waste shall be laid at such an angle that there is no likelihood of waste falling outwith the bay.

5.7 Waste Transfer Operations

- 5.7.1 All waste stored in drums/IBCs shall be stored within bunded storage bays. Drums/IBCs shall not be stacked greater than two high.
- 5.7.2 The bunded storage areas shall either be roofed or be kept free of any accumulation of rainwater. Any accumulation of contaminated liquid shall be removed to a suitably licensed facility.
- 5.7.3 The area for storing drummed and IBC waste shall be clearly signposted. Waste stored in this area shall be assessed, and categorised and stored in such a manner that incompatible wastes are kept separate.
- 5.7.4 Any leaking containers delivered to the site shall be placed in larger, secure containers, before transfer to the appropriate storage area.

- 5.7.5 All containers containing waste shall be clearly labelled to identify their contents. Any misleading labels shall be obliterated or removed.
- 5.7.6 Waste containers shall be kept closed at all times other than when they are being inspected and sampled.
- 5.7.7 There shall be no treatment of transfer station waste materials, only bulking of these wastes shall take place.
- 5.7.8 An area shall be provided for the storage of nominally empty drums/IBCs. Drums/IBCs stored in this area shall be kept in an upright position and shall not be stacked more than three high.

5.8 Waste Treatment Operations

- 5.8.1 Waste treatment at the site shall be undertaken in accordance with the conditions of this Permit.
- 5.8.2 Should there be a requirement to evaluate or operate a new waste treatment process or plant, or to amend any existing waste procedure, then a written request shall be submitted to SEPA and written approval obtained prior to it's operation.
- 5.8.3 No waste shall be transferred into any storage/treatment tank except where an assessment has been carried out sufficient to demonstrate that the receiving vessel has been suitably prepared to receive the waste.
- 5.8.4 The contents of any storage/treatment tank, drum, IBC or other container shall not be mixed with any other waste until representative samples of each waste have been tested to verify their compatibility.
- 5.8.5 No liquid effluent from waste treatment shall be discharged to the effluent holding tanks until an assessment has been carried out, sufficient to demonstrate that the waste has been fully processed.
- 5.8.6 Only empty or nominally empty drums and IBCs may be crushed at the site.

5.9 Upgrade Requirements

5.9.1 Impermeable Pavement and Drainage

- 5.9.1.1 Any remedial action or upgrading identified by the assessment of site surfaces and drainage carried out shall be agreed in writing with SEPA and shall be completed within 6 months of the date of Permit issue or as otherwise agreed in writing with SEPA.

5.9.2 Storage of Liquids

- 5.9.2.1 Within 6 months from the date of Permit issue the operator shall undertake and complete an assessment of the condition of site bunding and tanks/containers, sufficient to demonstrate that all bunding and tanks/containers are complying with conditions 3.10.1 – 3.10.2 of the Permit. Written details of the assessment shall be provided to SEPA no later than 14 days from completion of the assessment.

5.9.2.2 Any remedial action or upgrading identified by the assessment required by condition 5.9.2.1 above shall be agreed in writing with SEPA and shall be completed within 6 months of the date the assessment was carried out or as otherwise agreed in writing with SEPA.

5.9.3 Emissions to Air

5.9.3.1 Within 6 months from the date the oil sludge treatment plant is fully operational the Operator shall carry out and complete an assessment of fugitive and/or point source emissions to air from this plant. Written details of this assessment shall be provided to SEPA no later than 14 days from completion of the assessment.

5.9.3.2 Any remedial action or upgrading identified by the assessment required by condition 5.9.3.1 above shall be agreed in writing with SEPA and shall be completed within 6 months of the date the assessment was carried out or as otherwise agreed in writing with SEPA.

5.9.3.3 Within 6 months from the date of Permit issue the Operator shall carry out and complete an assessment of significant point source emissions to air from site activities. Written details of this assessment shall be provided to SEPA no later than 14 days from completion of the assessment.

5.9.3.4 Any remedial action or upgrading identified by the assessment required by condition 5.9.3.3 above shall be agreed in writing with SEPA and shall be completed within 6 months of the date the assessment was carried out or as otherwise agreed in writing with SEPA.

5.9.3.5 Within 6 months from the date of Permit issue the Operator shall carry out and complete an assessment of significant fugitive emissions to air from site activities. Written details of this assessment shall be provided to SEPA no later than 14 days from completion of the assessment.

5.9.3.6 Any remedial action or upgrading identified by the assessment required by condition 5.9.3.5 above shall be agreed in writing with SEPA and shall be completed within 6 months of the date the assessment was carried out or as otherwise agreed in writing with SEPA.

5.9.3.7 A stock management and control system for ensuring appropriate and systematic storage and processing of hydrocarbon contaminated solids shall be developed and implemented within 6 months from the date of Permit issue. This shall include a stock rotation management system based on the first in first out principle for any materials stored under cover.

6 CONDITIONS APPLYING TO POLLUTION ABATEMENT AT THE PERMITTED INSTALLATION AS A WHOLE

6.1 Protection of Soil and Groundwater

6.1.1 Unless specified elsewhere in this Permit there shall be no emission of any Pollutants to groundwater or soil from the Permitted Installation.

6.1.2 The Operator shall maintain a record of any incident that has, or might have, impacted on the condition of any soil or groundwater under the Permitted Installation, either as a result of that incident or as a result of an accumulation of incidents, together with a record of any further investigation or remediation work carried out. (See Conditions 2.5.1- 2.5.4)

6.1.3 Notwithstanding the requirements of Condition 2.2.3, the record required by Condition 6.1.2 shall be preserved until this Permit is surrendered.

6.1.4 The Operator shall maintain plan(s) that identify the configuration and specification of all drains and subsurface pipe-work and the position and purpose of all sub-surface sumps and storage vessels that are used or have been used within the Permitted Installation from the date of this Permit until the Permit is surrendered.

6.2 Controlled Waters and Sewer Discharge Conditions

6.2.1 No emissions arising from the Permitted Activity shall be discharged directly to controlled waters from the Permitted Installation.

6.2.2 The Emissions to sewer shall be as specified in Scottish Water Consent to a discharge of a trade effluent Direction Registrations Number R/94/335, Premises Reference Number 10052A as varied from time to time.

6.2.3 The date, time and results of all samples and measurements carried out by the Operator or another authority shall be recorded by the Operator and reported in writing to SEPA.

6.3 Noise and Vibration

6.3.1 The Operator shall implement and maintain the noise and vibration management plan ("the Noise and Vibration Management Plan") as provided in the Application.

6.3.2 At least every 2 years, the Operator shall carry out a systematic assessment and review of noise and vibration emissions associated with the Permitted Activities, the purpose of which shall be to identify methods of reducing noise and vibration emissions. Each assessment shall be recorded and reported to SEPA in writing no later than 14 days from completion of the assessment.

6.3.3 The Noise and Vibration Management Plan shall be updated following each systematic assessment and review as required by condition 6.3.2, the purpose of which shall be to implement the findings of the assessment in a systematic manner.

- 6.3.4 The Operator shall notify SEPA in writing of any proposed changes to the Noise and Vibration Management Plan at least 14 days prior to the change being made.
- 6.3.5 All actions taken in accordance with the Noise and Vibration Management Plan shall be recorded.
- 6.3.6 All necessary measures shall be taken to minimise pollution arising from the Permitted Installation in respect of noise and vibration, as far as reasonably practicable. These measures shall include, but not be restricted to, those described in the Noise and Vibration Management Plan.

6.4 Odour Conditions

- 6.4.1 All emissions to air from the Permitted Installation shall be free from offensive odour, as perceived by an Authorised Person, outside the Site Boundary.
- 6.4.2 Monitoring shall be carried out to assess odour emissions down-wind of the Site, at the Site Boundary, at least daily and during any storage/handling or treatment of waste oil sludge as described at paragraph 1.1.4.2.
- 6.4.3 The Operator shall record the result of each assessment referred to at Condition 6.4.2. The records shall include the date, time, location, duration and result of the assessment as well as the name of the person making the assessment, the wind direction and strength and the general weather conditions at the time. The record shall further include the operational status of the Installation.
- 6.4.4 The Operator shall implement and maintain the odour management plan ("the Odour Management Plan") as provided in the Application.
- 6.4.5 At least every 2 years, the Operator shall carry out a systematic assessment and review of odour emissions associated with the Permitted Activities, the purpose of which shall be to identify methods of reducing odour emissions and their impact. Each assessment shall be recorded and reported to SEPA in writing no later than 14 days from completion of the assessment.
- 6.4.6 The Odour Management Plan shall be updated following each systematic assessment and review as required by condition 6.4.5, the purpose of which shall be to implement the findings of the assessment in a systematic manner.
- 6.4.7 The Operator shall notify SEPA in writing on any proposed changes to the Odour Management Plan at least 14 days prior to the change being made.
- 6.4.8 The revised Odour Management Plan and all actions taken in accordance with the revised Odour Management Plan shall be recorded.

6.5 Dust

6.5.1 All emissions to atmosphere from the Permitted Installation shall be free from visible emissions of particulate matter and fallout of particulate matter beyond the Site Boundary.

6.6 Litter

6.6.1 All operations on the Permitted Installation shall be carried out such that no litter escapes beyond the Site Boundary. On a daily basis any litter lying within the Permitted Installation shall be removed and contained.

6.7 Birds, Vermin & Insects

6.7.1 All operations on the Permitted Installation shall be carried out so as to minimise the nuisance and hazards arising from the Permitted Installation in respect of the presence of birds, vermin and insects. The Permitted Installation shall be inspected at least once every three months by a person suitably qualified and experienced in pest control and a treatment programme shall be undertaken to deal with any identified infestation forthwith.

6.8 Mud on Roads

6.8.1 Vehicles shall not be permitted to leave the site in a condition that would cause mud, oil or debris to be deposited onto the public road.

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7 APPENDIX 1 – LICENSED/PERMITTED SITE RETURNS FORM

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EXPLANATORY NOTES

(These Explanatory Notes do not form part of the Permit)

1. BAT

It should be noted that Regulation 9(11) & (12) of the Regulations specify that there is an implied Condition in every Permit that, in operating the installation or mobile plant, the Operator shall use the best available techniques (BAT) for preventing or, where that is not practicable, reducing Emissions from the installation or mobile plant.

This implied Condition does not apply in relation to any aspect of the operation of the installation or mobile plant, which is regulated by a specific Condition of the Permit. Examples of aspects of the operation that have not been regulated by specific Conditions are management and supervision systems, training and qualification and maintenance in general.

BAT is defined in Regulation 3 of the Regulations as follows:

"Best available techniques" means the most effective and advanced stage in the development of activities and their methods of operation which indicates the practical suitability of particular techniques for providing in principle the basis for Emission limit values designed to prevent and, where that is not practicable, generally to reduce Emissions and the impact on the environment as a whole.

"available techniques" means those techniques which have been developed on a scale which allows implementation in the relevant industrial sector, under economically and technically viable Conditions, taking into consideration the cost and advantages, whether or not the techniques are used or produced inside the UK, as long as they are reasonably accessible to the operator.

"best" means in relation to techniques, the most effective in achieving a high general level of protection of the environment as a whole.

"techniques" includes both the technology used and the way in which the installation is designed, built, maintained, operated and decommissioned.

Schedule 2 of the Regulations specifies the matters to be taken into account in determining BAT.

In considering BAT, SEPA would expect the Operator to have regard to all relevant PPC sectoral or other technical guidance, including BAT Reference Documents published by the European Commission and UK technical guidance published by the Environment Agency.

2. GENERAL STATUTORY REQUIREMENTS

The Permit does not detract from any other statutory requirements applicable to you in respect of the Permitted Installation, such as any need to obtain planning permission or building regulations approval or any responsibilities under legislation for health, safety and welfare in the workplace.

3. APPEALS

If you are aggrieved by any of the Conditions of the Permit, you should initially contact the local SEPA Office at the address or telephone number below. Further information on your right of appeal and the appeals procedure is contained Regulation 22 and Schedule 8 of the Regulations.

4. SUBSISTENCE CHARGES

An annual subsistence charge will be payable in respect of the Permit in terms of the Pollution Prevention and Control (Scotland) Charging Scheme 2002 or any relevant charging scheme made under Section 41 of the Environment Act 1995, copies of which are available from SEPA.

5. ADDRESS AND TELEPHONE NUMBERS

The contact address and telephone number for all information to be reported in terms of the Permit, is as follows: -

Scottish Environment Protection Agency
East Kilbride Office
Redwood Crescent
Peel Park
East Kilbride
G74 5PP

Tel No: 0800 80 70 60 and/or 01355 574 200
Fax No: 01355 574 688

6. REVIEW OF CONDITIONS

The Conditions of the Permit will be periodically reviewed by SEPA.

7. PROPOSED CHANGE IN OPERATION OF INSTALLATION

It is a requirement of Regulation 12 of the Regulations that if you propose to make a change in the operation of the installation, you must notify SEPA at least 14 days before making the change. The requirement under Regulation 12 does not apply if you have already made an application to SEPA for the variation of the Conditions of the Permit containing a description of the proposed change.

N.B. the requirements of Regulation 12 are in addition to any obligations you may have under the Permit itself to only operate the Permitted Installation in the manner set out in the Permit and to notify SEPA of proposed changes to the Permitted Installation.

Regulation 13 and Schedule 7 of the Regulations provide details on applications for variation of the Permit in respect of proposed changes and substantial changes in operation.

“Change in operation” and “substantial change in operation” are defined in Regulation 2 of the Regulations.

8. ENFORCEMENT & OFFENCES

If SEPA is of the opinion that you have contravened, or are contravening or are likely to contravene a Condition of the Permit it may serve an Enforcement Notice. Further details on Enforcement Notices are provided in Regulation 19 of the Regulations.

If SEPA is of the opinion that the operation of an installation or mobile plant involves a risk of serious pollution it must, in certain circumstances, serve a Suspension Notice on you. Further details on Suspension Notices are provided in Regulation 20 of the Regulations.

It is an offence to operate an installation or mobile plant covered by the Regulations without a Permit or in breach of the Conditions of the Permit. It is an offence to fail to comply with the requirements of an Enforcement or Suspension Notice. It is an offence to intentionally make a false entry in any record required to be kept under a Condition of a Permit. Further details on offences and on penalties liable to be imposed upon conviction of an offence are provided in Regulation 30 of the Regulations.

Directors, managers and other individuals within a company may be held personally liable for offences under the Regulations.

All personnel who are responsible for fulfilling any Condition of the Permit should be made aware of these facts.

9. RECORDED SYSTEMS, PROCEDURES OR INFORMATION RECORDING/RETURN REQUIREMENTS

Where a Condition requires any system, procedure or information record/return, the Operator may demonstrate compliance by making use of any relevant existing written system used for any other purpose and which meets the requirements of the relevant Condition.

10. SYSTEMATIC ASSESSMENT (AND REVIEW)

Where a Condition of the Permit requires a "systematic assessment (and review)" the assessment should be undertaken in a methodical and arranged manner. If you require guidance on the scope or extent of any assessment (and review) required to be undertaken, you should contact your local SEPA office at the address or telephone number given above.

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