

**Regulation 60(1) Notice of request for information**

Environmental Permitting (England and Wales) Regulations 2010 (as amended)

**Notice requiring information**

**To:** Company Secretary  
SCA Hygiene Products UK Limited  
Southfields road  
Dunstable  
Bedfordshire  
LU6 3EJ

**Permit Reference:** EPR/BV3175IL

**Regulated Facility:** Oakenholt Mill  
SCA Hygiene Products UK Limited  
Chester Road  
Flint  
CH6 5PU

The Natural Resources Body for Wales ("Natural Resources Wales"), in exercise of its powers under Regulation 60 (1) of the above Regulations, requires you to provide the information detailed in schedule 1. The information is required in order to review your permit. The information requested shall be sent to the following address by **31<sup>st</sup> March 2015**.

**Information must be sent to:**

Paul Williams  
NRW Permitting Service (Cardiff)  
Natural Resources Wales  
Cambria House  
29 Newport Road  
Cardiff, CF24 0TP

| Name                                                                                | Date       |
|-------------------------------------------------------------------------------------|------------|
|  | 19/11/2014 |

Eirian Macdonald. Principal Permitting Team Leader  
Authorised on behalf of Natural Resources Wales

Ffôn/Tel 01678 521743  
Ebost/Email [Paul.C.Williams@cyfoethnaturiolcymru.gov.uk](mailto:Paul.C.Williams@cyfoethnaturiolcymru.gov.uk)  
[Paul.C.Williams@naturalresourceswales.gov.uk](mailto:Paul.C.Williams@naturalresourceswales.gov.uk)

Canolfan Trwyddedu Cymru (Caerdydd), Cyfoeth Naturiol Cymru, Tŷ Cambria, 29 Heol Casnewydd, Caerdydd. CF24 0TP  
Wales Permitting Centre (Cardiff), Natural Resources Wales, Cambria House, 29 Newport Road, Cardiff. CF24 0TP

Gwefan/Website [www.cyfoethnaturiolcymru.gov.uk](http://www.cyfoethnaturiolcymru.gov.uk)  
[www.naturalresourceswales.gov.uk](http://www.naturalresourceswales.gov.uk)

Croesewir gohebiaeth yn y Gymraeg a'r Saesneg  
Correspondence welcomed in Welsh and English

**Environmental Permitting (England and Wales) Regulations 2010 (as amended)**  
**Regulation 60(1)**

**Notes:**

1. For the purposes of discharging its functions under the Environmental Permitting (England and Wales) Regulations 2010 (as amended), Natural Resources Wales may (under Regulation 60(1) of those Regulations), require any person to provide the information within the period it specifies in this Notice.
2. Failure to comply with this Notice without reasonable excuse is an offence under Regulation 38(4)(a) of the Environmental Permitting (England and Wales) Regulations 2010 (as amended), and may lead to legal action being taken against you.
3. Making any statement in response to this Notice that you know to be false or misleading in a material particular, or recklessly making any statement which is false or misleading in a material particular is an offence under Regulation 38(4)(b) of the Environmental Permitting (England and Wales) Regulations 2010 (as amended), and may lead to legal action being taken against you.
4. There is no right to appeal against this notice.
5. You may wish to seek independent legal advice.

**Environmental Permitting (England and Wales) Regulations 2010 (as amended)**  
**Regulation 60(1)**

**SCHEDULE 1**  
**INFORMATION REQUIRED**

Natural Resources Wales is required to review your permit following publication of the revised Best Available Techniques (BAT) Reference Document and associated BAT conclusions for Production of Pulp, Paper and Board which were published on 30<sup>th</sup> September 2014 in the Official Journal of the European Union<sup>i</sup>.

This Notice sets out the information we require from you in order to be able to carry out that review. Subject to your response to this Notice we may vary your permit to ensure that it delivers compliance with the updated requirements.

| Description of information                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Form the information must take | Date required               |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|-----------------------------|
| <p><b>For each relevant BAT conclusion and its individual sub-elements (contained within BAT Conclusion document(s) named above), please state in writing to us whether:</b></p> <ol style="list-style-type: none"> <li><b>1.</b> you currently meet the revised standards in the BAT reference document and provide a justification (or reference to a previous justification) for this conclusion;<br/> <u>or</u></li> <li><b>2.</b> that you currently do not meet the revised BAT standard<sup>i</sup>.</li> <li><b>3.</b> If you state that you do not currently meet the revised BAT standard in paragraph 2 above, please provide written information to:               <ol style="list-style-type: none"> <li>a) describe the techniques that you will implement before the 30<sup>th</sup> September 2018 to ensure your operations meet the revised standard; <u>or</u></li> <li>b) explain why standards will not be met by 30<sup>th</sup> September 2018.</li> </ol> </li> </ol> | Written                        | 31 <sup>st</sup> March 2015 |

| Description of information                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Form the information must take | Date required |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|---------------|
| <p><b>4.</b> If you propose that standards are not to be met by 30<sup>th</sup> September 2018 (as described at paragraph 3(b) above), please inform us in writing of:</p> <ul style="list-style-type: none"> <li>the date by which you intend to cease operation of processes where the BAT standards will not be complied with; <b><u>or</u></b></li> <li>provide a written explanation of why a BAT standard is <b>not</b> applicable to your activities; <b><u>or</u></b></li> <li>provide a full written justification for using an alternative technique that will achieve the same level of environmental protection equivalent to the best available technique as described in the BAT conclusions.</li> <li><b><u>If</u></b> you are not proposing to meet the BAT Standard and there is a <u>BAT Associated Emission Level (BAT AEL)</u> described in the BAT Conclusion Document<sup>i</sup>, please provide sufficient technical and commercial information that allows the determination of a derogation under IED (Article 15(4)). You will need to demonstrate that achieving these emissions levels would lead to disproportionately higher costs compared to the environmental benefits<sup>ii</sup>.</li> </ul> <p>Please use a methodology such as that outlined in the Environment Agency Guidance note EPR-H1<sup>iii</sup> (or an equivalent methodology) and identify whether your requirement for a derogation is due to:</p> <ul style="list-style-type: none"> <li>a) the geographical location</li> <li>b) the local environmental conditions of your installation</li> <li>c) the technical characteristics of your installation.</li> </ul> |                                |               |

| Description of information                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Form the information must take | Date required               |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|-----------------------------|
| <p><b>5.</b> Where your permitted activity involves the use, production or release of a relevant hazardous substance, (as defined in Article 3(18) of the Industrial Emissions Directive), carry out a risk assessment considering the possibility of soil and groundwater contamination at the permitted installation with such substances. Where any risk of such contamination is established either:</p> <ul style="list-style-type: none"> <li>• prepare and submit a baseline report<sup>iv</sup> containing information necessary to determine the current state of soil and groundwater contamination; <b><u>or</u></b></li> <li>• provide a summary report referring to information previously submitted where you are satisfied that such information represents the current state of soil and groundwater contamination,</li> </ul> <p>so as to enable a <u>quantified</u> comparison to be made with the state of soil and groundwater contamination upon definitive cessation of the activity.</p> <p>Where you have concluded that there is no risk of soil and groundwater contamination provide a copy of the risk assessment.</p> | Written                        | 31 <sup>st</sup> March 2015 |

i 2014/687/EU – Commission Implementing Decision of 26<sup>th</sup> September 2014 establishing the best available techniques (BAT) conclusions under Directive 2010/75/EU of the European Parliament and of the council on industrial emissions for the Production of Pulp, Paper and Board  
[http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=OJ:JOL\\_2014\\_284\\_R\\_0017](http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=OJ:JOL_2014_284_R_0017)

ii Defra and Welsh Government Guidance on Industrial Emissions Directive. EPR Guidance on Part A installations (Section 4)  
<https://www.gov.uk/government/publications/environmental-permitting-regulations-guidance-on-part-a-installations>

iii Environment Agency Guidance note EPR-H1  
<http://www.environment-agency.gov.uk/business/topics/permitting/36414.aspx>

iv Baseline report – Defra and Welsh Government Guidance on Industrial Emissions Directive. EPR Guidance on Part A installations (Section 5.10 – 5.15, pages 28-29)  
<https://www.gov.uk/government/publications/environmental-permitting-regulations-guidance-on-part-a-installations>