

# **Natural Resources Wales permitting decisions**

## **Bespoke permit**

We have decided to grant the permit for Tip Top Toilets Waste Transfer Station operated by Tip Top Toilets Limited.

The permit number is EPR/BB3098HH

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 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
Consultation		
Scope of consultation	<p>The consultation requirements were identified and implemented. The decision was taken in accordance with RGN 6 High Profile Sites, our Public Participation Statement and our Working Together Agreements.</p> <p>No responses were received.</p>	✓
Operator		
Control of the facility	<p>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.</p>	✓
European Directives		
Applicable directives	<p>All applicable European directives have been considered in the determination of the application.</p> <p>Further consideration was given under the Waste Framework Directive in regard to whether the washdown activity constitutes a waste treatment activity. As the welfare units will contain trace amounts of waste and the purpose of this activity is to clean the units rather than to treat the residual waste for any purpose, it has been assessed as not waste treatment. Nonetheless, relevant pollution prevention measures have been included in Table S1.2.</p> <p>Further consideration was also given to whether appropriate Recovery and/or Disposal codes to describe the operation have been included. As a result of the information provided by the operator, the site may store and bulk up waste for the purpose of disposal only.</p>	✓
Sustainable Management of Natural Resources (SMNR)		
Considerations of SMNR - Compliance with our General Purpose	<p>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</p>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
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>	✓
Site condition report	<p>The operator has provided a description of the condition of the site.</p> <p>We consider this description is satisfactory. The decision was taken in accordance with our guidance on site condition reports – guidance and templates (H5).</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 sites:</p> <ul style="list-style-type: none"><li>• BRYNCARNAU GRASSLANDS, LLWYDCOED (SSSI_ID 302)</li><li>• TIR MAWR A DDERI HIR, LLWYDCOED (SSSI_ID 4184)</li></ul> <p>has been carried out as part of the permitting process. We consider that the application will not affect the features of the sites</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>	✓
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 appropriate measures, as set out in the relevant technical guidance note for waste activities; 'How to comply with your environmental permit'.</p>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
The permit conditions		
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 activity</li><li>appropriate measures for acceptance, storage and processing have been included in the permit and identified by the operator</li><li>the appropriate measures are in place to prevent fugitive emissions.</li></ul> <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>delivered to the site in unmarked, sealed drums</li><li>hazardous waste</li></ul> <p>to ensure risk from the activity is contained and that measures used on site remain appropriate for the 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' and after full assessment of the risk controls used on site.</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>	✓
Operator Competence		
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</p>	✓

Aspect considered	Justification / Detail	Criteria met
		Yes
	taken in accordance with RGN 5 on Operator Competence.	
Technical competence	Technical competency is required for activities permitted.  The operator is a member of an agreed scheme.	✓
Relevant convictions	Our Enforcement Database has been checked to ensure that all relevant convictions have been declared. No relevant convictions were found.  The operator satisfies the criteria in RGN 5 on Operator Competence.	✓
Financial provision	There is no known reason to consider that the operator will not be financially able to comply with the permit conditions. The decision was taken in accordance with RGN 5 on Operator Competence.	✓