

# **Natural Resources Wales permitting decisions**

## **Variation**

We have decided to issue the variation for Green Skips (Environmental) Limited operated by Green Skips (Environmental) Limited.

The variation number is EPR/EP3994FB/V004.

We consider in reaching that decision we have taken into account all relevant considerations and legal requirements and that the permit will ensure that the appropriate level of environmental protection is provided.

## **Purpose of this document**

This decision document:

- explains how the application has been determined
- provides a record of the decision-making process
- shows how all relevant factors have been taken into account
- justifies the specific conditions in the permit other than those in our generic permit template.

Unless the decision document specifies otherwise we have accepted the applicant's proposals.

## **Structure of this document**

- Annex 1 the decision checklist
- Annex 2 the consultation responses

## Annex 1: decision checklist

This document should be read in conjunction with the Duly Making checklist, the application and supporting information and permit/ notice.

Aspect considered	Justification / Detail	Criteria met
		Yes
Operator		
Control of the facility	We are satisfied that the applicant (now the operator) is the person who will have control over the operation of the facility after the grant of the permit. The decision was taken in accordance with EPR RGN 1 Understanding the meaning of operator.	✓
European Directives		
Applicable directives	All applicable European directives have been considered in the determination of the application.	✓
Sustainable Management of Natural Resources (SMNR)		
Considerations of SMNR - Compliance with our General Purpose	We are satisfied that this decision is compatible with our general purpose of pursuing the sustainable management of natural resources in relation to Wales and applying the principles of sustainable management of natural resources”	✓
The site		
Extent of the site of the facility	<p>The operator has provided a plan which we consider is satisfactory, showing the extent of the site of the facility.</p> <p>A plan is included in the permit and the operator is required to carry on the permitted activities within the site boundary.</p>	✓
Biodiversity, Heritage, Landscape and Nature Conservation	<p>The application is within the relevant distance criteria of a site of heritage, landscape or nature conservation, and/or protected species or habitat .</p> <p>A full assessment of the application and its potential to affect the site has been carried out as part of the permitting process. We consider that the application will not affect the features of the site.</p>	✓
Environmental Risk Assessment and operating techniques		
Environmental risk	<p>We have reviewed the operator's assessment of the environmental risk from the facility.</p> <p>The operator’s risk assessment is satisfactory.</p>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
Operating techniques	<p>We have reviewed the techniques used by the operator and compared these with the relevant guidance notes.</p> <p>The operator has identified suitable measures in accordance with the relevant technical guidance note for waste activities; 'How to comply with your environmental permit'.</p> <p>The operator submitted an Odour Management Plan and Fire Prevention and Mitigation Plan detailing measures used to prevent or minimise the risk of odour emissions from the activity and fire.</p> <p>The measures included in the Odour Management Plan and Fire Prevention and Mitigation Plan have been assessed and are considered as suitable to control the risk of odour from the activity and the risk of fire. These were assessed in accordance with 'H4 Odour Management - how to comply with your environmental permit' and 'Fire prevention and mitigation plan - waste management Guidance No. 16.'</p>	✓
<b>The permit conditions</b>		
Updating permit conditions during consolidation.	<p>We have updated previous permit conditions to those in the new generic permit template as part of permit consolidation. The new conditions have the same meaning as those in the previous permit(s).</p> <p>The operator has agreed that the new conditions are acceptable.</p>	✓
Waste types	<p>We have specified the permitted waste types, descriptions and quantities, which can be accepted at the regulated facility.</p> <p>We are satisfied that the operator can accept these wastes for the following reasons:</p> <ul style="list-style-type: none"> <li>- The proposed waste types are suitable for the nature of the permitted facility</li> <li>- The operator has suitable waste acceptance, storage and treatment procedures in place</li> <li>- Appropriate measures are in place to prevent/reduce fugitive emissions</li> </ul>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
	<p>We have excluded the following wastes for the following reasons</p> <ul style="list-style-type: none"> <li>• consisting solely or mainly of dusts, powders or loose fibres</li> <li>• sludges or liquids</li> <li>• hazardous</li> <li>• delivered to the site in unmarked, sealed drums</li> </ul> <p>because the exclusions will ensure risk from the activity is contained and that measures used on site remain appropriate for the actual permitted activity.</p> <p>We made these decisions with respect to waste types in accordance with waste facility technical guidance note 'How to comply with your environmental permit', Sector Guidance Note S5.06 'Guidance for the Recovery and Disposal of Hazardous and Non Hazardous Waste', and after full assessment of the operating techniques used on site to control the risks from the activity.</p>	
Pre-operational conditions	<p>Based on the information in the application, we consider that we need to impose pre-operational conditions.</p> <p>Two pre-operational conditions for future development have been included.</p> <ol style="list-style-type: none"> <li>1. The new treatment activities applied for in this variation cannot be carried out until the waste transfer station building is in place. The operators risk assessment identifies that all treatment activities are carried out within a building and that this is a control measure for reducing the potential impact of dust and noise emissions. We consider the building to be a key control measure and the application has been determined on this basis. The requirement to carry out all activities within a building is included within Table S1.1 of the permit.</li> <li>2. Wastes must be cleared from the external yard at the end of the working day, until the sealed drainage system has been installed. This is required to prevent the risk of groundwater contamination through leaching of stored wastes.</li> </ol>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
Improvement conditions	<p>Based on the information on the application, we consider that we need to impose improvement conditions.</p> <p>An improvement condition has been included to provide a Fire Prevention and Mitigation Plan that covers all relevant aspects of the activities carried out at the site. This is in line with 'Fire prevention and mitigation plan - waste management Guidance No. 16.' This is required as only aspects of the FPMP submitted that related to the variation could be assessed during the variation.</p>	✓
Incorporating the application	<p>We have specified that the applicant must operate the permit in accordance with descriptions in the application, including all additional information received as part of the determination process.</p> <p>These descriptions are specified in the Operating Techniques table in the permit.</p>	✓
<b>Operator Competence</b>		
Environment management system	<p>There is no known reason to consider that the operator will not have the management systems to enable it to comply with the permit conditions. The decision was taken in accordance with RGN 5 on Operator Competence.</p>	✓

## Annex 2: Consultation responses

Summary of responses to consultation and the way in which we have taken these into account in the determination process.

Response received from
North Wales Fire and Rescue Service
Brief summary of issues raised
Responses were received to specific queries raised during the consultation with no issues. Several points were raised with respect to the smoking policy, CCTV system and FRS response time.
Summary of actions taken or show how this has been covered
The response was taken into consideration in our assessment of the submitted FPMP, sections of which have been incorporated into the permit in Table S1.2. Comments relating to the smoking policy, CCTV system and FRS response time could not be considered as they were outside the scope of this variation application.