

Notice of variation and consolidation with introductory note

The Environmental Permitting (England & Wales) Regulations 2010

St.Modwen Developments Limited

Site drainage treatment system serving
Coed Darcy
Llandarcy
Neath
SA10 6HJ

Variation application number
EPR/LB3293HN/V001

Consolidated permit number
EPR/ LB3293HN

Site drainage treatment system serving Coed Darcy

Consolidated permit number EPR/LB3293HN

Introductory note

This introductory note does not form a part of the notice.

The following notice gives notice of the variation of environmental permits BP027900101, BP027910101, BP027920101 and BP027930101 referred to in the status logs below and the replacement of those permits with a consolidated environmental permit.

Application made by the Operator to vary and consolidate the existing permits. The variation includes the submission of a Nutrient Management Plan, which will be used to manage nutrient loading (P and N) at the site.

Following a Natural Resources Wales initiated variation, Permanganate and Phenols has been deleted from BP027900101, BP027910101, BP027920101 and BP027930101. A suspended solids limit has been added on to discharge point W2 and the receiving watercourse names have been updated.

The schedules specify the changes made to the permit.

The status log of a permit sets out the permitting history, including any changes to the permit reference number.

Status Log of permit A: BP027900101		
Description	Date	Comments
Permit determined BP027900101	02/11/1999	Original permit issued to Total Quality Engineer, BP Oil Llandarcy Refinery.
Application EPR/LB3293HN/V001	Duly made 25/10/2013	Application to vary and update the permit to modern conditions.
Permit determined EPR/LB3293HN	25/03/2014	Varied and consolidated permit issued in modern condition format.

Status Log of permit B: BP027910101

Description	Date	Comments
Permit determined BP027910101	02/11/1999	Original permit issued to Total Quality Engineer, BP Oil Llandarcy Refinery.
Application EPR/LB3293HN/V001	Duly made 25/10/2013	Application to vary and update the permit to modern conditions.
Permit determined EPR/LB3293HN	25/03/2014	Varied and consolidated permit issued in modern condition format.

Status Log of permit C: BP027920101

Description	Date	Comments
Permit determined BP027920101	02/11/1999	Original permit issued to Total Quality Engineer, BP Oil Llandarcy Refinery.
Application EPR/LB3293HN/V001	Duly made 25/10/2013	Application to vary and update the permit to modern conditions.
Permit determined EPR/LB3293HN	25/03/2014	Varied and consolidated permit issued in modern condition format.

Status Log of permit D: BP027930101

Description	Date	Comments
Permit determined BP027930101	02/11/1999	Original permit issued to Total Quality Engineer, BP Oil Llandarcy Refinery.
Application EPR/LB3293HN/V001	Duly made 25/10/2013	Application to vary and update the permit to modern conditions.
Permit determined EPR/LB3293HN	25/03/2014	Varied and consolidated permit issued in modern condition format.

End of introductory note

Notice of variation and consolidation

The Environmental Permitting (England and Wales) Regulations 2010

The Natural Resources Body for Wales (“Natural Resources Wales”) in exercise of its powers under regulations 18 and 20 of the Environmental Permitting (England and Wales) Regulations 2010 varies and consolidates environmental permits

permit numbers

BP027900101

BP027910101

BP027920101

BP027930101

issued to:

St Modwen Developments Limited (“the operator”)

whose registered office is

**Sir Stanley Clarke House
7 Ridgeway Quinton Business Park
Birmingham
B32 1AF**

company registration number **00892832**

to operate a regulated facility at

**Coed Darcy
Llandarcy
Neath
SA10 6HJ**

to the extent set out in the schedules.

The notice shall take effect from 25/03/2014

The number of the consolidated permit is EPR/LB3293HN

Name	Date
Aled Evans	25/03/2014

Authorised on behalf of Natural Resources Wales

Schedule 1 – changes in the permit

The following conditions are deleted from permit **BP027900101** and **BP027930101** following an Natural Resources Wales initiated variation:

COMPOSITION

7. The Discharge shall not contain more than:
- (iii) 25 milligrammes per litre of total permanganate value (N/80 measured after 4 hours)

The following conditions are deleted from permit **BP027910101** following an Natural Resources Wales initiated variation:

COMPOSITION

7. The Discharge shall not contain more than:
- (ii) 2 milligrammes per litre of total Phenol

The following conditions are deleted from permit **BP027920101** following an Natural Resources Wales initiated variation:

COMPOSITION

7. The Discharge shall not contain more than:
- (ii) 2 milligrammes per litre of total Phenol
 - (iv) 25 milligrammes per litre of total permanganate value (N/80 measured after 4 hours)

The following conditions are added to the permit following a Natural Resources Wales initiated variation:

Table S3.1 in Schedule 3 to include suspended solids at discharge point W2.

All other conditions were varied as a result of the application made by the operator.

Schedule 2 – consolidated permit

Consolidated permit issued as a separate document.

Permit

The Environmental Permitting (England and Wales) Regulations 2010

Permit number
EPR/LB3293HN

This is the consolidated permit referred to in the variation and consolidation notice for application EPR/LB3293HN authorising,

St Modwen Developments Limited ("the operator")

whose registered office is

Sir Stanley Clarke House
7 Ridgeway Quinton Business Park
Birmingham
B32 1AF

company registration number **00892832**

to operate a regulated facility at

Coed Darcy
Llandarcy
Neath
SA10 6HJ

to the extent authorised by and subject to the conditions of this permit.

Name	Date
Aled Evans	25/03/2014

Authorised on behalf of Natural Resources Wales

Conditions

1 Management

1.1 General management

- 1.1.1 The operator shall manage and operate the activities:
- (a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances and those drawn to the attention of the operator as a result of complaints; and
 - (b) using sufficient competent persons and resources.
- 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.

2 Operations

2.1 Permitted activities

- 2.1.1 The operator is only 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 edged in green and the discharges shall be made at the points marked on the site plan at schedule 7 to this permit and as listed in table S3.2 (discharge points).

2.3 Operating techniques

- 2.3.1 (a) 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 Natural Resources Wales.

- (b) If notified by Natural Resources Wales that the activities are giving rise to pollution, the operator shall submit to Natural Resources Wales for approval within the period specified, a revision of any plan or other documentation ("plan") specified in schedule 1, table S1.2 or otherwise required under this permit which identifies and minimises the risks of pollution relevant to that plan, and shall implement the approved revised plan in place of the original from the date of approval, unless otherwise agreed in writing by Natural Resources Wales.

3 Emissions and monitoring

3.1 Emissions to water

- 3.1.1 There shall be no point source emissions to water except from the sources and emission points listed in schedule 3.
- 3.1.2 The limits given in schedule 3 shall not be exceeded.

3.2 Emissions of substances not controlled by emission limits

- 3.2.1 Emissions of substances not controlled by emission limits (excluding odour) shall not cause pollution. The operator shall not be taken to have breached this condition if appropriate measures, including, but not limited to, those specified in any approved emissions management plan, have been taken to prevent or where that is not practicable, to minimise, those emissions.
- 3.2.2 The operator shall:
 - (a) if notified by Natural Resources Wales that the activities are giving rise to pollution, submit to Natural Resources Wales for approval within the period specified, an emissions management plan which identifies and minimises the risks of pollution from emissions of substances not controlled by emission limits;
 - (b) implement the approved emissions management plan, from the date of approval, unless otherwise agreed in writing by Natural Resources Wales.

3.3 Monitoring

- 3.3.1 Permanent means of access shall be provided to enable sampling/monitoring to be carried out in relation to the emission points specified in schedule 3 tables S3.1, S3.2 and S3.3 unless otherwise agreed in writing by Natural Resources Wales.

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 Natural Resources Wales, for at least 6 years from the date when the records were made.
- 4.1.2 The operator shall keep on site all records, plans and the management system required to be maintained by this permit, unless otherwise agreed in writing by Natural Resources Wales.

4.2 Reporting

- 4.2.1 The operator shall send all reports and notifications required by the permit to Natural Resources Wales using the contact details supplied in writing by Natural Resources Wales.

4.3 Notifications

- 4.3.1 Natural Resources Wales shall be notified without delay following the detection of:
- (a) any malfunction, breakdown or failure of equipment or techniques, accident, or emission of a substance not controlled by an emission limit which has caused, is causing or may cause significant pollution;
 - (b) the breach of a limit specified in the permit; or
 - (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 5 to this permit within the time period specified in that schedule.
- 4.3.3 Where Natural Resources Wales has requested in writing that it shall be notified when the operator is to undertake monitoring and/or spot sampling, the operator shall inform Natural Resources Wales when the relevant monitoring and/or spot sampling is to take place. The operator shall provide this information to Natural Resources Wales at least 14 days before the date the monitoring is to be undertaken.
- 4.3.4 Natural Resources Wales shall be notified within 14 days of the occurrence of the following matters, except where such disclosure is prohibited by Stock Exchange rules:
- Where the operator is a registered company:
- (a) any change in the operator's trading name, registered name or registered office address; and

- (b) any steps taken with a view to the operator going into administration, entering into a company voluntary arrangement or being wound up.

Where the operator is a corporate body other than a registered company:

- (a) any change in the operator's name or address; and
- (b) any steps taken with a view to the dissolution of the operator.

4.3.5 Where the operator proposes to make a change in the nature or functioning, or an extension of the activities, which may have consequences for the environment and the change is not otherwise the subject of an application for approval under the Regulations or this permit:

- (a) Natural Resources Wales shall be notified at least 14 days before making the change; and
- (b) the notification shall contain a description of the proposed change in operation.

4.4 Interpretation

4.4.1 In this permit the expressions listed in schedule 6 shall have the meaning given in that schedule.

4.4.2 In this permit references to reports and notifications mean written reports and notifications, except where reference is made to notification being made "without delay", in which case it may be provided by telephone.

Schedule 1 - Operations

Table S1.1 Activities

Description of activity	Limits of specified activity
Discharge of trade effluent consisting of site drainage via W1	The discharge shall consist solely of site drainage, having passed through a treatment or separator system from an area approximately 116245 square metres.
Discharge of trade effluent consisting of site drainage via W2	The discharge shall consist solely of site drainage, having passed through a treatment or separator system from an area approximately 8982 square metres.
Discharge of trade effluent consisting of site drainage via W3	The discharge shall consist solely of site drainage, having passed through a treatment or separator system from an area approximately 872031 square metres.
Discharge of trade effluent consisting of site drainage via W4	The discharge shall consist solely of site drainage, having passed through a treatment or separator system from an area approximately 345803 square metres.

Table S1.2 Operating techniques

Description of documentation	Parts	Date Received
Nutrient Management Plan - June 2013	All parts	25/10/2013

Schedule 2 - Waste types, raw materials and fuels

Wastes are not accepted as part of the permitted activities and there are no restrictions on raw materials or fuels under this schedule.

Schedule 3 – Emissions and monitoring

Table S3.1 Point Source emissions to water (other than sewer) – emission limits and monitoring requirements						
Discharge source and discharge point ref. & location	Parameter	Limit (including unit)	Reference Period	Limit of effective range	Monitoring frequency	Compliance Statistic
Trade effluent consisting of site drainage via W1, W2, W3 and W4	Maximum daily discharge	Rainfall dependant	Total daily volume	N/A	N/A	Maximum
	Suspended solids (measured after drying at 105° C)	50 mg/l	Instantaneous (spot sample)	N/A	N/A	Maximum
	pH	6 to 8.5	Instantaneous (spot sample)	N/A		Minimum and maximum
	Visible oil or grease	5 mg/l	Instantaneous (spot sample)	N/A	N/A	No significant trace

Table S3.2 Discharge points			
Effluent Name	Discharge Point	Discharge point NGR	Receiving water
Trade effluent consisting of site drainage	W1	SS 70853 96410	Unnamed tributary of Crymlyn Brook
	W2	SS 70300 95800	Crymlyn Bog
	W3	SS 70050 95400	
	W4	SS 69900 94700	

Table S3.3 Monitoring points			
Effluents and discharge points	Monitoring type	Monitoring point NGR	Monitoring point reference
Trade effluent consisting of site drainage via W1	Effluent sample point 1	SS 70853 96410	Effluent sample point
Trade effluent consisting of site drainage via W2	Effluent sample point 2	SS 70300 95800	Effluent sample point
Trade effluent consisting of site drainage via W3	Effluent sample point 3	SS 70050 95400	Effluent sample point
Trade effluent consisting of site drainage via W4	Effluent sample point 4	SS 69900 94700	Effluent sample point

Schedule 4 – Reporting

There is no reporting under this schedule.

Schedule 5 - 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 EP Regulations.

Part A

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

(a) Notification requirements for any malfunction, breakdown or failure of equipment or techniques, accident, or emission of a substance not controlled by an emission limit 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 facility in the preceding 24 months.	

Name*	
Post	
Signature	
Date	

* authorised to sign on behalf of the operator

Schedule 6 - 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 5 to the EP Regulations.

“emissions of substances not controlled by emission limits” means emissions of substances to air, water or land from the activities, which are not controlled by an emission or background concentration limit.

“EP Regulations” means The Environmental Permitting (England and Wales) Regulations SI 2010 No.675 and words and expressions used in this permit which are also used in the Regulations have the same meanings as in those Regulations.

“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.

“Natural Resources Wales” means the Natural Resources Body for Wales established by article 3 of the Natural Resources Body for Wales (Establishment) Order 2012. The Natural Resources Body for Wales (Functions) Order 2013 transferred the relevant functions of the Countryside Council for Wales, and functions of the Environment Agency and the Forestry Commission in Wales to the Natural Resources Body for Wales.

“quarter” means a calendar year quarter commencing on 1 January, 1 April, 1 July or 1 October.

“year” means calendar year ending 31 December.

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