

Natural Resources Wales permitting decisions

Variation

We have decided to issue the variation for Dowlais Household Waste and Recycling Centre operated by Merthyr Tydfil County Borough Council.

The variation number is ZB3797TH/V003.

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 | 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. | ✓ |
| 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> | ✓ |
| Site condition report | <p>The operator has provided a description of the condition of the site.</p> <p>This provides a description that can be considered for the extended area of the site only.</p> | ✓ |

| Aspect considered | Justification / Detail | Criteria met |
|---|--|--------------|
| | | Yes |
| | <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> <p>20 03 03 Street cleaning residues have been removed at the request of the operator. We have assessed the potential for any land and/or groundwater pollution that could have been caused by the acceptance and storage of this waste type. The applicant has confirmed that this waste has never been accepted on the site and waste return records confirm this, therefore no further assessment required of this waste stream.</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> | ✓ |
| The permit conditions | | |
| 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.</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"> - the proposed wastes are suitable for the nature of the permitted activity - they are in line with the waste types given in the original 2005 permit or similar commercial and industrial wastes | ✓ |

| Aspect considered | Justification / Detail | Criteria met |
|-------------------------------|--|--------------|
| | | Yes |
| | <p>We have excluded the following wastes:</p> <ul style="list-style-type: none"> - consisting solely or mainly of powders or loose fibres - unmarked sealed drums <p>as these exclusions were in the existing permit and/or 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'.</p> | |
| Improvement conditions | <p>Based on the information on the application, we consider that we need to impose improvement conditions.</p> <p>We have imposed improvement conditions to ensure that:</p> <ul style="list-style-type: none"> - appropriate measures are in place to ensure that risk of fires are minimised and prevent fire. | ✓ |
| 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 taken in accordance with RGN 5 on Operator Competence.</p> | ✓ |