

Notice of variation with introductory note

Environmental Permitting (England & Wales) Regulations 2010

RWE npower plc

Aberthaw Power Station
The Leys
Aberthaw
Near Barry
Vale of Glamorgan
CF62 4ZW

Variation application number
EPR/RP3133LD/V008

Permit number
EPR/RP3133LD

Aberthaw Power Station

Permit number EPR/RP3133LD

Introductory note

This introductory note does not form a part of the notice

The following notice gives notice of the variation of an environmental permit.

This is an Environment Agency initiated variation to add an improvement condition to ensure that the regulated facility will comply with the Eels (England and Wales) Regulations 2009 (SI 2009/3344) and the Environment Agency's "Safe Passage for Eel" Regulatory Position Statement version 1 dated July 2012.

The schedules specify the changes made to the original permit.

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 EPR/RP3133LD received	Duly made 31/03/06	Application for permit
Additional information requested	26/07/06	
Additional information received	04/10/06, 01/11/06, 10/11/06, 05/12/06, 01/03/07, 16/03/07, 08/08/07, 10/08/07, 22/08/07, 05/09/07, 11/09/07	
Permit determined EPR/RP3133LD	21/12/07	Permit issued
Variation determined GP3635XF	09/01/08	Variation issued
Variation application EPR/RP3133LD/V003	Duly made 05/03/10	
Variation determined EPR/RP3133LD	13/05/10	Variation issued
Variation application EPR/RP3133LD/V004	Duly made 31/01/11	
Further information received	23/03/11	Addendum to application
Variation determined EPR/RP3133LD	20/06/11	Variation issued
Variation application EPR/RP3133LD/V005	Duly made 08/12/11	
Variation determined EPR/RP3133LD	06/02/12	Variation issued
Variation application EPR/RP3133LD/V006	Duly made 10/09/12	
Additional information requested	02/11/2012	
Further information received	13/11/2012	Schedule 5 response
Further information received	16/11/2012	Addendum to application
Variation determined EPR/RP3133LD/V007	12/11/12	EA Led Variation issued
Variation determined EPR/RP3133LD/V006	17/12/12	Variation issued
Variation determined EPR/RP3133LD/V008	11/03/13	Environment Agency Initiated Variation, to incorporate Eel Regulations improvement condition.

Other Part A installation permits relating to this installation

Operator	Permit number	Date of issue
RWE npower plc	EPR/DP3432SW	30/03/07
RWE npower plc	EPR/BP3339BH	04/05/07

Other existing Licences/Permits/Registrations relating to this site

Holder	Reference Number	Date of issue
RWE npower plc	21/57/31/0040	30/03/07

End of introductory note

Notice of variation

Environmental Permitting (England and Wales) Regulations 2010

The Environment Agency in exercise of its powers under regulation 20 of the Environmental Permitting (England and Wales) Regulations 2010 varies

Permit number
EPR/RP3133LD

issued to:
RWE npower plc (“the operator”)

whose registered office is at

Windmill Hill Business Park
Whitehall Way
Swindon
Wiltshire
SN5 6PB

company registration number **3892782**

to operate a regulated facility at

Aberthaw Power Station
The Leys
Aberthaw
Near Barry
Vale of Glamorgan
CF62 4ZW

to the extent set out in the schedules.

The notice shall take effect from 11/03/2013

Name	Date
A.J. Nixon	11 March 2013

Authorised on behalf of the Environment Agency

Schedule 1 – conditions to be deleted

None

Schedule 2 – conditions to be amended

None

Schedule 3 – conditions to be added

The following condition is added following an Environment Agency initiated variation

Improvement condition IC34 is added to Table S1.3

Table S1.3 Improvement programme requirements

Reference	Requirement	Date
IC34	<p>The Operator shall undertake a review of the existing screening measures at the intakes and outfalls which provide and discharge water to and from the Installation. The review shall be undertaken with reference to the Eels (England and Wales) Regulations 2009 (SI 2009/3344) and the Environment Agency "Safe Passage of Eel" Regulatory Position Statement version 1 dated July 2012.</p> <p>The Operator shall submit details of the arrangement suitable to meet the requirements for the safe passage of eels [of the Eels (England and Wales) Regulations 2009 (SI 2009/3344)] by either:-</p> <ul style="list-style-type: none">• Providing a written proposal for the installation of an eel screen.• Providing a written proposal to the modification of existing screening arrangements.• Providing a written response with an explanation and description of how the existing screening arrangements can be regarded to meet the requirements for the safe passage of eels [of SI 2009/3344] either without change or with mitigation measures.• Providing a written response setting out a case for an exemption <p>In all cases, the proposal shall be submitted in writing for the approval of the Environment Agency. Where appropriate, each proposal shall contain an assessment of alternative options considered including impacts on other fish species and an explanation of why the proposed option has been chosen.</p> <p>Where installation of eel screen; modification of existing arrangements; or mitigation measures are proposed, the submission shall contain relevant timescales for installation in accordance with the Safe Passage of Eel Regulatory Position Statement version 1 dated July 2012.</p> <p>The proposals shall be implemented in accordance with the Environment Agency's written approval.</p>	30 September 2013