

Natural Resources Wales permitting decisions

Variation

We have decided to issue the variation for Pengam Partmart operated by Mr Ian Charles Jenkins.

The variation number is EPR/EP3295HF/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

- Key issues
- Annex 1 the decision checklist

Key issues of the decision

Fees

This variation moves the permitted activity from a tier 2 facility to a tier 3 and as a result of this the fee is based upon the OPRA profile for the site as a tier 3 activity.

A fee of £6664 was required based upon the OPRA profile, however the applicant was advised that a fee of £1910 was the appropriate fee for the site.

We received the application in September 2014 and due to the high volume of permitting applications in the Permitting Service the application has remained upon the work queue until June 2015.

It was therefore decided to waive the additional fee of £4754 due to the advice given to the applicant, the length of time the application has spent upon the

work queue and the level of work required to complete the variation which is disproportionate to the fee of £6664. As a result of the high volume of applications submitted to the Permitting Service at present, there is a need to issue permits effectively. The additional fee would have been counterproductive and not in the best interests of the applicant.

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
European Directives		
Applicable directives	All applicable European directives have been considered in the determination of the application.	✓
Environmental Risk Assessment and operating techniques		
Environmental risk	We have reviewed the operator's assessment of the environmental risk from the facility. The operator's risk assessment is satisfactory.	✓
Operating techniques	We have reviewed the techniques used by the operator and compared these with the relevant guidance notes. The proposed techniques/ emission levels for priorities for control are in line with the benchmark levels contained in the TGN and we consider them to represent appropriate techniques for the facility.	✓
The permit conditions		
Updating permit conditions during consolidation.	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). The operator has agreed that the new conditions are acceptable.	✓
Incorporating the application	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. These descriptions are specified in the Operating Techniques table in the permit.	✓