

Permit with introductory note

The Environmental Permitting (England & Wales) Regulations 2010

Blaenau Gwent County Borough Council

Silent Valley Landfill Site
Cwm
Ebbw Vale
County Borough of Blaenau Gwent
NP23 6PZ

Permit number
EPR/UP3335SN

Silent Valley Landfill Site

Permit number EPR/UP3335SN

Introductory note

This introductory note does not form a part of the notice

The main features of the permit are as follows.

This is a replacement modern fit for purpose permit created as a result of an NRW instigated variation and consolidation. This permit requires the operator (Blaenau Gwent County Borough Council) to provide infrastructure improvements during landfill closure and aftercare.

The changes will not have any impact upon the nature of the permitted facility.

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

Status log of the permit		
Description	Date	Comments
Application received (EPR/UP3335SN)	09/11/2004	
Permit determined EPR/UP3335SN	08/11/2005	Original permit issued to Blaenau Gwent County Borough Council
Administrative variation application received (EPR/UP3335SN/V002)	Duly Made 12/08/2015	
Variation issued (EPR/UP3335SN/V002)	25/09/2015	Varied permit issued to Blaenau Gwent County Borough Council.
Consolidated Permit issued (EPR/UP3335SN)	04/03/2016	Regulator initiated change to reflect that infrastructure improvements are to be made during landfill closure and aftercare.

Other Part A Installation Permits relating to this installation		
Permit holder	Permit Number	Date of Issue
Silent Valley Waste Services Limited	MP3835SV	08/11/2005
Novera Energy Generation No. 2 Limited	ZP3535SQ	03/05/2005

End of introductory note

Permit

The Environmental Permitting (England and Wales) Regulations 2010

This is the consolidated permit referred to in the variation and consolidation notice for application EPR/UP3335SN/V003 authorising

Permit number

EPR/UP3335SN

issued to

Blaenau Gwent County Borough Council (“the operator”)

Of

Civic Centre

Ebbw Vale

Blaenau Gwent

NP23 6XB

to operate a regulated facility at

Silent Valley Landfill Site

Cwm

Ebbw Vale

County Borough of Blaenau Gwent

NP23 6PZ

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

	04 March 2016
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Eirian Macdonald

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, closure 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.
- 1.1.4 The operator shall comply with the requirements of an approved competence scheme.

1.2 Energy efficiency

- 1.2.1 The operator shall:
- (a) take appropriate measures to ensure that energy is used efficiently in the activities;
 - (b) review and record at least every four 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.

1.3 Efficient use of raw materials

- 1.3.1 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 four 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 further appropriate measures identified by a review.

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

- 1.4.1 The operator shall take appropriate measures to ensure that:

- (a) the waste hierarchy referred to in Article 4 of the Waste Framework Directive is applied to the generation of waste by the activities; and
 - (b) any waste generated by the activities is treated in accordance with the waste hierarchy referred to in Article 4 of the Waste Framework Directive; and
 - (c) where disposal is necessary, this is undertaken in a manner which minimises its impact on the environment.
- 1.4.2 The operator shall review and record at least every four years whether changes to those measures should be made and take any further appropriate measures identified by a review.

1.5 Multiple operator installations

- 1.5.1 Where the operator notifies Natural Resources Wales 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.

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 circled in red on the site plan at schedule 7 to this permit, which is within the area edged in red on the site plan that represents the extent of the landfill installation boundary.

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.
- 2.3.2 Waste shall only be accepted if:

- (a) It is of a type and quantity listed in schedule 2 table S2.1; and
- (b) It conforms to the description in the documentation supplied by the producer and holder.

2.3.3 The operator shall ensure that where waste produced by the activities is sent to a relevant waste operation, that operation is provided with the following information, prior to the receipt of the waste:

- (a) The nature of the process producing the waste;
- (b) The composition of the waste;
- (c) The handling requirements of the waste;
- (d) The hazardous property associated with the waste, if applicable; and
- (e) The waste code of the waste.

2.4 Improvement programme

2.4.1 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 Natural Resources Wales.

2.4.2 Except in the case of an improvement which consists only of a submission to Natural Resources Wales, the operator shall notify Natural Resources Wales within 14 days of completion of each improvement.

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.

3.1.2 There shall be no emission from the activities into groundwater of any hazardous substances contrary to the EP Regulations.

3.1.3 There shall be no emission from the activities into groundwater of any non-hazardous pollutants so as to cause pollution.

3.1.4 Total annual emissions from the emission point set out in schedule 3 table S3.1 of a substance listed shall not exceed the relevant limits in table S3.1

3.1.5 Periodic monitoring shall be carried out at least once every 5 years for groundwater and 10 years for soil, unless such monitoring is based on a systematic appraisal of the risk of contamination.

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.
- 3.2.3 All liquids in containers, 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.

3.3 Odour

- 3.3.1 Emissions from the activities shall be free from odour at levels likely to cause pollution outside the site, as perceived by an authorised officer of Natural Resources Wales, unless the operator has used appropriate measures, including, but not limited to, those specified in any approved odour management plan, to prevent or where that is not practicable to minimise the odour.
- 3.3.2 The operator shall:
- (a) if notified by Natural Resources Wales that the activities are giving rise to pollution outside the site due to odour, submit to Natural Resources Wales for approval within the period specified, an odour management plan;
 - (b) implement the approved odour management plan, from the date of approval, unless otherwise agreed in writing by Natural Resources Wales.

3.4 Noise and vibration

- 3.4.1 Emissions from the activities shall be free from noise and vibration at levels likely to cause pollution outside the site, as perceived by an authorised officer of Natural Resources Wales, unless the operator has used appropriate measures, including, but not limited to, those specified in any approved noise and vibration management plan to prevent or where that is not practicable to minimise the noise and vibration.
- 3.4.2 The operator shall:
- (a) if notified by Natural Resources Wales that the activities are giving rise to pollution outside the site due to noise and vibration, submit to Natural

Resources Wales for approval within the period specified, a noise and vibration management plan;

- (b) implement the approved noise and vibration management plan, from the date of approval, unless otherwise agreed in writing by Natural Resources Wales.

3.5 Monitoring

- 3.5.1 The operator shall, unless otherwise agreed in writing by Natural Resources Wales, undertake the monitoring specified in the following table in schedule 3 to this permit:
 - (a) Emissions to sewer specified in table S3.1
- 3.5.2 The operator shall maintain records of all monitoring required by this permit including records of the taking and analysis of samples, instrument measurements (periodic and continual), calibrations, examinations, tests and surveys and any assessment or evaluation made on the basis of such data.
- 3.5.3 Monitoring equipment, techniques, personnel and organisations employed for the emissions monitoring programme and the environmental or other monitoring specified in condition 3.5.1 shall have either MCERTS certification or MCERTS accreditation (as appropriate), where available, unless otherwise agreed in writing by Natural Resources Wales.
- 3.5.4 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 table S3.1 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, or in the case of the following records until permit surrender:
 - (i) off-site environmental effects;
 - (ii) matters which affect the condition of the land and groundwater;
 - (iii) sewer monitoring data; and
 - (iv) Waste types and quantities.
- 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.
- 4.2.2 A report or reports on the performance of the activities over the previous year shall be submitted to Natural Resources Wales by 31 January (or other date agreed in writing by Natural Resources Wales) 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 the permit including an interpretive review of that data;
 - (b) the annual production /treatment data set out in schedule 4 table S4.2; and
 - (c) the performance parameters set out in schedule 4 table S4.3 using the forms specified in table S4.4 of that schedule.
- 4.2.3 Within 28 days of the end of the reporting period the operator shall, unless otherwise agreed in writing by Natural Resources Wales, submit reports of the monitoring and assessment carried out in accordance with the conditions of this permit, as follows:
- (a) in respect of the parameters and emission points specified in schedule 4 table S4.1;
 - (b) for the reporting periods specified in schedule 4 table S4.1 and using the forms specified in schedule 4 table S4.4 ; and
 - (c) giving the information from such results and assessments as may be required by the forms specified in those tables.
- 4.2.4 The operator shall, unless notice under this condition has been served within the preceding four years, submit to Natural Resources Wales, within six 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.
- 4.2.5 Within 1 month of the end of each quarter, the operator shall submit to Natural Resources Wales using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous quarter.

4.3 Notifications

- 4.3.1 (a) In the event that the operation of the activities gives rise to an incident or accident which significantly affects or may significantly affect the environment, the operator must immediately—
- (i) inform Natural Resources Wales,
 - (ii) take the measures necessary to limit the environmental consequences of such an incident or accident, and
 - (iii) take the measures necessary to prevent further possible incidents or accidents;
- (b) in the event of a breach of any permit condition the operator must immediately—
- (i) inform Natural Resources Wales, and

- (ii) take the measures necessary to ensure that compliance is restored within the shortest possible time;
 - (c) in the event of a breach of permit condition which poses an immediate danger to human health or threatens to cause an immediate significant adverse effect on the environment, the operator must immediately suspend the operation of the activities or the relevant part of it until compliance with the permit conditions has been restored.
- 4.3.2 Any information provided under condition 4.3.1 (a)(i), or 4.3.1 (b)(i) where the information relates to the breach of a limit specified in the permit, 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.
- 4.3.6 Natural Resources Wales shall be given at least 14 days' notice before implementation of any part of the site closure plan.

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

Activity listed in Schedule 1 of the EP Regulations	Description of specified activity	Limits of specified activity
None authorised	None authorised	None authorised
Directly Associated Activity		
Leachate treatment and disposal	<ul style="list-style-type: none"> Pumping landfill leachate from reception sump to treatment and disposal facility; Receipt of leachate via gravity drain from the waste transfer station and treatment facility; Receipt of other effluent arising from groundwater pumping activity at the adjacent landfill; Settlement of suspended solids from the effluent/leachate within a settlement tank with discharge of treated (settled) leachate/effluent over a weir into a holding tank; Discharge of treated leachate from the holding tank to the foul sewer; and Periodic removal of settled solids from the settlement tank for offsite disposal. 	<p>The facility shall only be used for the treatment and disposal of:-</p> <ul style="list-style-type: none"> Leachate and other effluent arising at the Permitted landfill at the Installation, and Contaminated waste water run-off arising from the adjacent waste transfer station and treatment plant. <p>No treatment activity shall take place other than settlement of suspended solids by gravity.</p> <p>This Permit does not authorise any discharge of leachate/effluent to the Nant Merddog watercourse.</p>

Table S1.2: Operating techniques

Description	Parts	Date Received
Application	The responses given to the following questions in the Application: B2.1, B2.2, B2.3, B2.4, B2.5, B2.6, B2.7.1, B2.7.2, B2.8, B2.9, B2.10, B2.11, and B2.12	09/11/2005
Improvement programme	Completed Improvement Requirements: Ref 1 Ref 3 Ref 4 Ref 5 Ref 6a and 6b	28/04/2009 28/04/2009 01/06/2009 08/09/2009 01/06/2009

Table S1.3: Improvement programme

Reference	Requirement	Date
IC1	<p>The Operator shall submit to Natural Resources Wales for approval a Contingency Response Plan in the event of a failure to the lagoon collection and pumping system. The plan shall include:-</p> <ul style="list-style-type: none"> a) aims, objectives and conclusions; b) over-pumping from the leachate sump to a downstream manhole with proposed response times; c) consideration for the creation of temporary storage with proposed response times; d) consideration for the supply of tankers, with proposed response times; and e) any alternative measures. 	6 months from permit issue
IC2	<p>The Operator shall submit to Natural Resources Wales for approval a Final options report for a long-term Leachate treatment and disposal system. The report shall be based on the proposals detailed in Draft Feasibility Study – Leachate lagoon dated August 2015 and include:-</p> <ul style="list-style-type: none"> a) aims, objectives and conclusions; b) pumping system design and specification, including options for treatment or partial discharge to water course; c) options for upgrade/replacement of the existing sewer line; d) timescales with suggested implementation dates; e) proposals for subsequent assessment and review of performance; and f) BAT assessment with regard to document 'Guidance for the Treatment of Landfill Leachate' SGN S5.03 	12 months from permit issue

Schedule 2 - Waste types

Table S2.1 Permitted waste types and quantities for Silent Valley Landfill Lagoon

Waste code	Description
19	WASTES FROM WASTE MANAGEMENT FACILITIES, OFF-SITE WASTE WATER TREATMENT PLANTS AND THE PREPARATION OF WATER INTENDED FOR HUMAN CONSUMPTION AND WATER FOR INDUSTRIAL USE
19 07	Landfill Leachate
19 07 03	Landfill leachate other than those mentioned in 19 07 02

Note: The waste water which this variation refers to does not require a waste code as the contaminated surface water run-off from the adjacent waste transfer station (waste water) is excluded from permitting regulations under Article 2 of the Water Framework Directive

Schedule 3 – Emissions and monitoring

Table S3.1 Point source emissions to sewer, effluent treatment plant or other transfers off-site—emission limits and monitoring requirements

Emission point ref. & location	Parameter	Source	Limit (incl. Unit)	Reference period	Monitoring frequency	Monitoring standard or method
Discharge to main sewer at Cendle Terrace, Cwm.	In accordance with consent no TE610.	Leachate Lagoon	In accordan ce with consent no TE610.	-	Continuous	In accordance with M18 version 5, October 2014 'Monitoring of discharges to water and sewer'

Schedule 4 - Reporting

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

Table S4.1 Reporting of monitoring data

Parameter	Emission or monitoring point/reference	Reporting period	Period begins
Leachate volumes As specified by Schedule 3, Table S3.1		Quarterly	31 March, 30 June, 30 September, 31 December

Table S4.2 Annual production/treatment

Parameter	Units
Leachate: Disposed of off-site; Disposed of to any onsite effluent treatment plant; Recirculated into the waste mass.	Cubic metres/year

Table S4.3 Performance parameters

Parameter	Frequency of assessment	Units
Energy used (including for leachate treatment)	Annually	MWh of electricity

Table S4.4 Reporting forms

Media/parameter	Reporting format	Date of form
Leachate	Form Leachate 1 or other reporting format agreed in writing with Natural Resources Wales	26/02/2014
Waste Return	Waste tonnage return form from the Natural Resources Wales website or other form as agreed in writing by Natural Resources Wales	N/A

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 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 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.

“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.

“annually” means once every year.

“authorised officer” means any person authorised by Natural Resources Wales 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.

“disposal”. Means any of the operations provided for in Annex I to Directive 2008/98/EC of the European Parliament and of the Council on waste.

“emissions to land” includes emissions to groundwater.

“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.

“emissions of substances not controlled by emission limits” means emissions of substances to air, water or land from the activities, either from the emission points specified in schedule 3 or from other localised or diffuse sources, which are 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.

“MCERTS” means the Environment Agency’s Monitoring Certification Scheme.

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

“recovery” means any of the operations provided for in Annex II to Directive 2008/98/EC of the European Parliament and of the Council on waste.

“waste code” means the six digit code referable to a type of waste in accordance with the list of wastes established by Commission Decision 2000/532/EC as amended from time to time (the ‘List of Wastes Decision’) and in relation to hazardous waste, includes the asterisk.

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.

“Waste Framework Directive” or “WFD” means Waste Framework Directive 2008/98/EC of the European Parliament and of the Council on waste

“year” means calendar year ending 31 December.

