Industrial Regulation – East Anglia Area

Rookery Pit – ERF

Environment Agency Update

8 March 2018 – The Forest Centre – Marston Vale


Emma D’Avilar – Environment Agency - Compliance Officer – Cambridgeshire & Bedfordshire Installation Team

Version 4.1
08/03/2018
Population
East Anglia 4.4 million
England 53.9 million

1.83 million households

4 county councils
34 district/unitary councils
44 members of parliament
4 local enterprise partnerships

Serious Pollution Incidents

2015 60
2016 YTD 18

1623 EPR permits 1620
49 Poor performers 14
23 Persistent poor performers 2

30 28
2015/16 2016/17 YTD

Active High Risk Illegal Waste Sites

83 COMAH sites
Environment Agency - Overview

- Within the 15 Areas of England we are responsible for:-
  - Permitting and Regulating Industrial Installations
  - Permitting of the remediation of Contaminated Land
  - Water Quality and Resources
  - Fisheries
  - Inland River, Estuary and Harbour Navigation
  - Conservation and Ecology
  - Flood Protection from main rivers, reservoirs, estuaries and the sea.
  - Category 1 Responder in Emergency Response.
The Environment Agency plays a critical role in the deployment of low carbon infrastructure.
The Environment Agency is helping England adapt to the unavoidable impacts of climate change.
The Environment Agency is enforcing air, water and land quality improvement targets for industry.
Permit Determination Process

- Pre-Application Discussions
- Submit Application
- Duly Making
- Advertising and Consulting
- Evaluation
- Further Information
- Determination
- Draft Decision
- Consultation on Draft Decision
- Final Decision
EP Regs. Determination Timescales

APPLICATION RECEIVED

APPLICATION 'DULY MADE'

APPLICATION TO PUBLIC CONSULTEES

>30 ‘Working Days’

RECEIVE RESPONSES

~ 4 Months from ‘Duly Made Date’

AGENCY DETERMINATION

20 ‘Working Days’

ISSUE DRAFT PERMIT FOR CONSULTATION

REVIEW DRAFT RESPONSE

15 ‘Working Days’

FINALISE DETERMINATION

Penfold Excluded

INCLUDES PUBLIC PARTICIPATION DIRECTIVE
Final Determination

We have taken into account:-

- Relevant environmental regulatory requirements and technical standards;

- Information on local population and sensitive sites and the impact of noise and odour from traffic on site.

We were unable to take account of anything outside the remit of the our statutory duty e.g. the proposed location of the site, which is done by the local authority via land use planning, and the impact of noise and odour from traffic travelling to and from the site.

- We are satisfied that the plant will be designed, built, operated and maintained to meet legal environmental standards (to meet the Industrial Emissions Directive) and to meet the conditions of their environmental permit.
Prior to the commencement of commissioning, the Operator shall provide a written commissioning plan, including timelines for completion, for approval by the Environment Agency and obtain the Environment Agency’s written approval to it. The commissioning plan shall include the expected emissions to the environment during the different stages of commissioning, the expected durations of commissioning activities and the actions to be taken to protect the environment and report to the Environment Agency in the event that actual emissions exceed expected emissions. Commissioning shall be carried out in accordance with the commissioning plan as approved.
Commissioning & Enforcement

- Permit compliance will commence at the beginning of commissioning following the production of a commissioning programme as part of a pre-operational condition.

- Announced and unannounced inspections will occur throughout commissioning.

- Assessment of non-compliances and any enforcement response will be explained at the Panel which we will continue to regularly attend.
Our Role will be to:-

- To check permit conditions are being met;
- To audit the results of monitoring submitted by the operator;
- To respond to incidents and complaints;
- To carry out investigations;
- To provide advice and guidance;
- To check progress against an agreed improvement programme or action plan.
Compliance & Enforcement

- Compliance Assessment – Using our Common Classification Scheme (CCS).

  - Operator Performance Benchmarking
  - Enforcement Moderation
INDUSTRY REGULATION USEFUL LINKS

- **EPR**
  https://www.gov.uk/topic/environmental-management/environmental-permits

- **Best Available Techniques (BAT)**
  https://www.gov.uk/guidance/best-available-techniques-environmental-permits

- **Rookery Pit - Decision Document and Final Permit**