



**ENVIRONMENT
AGENCY**

Variation Notice with introductory note

Pollution Prevention and Control (England & Wales) Regulations 2000

Broughton Aircraft Factory

**Metal Improvement Company LLC
Chester Road
Broughton
Chester
CH4 0BZ**

**Variation Notice Number
BP3734MR**

**Permit number
BS4235IN**

Broughton Aircraft Factory

Permit Number BS4235IN

Introductory note

This introductory note does not form a part of the permit

The following notice is issued under regulation 17 of The Pollution Prevention and Control (England and Wales) Regulations 2000 (S.I.2000 No. 1973 (as amended) (the Regulations) to vary the conditions of a permit issued under the Regulations to operate part of an installation. The notice comprises schedule 1 containing conditions to be deleted, schedule 2 conditions to be amended and schedule 3 conditions to be added.

This variation was issued following a review, under Regulation 15 of the above Regulations, of the conditions of Permit BS4235IN by the Environment Agency. The Permit has been re-formatted into the current Environment Agency Permit template. The recent name change from Metal Improvement Company Inc to Metal Improvement Company LLC has also been incorporated into the Variation. The requirement to monitor A13 and A14 has been removed and the site plan amended to include all areas at the installation operated by Metal Improvement Company LLC.

Status Log of the permit

Detail	Date	Response Date
Application BS4235	Received 24/05/02 Duly made 06/06/02	
Request by Agency to Metal Improvement Company Inc to extend determination from 06/10/02 to 31/10/02	Request dated 25/09/02	Request accepted 09/10/02
Request by Agency to Metal Improvement Company Inc to extend determination from 31/10/02 to 15/11/02	Request dated 28/10/02	Request accepted 08/11/02
Permit BS4235	Determined 15/11/2002	
Agency initiated variation		
Variation BP3734MR	Determined 26/01/2007	

Other PPC permits relating to this installation

Operator	Permit Number	Date of Issue
Alfred McAlpine Limited	BS4243IF	15/11/2002
Airbus UK Limited	BM3965IA	15/11/2002

Superseded or Partially Superseded Licences/Authorisations/Consents relating to this installation

Holder	Reference Number	Date of Issue	Fully or Partially Superseded
BAE Systems	PP/0036	05/07/1995	Fully
Airbus UK Ltd	CG0333801	12/05/1999	Fully

End of Introductory Note

Variation Notice

Pollution Prevention and Control
(England and Wales) Regulations 2000

Variation Notice

Permit number
BS4235IN

Variation number
BP3734MR

The Environment Agency (the Agency) in exercise of its powers under Regulation 17 of the Pollution Prevention and Control (England and Wales) Regulations 2000 (SI 2000 No 1973) hereby varies the permit held by you

Metal Improvement Company LLC ("the operator"),

whose registered office (or principal office) is

**Hambridge Lane
Newbury
Berkshire
RG14 5TU**

company registration number FC006968

to operate part of an installation at

**Airbus UK Ltd
Chester Road
Broughton
Chester
CH4 0DR**

to the extent set out in schedules 1 to 3 of this variation notice .

The notice shall take effect from 26/01/07

Signed

Date

	
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Paul Nash

Authorised to sign on behalf of the Agency

SCHEDULE 1 – CONDITIONS TO BE DELETED

1. All conditions and schedules are deleted

SCHEDULE 2 – CONDITIONS TO BE AMENDED

2. None

SCHEDULE 3 – CONDITIONS TO BE ADDED

3. The following conditions are added to the permit

Conditions

1 Management

1.1 General management

- 1.1.1 The activities shall be managed and operated:
 - (a) in accordance with a management system, which identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents and non-conformances and those drawn to the attention of the operator as a result of complaints; and
 - (b) by sufficient persons who are competent in respect of the responsibilities to be undertaken by them in connection with the operation of the activities.
- 1.1.2 Records demonstrating compliance with condition 1.1.1 shall be maintained.
- 1.1.3 Any person having duties that are or may be affected by the matters set out in this permit shall have convenient access to a copy of it kept at or near the place where those duties are carried out.

1.2 Accident Management Plan

- 1.2.1 The operator shall:
 - (a) maintain and implement an accident management plan;
 - (b) review and record at least every 4 years or as soon as practicable after an accident, (whichever is the earlier) whether changes to the plan should be made;
 - (c) make any appropriate changes to the plan identified by a review.

1.3 Energy efficiency

- 1.3.1 The operator shall:

- (a) take appropriate measures to ensure that energy is used efficiently in the activities;
- (b) review and record at least every 4 years whether there are suitable opportunities to improve the energy efficiency of the activities; and
- (c) take any further appropriate measures identified by a review.

1.4 Efficient use of raw materials

1.4.1 The operator shall:

- (a) take appropriate measures to ensure that raw materials and water are used efficiently in the activities;
- (b) maintain records of raw materials and water used in the activities;
- (c) review and record at least every 4 years whether there are suitable alternative materials that could reduce environmental impact or opportunities to improve the efficiency of raw material and water use; and
- (d) take any appropriate further measures identified by a review.

1.5 Avoidance, recovery and disposal of wastes produced by the activities

1.5.1. The operator shall:

- (a) take appropriate measures to ensure that waste produced by the activities is avoided or reduced, or where waste is produced it is recovered wherever practicable or otherwise disposed of in a manner which minimises its impact on the environment;
- (b) review and record at least every 4 years whether changes to those measures should be made; and
- (c) take any further appropriate measures identified by a review.

1.6 Site security

- 1.6.1. Site security measures shall prevent unauthorised access to the site, as far as practicable.

1.7 Multiple operator installations

- 1.7.1 Where the operator notifies the Agency under condition 4.3.1 (a) or 4.3.1 (c), the operator shall also notify without delay the other operator(s) of the installation of the same information.
- 1.7.2 The Operator shall hold monthly meetings with all permit holders operating activities in the same installation to ensure that Installation wide issues are fully considered.

2. Operations

2.1 Permitted activities

- 2.1.1 The operator is authorised to carry out the activities specified in schedule 1 table S1.1 (the "activities").

2.2 The site

- 2.2.1 The activities shall not extend beyond the site, being the land shown hatched in blue on the site plan at schedule 2 to this permit, which is within the area edged in red on the site plan that represents the extent of the installation covered by this permit and that/those of (the) other operator(s) of the installation.

2.3 Operating techniques

- 2.3.1 The activities shall, subject to the conditions of this permit, be operated using the techniques and in the manner described in the documentation specified in schedule 1 table S1.2, unless otherwise agreed in writing by the Agency.
- 2.3.2 No raw materials or fuels listed in schedule 3 table S3.1 shall be used unless they comply with the specifications set out in that table.

2.4 Off-site conditions

- 2.4.1 There are no off-site conditions under this section.

2.5 Improvement programme

- 2.5.1 The operator shall complete the improvements specified in schedule 1 table S1.3 by the date specified in that table unless otherwise agreed in writing by the Agency.
- 2.5.2 Except in the case of an improvement which consists only of a submission to the Agency, the operator shall notify the Agency within 14 days of completion of each improvement.

2.6 Pre-operational conditions

- 2.6.1 There are no pre-operational conditions in this permit.

2.7 Closure and decommissioning

- 2.7.1 The operator shall maintain and operate the activities so as to prevent or where that is not practicable, to minimise, any pollution risk on closure and decommissioning.
- 2.7.2 The operator shall maintain a site closure plan which demonstrates how the activities can be decommissioned to avoid any pollution risk and return the site to a satisfactory state.
- 2.7.3 The operator shall carry out and record a review of the site closure plan at least every 4 years.
- 2.7.4 The site closure plan (or relevant part thereof) shall be implemented on final cessation or decommissioning of the activities or part thereof.

3. Emissions and monitoring

3.1 Emissions to water, air or land

- 3.1.1 There shall be no point source emissions to water, air or land except from the sources and emission points listed in schedule 4 tables S4.1, S4.2 and S4.3.
- 3.1.2 No condition applies.

3.2 Transfers off-site

- 3.2.1 Records of all the wastes sent off site from the activities, for either disposal or recovery, shall be maintained.

3.3 Fugitive emissions of substances

- 3.3.1 Fugitive emissions of substances (excluding odour, noise and vibration) shall not cause pollution. The operator shall not be taken to have breached this condition if appropriate measures have been taken to prevent or where that is not practicable, to minimise, those emissions.
- 3.3.2 No condition applies
- 3.3.3 No condition applies
- 3.3.4 All liquids, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has used other appropriate measures to prevent or where that is not practicable, to minimise, leakage and spillage from the primary container.

3.4 Odour

- 3.4.1 Emissions from the activities shall be free from odour at levels likely to cause annoyance outside the site, as perceived by an authorised officer of the Agency, unless the operator has used appropriate measures to prevent or where that is not practicable to minimise the odour.

3.5 Noise and vibration

- 3.5.1 Emissions from the activities shall be free from noise and vibration at levels likely to cause annoyance outside the site, as perceived by an authorised officer of the Agency, unless the operator has used appropriate measures to prevent or where that is not practicable to minimise the noise and vibration.

3.6 Monitoring

- 3.6.1 No condition applies

4. Information

4.1 Records

- 4.1.1 All records required to be made by this permit shall:
- (a) be legible;
 - (b) be made as soon as reasonably practicable;
 - (c) if amended, be amended in such a way that the original and any subsequent amendments remain legible, or are capable of retrieval; and
 - (d) be retained, unless otherwise agreed in writing by the Agency, for at least 6 years from the date when the records were made
- 4.1.2 Any records required to be made by this permit shall be supplied to the Agency within 14 days where the records have been requested in writing by the Agency.
- 4.1.3 All records required to be held by this permit shall be held on the site and shall be available for inspection by the Agency at any reasonable time.

4.2 Reporting

- 4.2.1 A report or reports on the performance of the activities over the previous year shall be submitted to the Agency by 31 January (or other date agreed in writing by the Agency) each year. The report(s) shall include as a minimum:

- (a) a review of the results of the monitoring and assessment carried out in accordance with this permit against the relevant assumptions, parameters and results in the assessment of the impact of the emissions submitted with the application;
- (b) where the operator's management system encompasses annual improvement targets, a summary report of the previous year's progress against such targets;
- (c) the annual production /treatment data set out in schedule 5 table S5.2;
- (d) the performance parameters set out in schedule 5 table S5.3 using the forms specified in table S5.4 of that schedule; and
- (e) details of any contamination or decontamination of the site which has occurred.

4.2.2 No condition applies.

4.2.3 The operator shall, unless notice under this condition has been served within the preceding 4 years, submit to the Agency, within 6 months of receipt of a written notice, a report assessing whether there are other appropriate measures that could be taken to prevent, or where that is not practicable, to minimise pollution.

4.2.4 All reports and notifications required by the permit shall be sent to the Agency using the contact details supplied in writing by the Agency.

4.3 Notifications

4.3.1 The Agency shall be notified without delay following the detection of:

- (a) any malfunction, breakdown or failure of equipment or techniques, accident, or fugitive emission which has caused, is causing or may cause significant pollution;
- (b) the breach of a limit specified in the permit;
- (c) any significant adverse environmental effects.

4.3.2 Any information provided under condition 4.3.1 shall be confirmed by sending the information listed in schedule 6 to this permit within the time period specified in that schedule.

4.3.3 Prior written notification shall be given to the Agency of the following events and in the specified timescales:

- (a) as soon as practicable prior to the permanent cessation of any of the activities;
- (b) cessation of operation of part or all of the activities for a period likely to exceed 1 year; and
- (c) resumption of the operation of part or all of the activities after a cessation notified under (b) above.

4.3.4 The Agency shall be given at least 14 days notice before implementation of any part of the site closure plan.

4.3.5 Where the Agency has requested in writing that it shall be notified when the operator is to undertake monitoring and/or spot sampling, the operator shall inform the Agency when the relevant monitoring is to take place. The operator shall provide this information to the Agency at least 14 days before the date the monitoring is to be undertaken.

4.3.6 No condition applies

- 4.3.7 No condition applies
- 4.3.8 No condition applies
- 4.3.9 The Agency shall be notified within 14 days of the occurrence of the following matters, except where such disclosure is prohibited by Stock Exchange rules:
- (a) any change in the operator's trading name, registered name or registered office address;
 - (b) any change to particulars of the operator's ultimate holding company (including details of an ultimate holding company where an operator has become a subsidiary); and
 - (c) any steps taken with a view to the operator going into administration, entering into a company voluntary arrangement or being wound up.
- 4.3.10 Where the operator has entered into a climate change agreement with the Government, the Agency shall be notified within one month of:
- (a) a decision by the Secretary of State not to re-certify the agreement;
 - (b) a decision by either the operator or the Secretary of State to terminate the agreement; and
 - (c) any subsequent decision by the Secretary of State to re-certify such an agreement.
- 4.3.11 Where the operator has entered into a direct participant agreement in the emissions trading scheme which covers emissions relating to the energy consumption of the activities, the operator shall notify the Agency within one month of:
- (a) a decision by the operator to withdraw from or the Secretary of State to terminate that agreement.
 - (b) a failure to comply with an annual target under that agreement at the end of the trading compliance period.

4.4 Interpretation

- 4.4.1 In this permit the expressions listed in schedule 7 shall have the meaning given in that schedule.

Schedule 1 - Operations

Table S1.1 activities

Activity listed in Schedule 1 of the PPC Regulations	Description of specified activity	Limits of specified activity
N/A		
Directly Associated Activity		
Shot Peening	Surface Treatment of Components	Delivery of raw material to despatch of material for further processing
Combustion plant	Space Heating	Delivery of raw material to exhaust of products of combustion

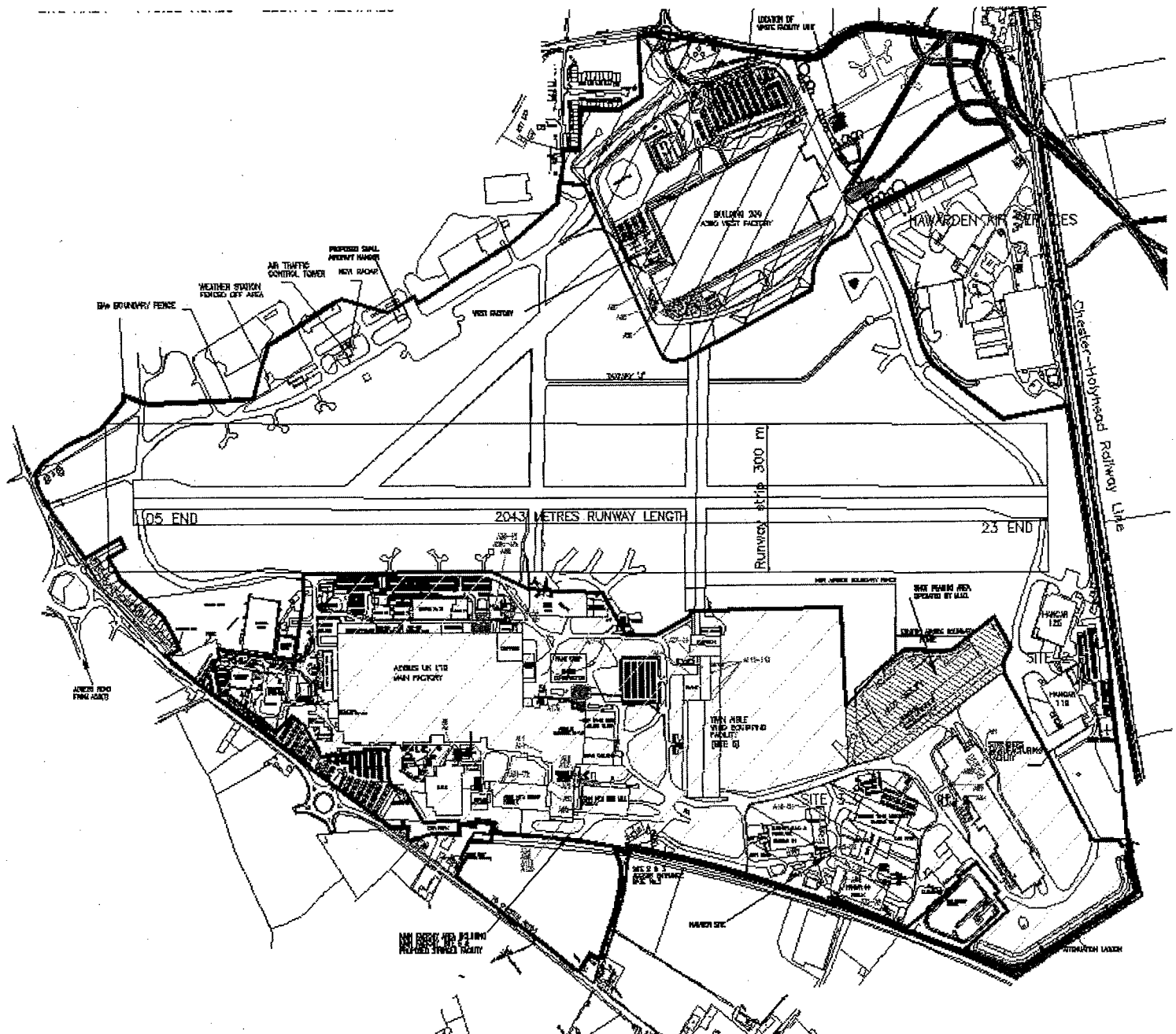
Table S1.2 Operating techniques

Description	Parts	Date Received
Application	The response to question 2.1 given in pages 9 through to 17 (inclusive)	06/06/02

Table S1.3 Improvement programme requirements

Reference	Requirement	Date
IC1	The Operator shall install improved control measures on emission point A13, as detailed in email of 19 th December 2006.	31/03/07
IC2	The Operator shall review the relevant Environmental Management System Procedures following the issue of this Variation. All amendments required shall be implemented into the EMS by the due date.	31/05/07

Schedule 2 - Site plan



Schedule 3 - Waste types, raw materials and fuels

Table S3.1 Raw materials and fuels

Raw materials and fuel description	Specification

Schedule 4 – Emissions and monitoring

Table S4.1 Point source emissions to air – emission limits and monitoring requirements

Emission point ref. & location	Parameter	Source	Limit (including unit)	Reference period	Monitoring frequency	Monitoring standard or method
A1 – A12	N/A	Gas Fired Space Heaters	N/A			
A13	N/A	Aliox Shot Peening Machine	N/A			

Schedule 5 - Reporting

Parameters, for which reports shall be made, in accordance with conditions of this permit, are listed below.

Table S5.1 Reporting of monitoring data

Parameter	Emission or monitoring point/reference	Reporting period	Period begins
N/A			

Table S5.2: Annual production/treatment

Parameter	Units
Production Man Hours	Hours

Table S5.3 Performance parameters

Parameter	Frequency of assessment	Units
Water usage	Annually	tonnes
Energy usage	Annually	MWh
Waste Produced per production man hours	Annually	Tonnes / hour

Table S5.4 Reporting forms

Media/parameter	Reporting format	Date of form
Water usage	Form water usage1 or other form as agreed in writing by the Agency	01/12/06
Energy usage	Form energy 1 or other form as agreed in writing by the Agency	01/12/06
Other performance indicators	Form performance 1 or other form as agreed in writing by the Agency	01/12/06

Schedule 6 - Notification

These pages outline the information that the operator must provide.

Units of measurement used in information supplied under Part A and B requirements shall be appropriate to the circumstances of the emission. Where appropriate, a comparison should be made of actual emissions and authorised emission limits.

If any information is considered commercially confidential, it should be separated from non-confidential information, supplied on a separate sheet and accompanied by an application for commercial confidentiality under the provisions of the PPC Regulations.

Part A

Permit Number	
Name of operator	
Location of Installation	
Time and date of the detection	

(a) Notification requirements for any malfunction, breakdown or failure of equipment or techniques, accident, or fugitive emission which has caused, is causing or may cause significant pollution	
To be notified within 24 hours of detection	
Date and time of the event	
Reference or description of the location of the event	
Description of where any release into the environment took place	
Substances(s) potentially released	
Best estimate of the quantity or rate of release of substances	
Measures taken, or intended to be taken, to stop any emission	
Description of the failure or accident.	

(b) Notification requirements for the breach of a limit	
To be notified within 24 hours of detection unless otherwise specified below	
Emission point reference/ source	
Parameter(s)	
Limit	
Measured value and uncertainty	
Date and time of monitoring	
Measures taken, or intended to be taken, to stop the emission	

Time periods for notification following detection of a breach of a limit	
Parameter	Notification period

(c) Notification requirements for the detection of any significant adverse environmental effect	
To be notified within 24 hours of detection	
Description of where the effect on the environment was detected	
Substances(s) detected	
Concentrations of substances detected	
Date of monitoring/sampling	

Part B - to be submitted as soon as practicable

Any more accurate information on the matters for notification under Part A.	
Measures taken, or intended to be taken, to prevent a recurrence of the incident	
Measures taken, or intended to be taken, to rectify, limit or prevent any pollution of the environment which has been or may be caused by the emission	
The dates of any unauthorised emissions from the installation in the preceding 24 months.	

Name*	
Post	
Signature	
Date	

* authorised to sign on behalf of METAL IMPROVEMENT COMPANY LLC

Schedule 7 - Interpretation

"*accident*" means an accident that may result in pollution.

"*annually*" means once every year.

"*application*" means the application for this permit, together with any additional information supplied by the operator as part of the application and any response to a notice served under Schedule 4 to the PPC Regulations.

"*authorised officer*" means any person authorised by the Agency under section 108(1) of The Environment Act 1995 to exercise, in accordance with the terms of any such authorisation, any power specified in section 108(4) of that Act.

"*background concentration*" means such concentration of that substance as is present in:

- for emissions to surface water, the surface water quality up-gradient of the site; or
- for emissions to sewer, the surface water quality up-gradient of the sewage treatment works discharge.

"*emissions to land*", includes emissions to groundwater.

"*fugitive emission*" means an emission to air, water or land from the activities which is not controlled by an emission or background concentration limit.

"*groundwater*" means all water, which is below the surface of the ground in the saturation zone and in direct contact with the ground or subsoil.

"*land protection guidance*", means Agency guidance "H7 - Guidance on the protection of land under the PPC Regime: application site report and site protection monitoring programme".

"*MCERTS*" means the Environment Agency's Monitoring Certification Scheme.

"*notify without delay*" and "*notified without delay*" means that a telephone call can be used, whereas all other reports and notifications must be supplied in writing, either electronically or on paper.

"*PPC Regulations*" means the Pollution, Prevention and Control (England and Wales) Regulations SI 2000 No.1973 and words and expressions used in this permit which are also used in the Regulations have the same meanings as in those Regulations.

"*quarter*" means a calendar year quarter commencing on 1 January, 1 April, 1 July or 1 October.

"*year*" means calendar year ending 31 December.

Where a minimum limit is set for any emission parameter, for example pH, reference to exceeding the limit shall mean that the parameter shall not be less than that limit.

Unless otherwise stated, any references in this permit to concentrations of substances in emissions into air means:

- (a) in relation to emissions from combustion processes, the concentration in dry air at a temperature of 273K, at a pressure of 101.3 kPa and with an oxygen content of 3% dry for liquid and gaseous fuels, 6% dry for solid fuels; and/or
- (b) in relation to emissions from non-combustion sources, the concentration at a temperature of 273K and at a pressure of 101.3 kPa, with no correction for water vapour content

END OF PERMIT

