



CHARNWOOD BOROUGH COUNCIL

POLLUTION PREVENTION AND CONTROL ACT 1999

**ENVIRONMENTAL PERMITTING (ENGLAND AND WALES)
REGULATIONS 2016**

PERMIT REF. NO. 153

Charnwood Borough Council hereby permits, under regulation 13 of the of the Environmental Permitting (England and Wales) Regulations 2016

WESTMORELAND INVESTMENTS LTD ('the operator')

Registered office:

**1 WESTMORELAND AVENUE, THURMASTON,
LEICESTERSHIRE, LE4 8PH**

Registration Number: **00934908**

To operate mobile crushing plant in England and Wales, subject to the conditions outlined in this document.

The conditions contained herein shall apply from the date of the Permit unless otherwise stated

Name	Date
Beverley Green	12 July 2017

Authorised on behalf of Charnwood Borough Council

Issued by:

Regulatory Services, Environmental Protection Southfields, Southfields Road,
Loughborough, Leicestershire LE11 2TX

Introductory note

This introductory note does not form a part of the permit

The following Permit is issued under Regulation 13 of the Environmental Permitting (England and Wales) Regulations 2016 (SI 2016/1154), as amended, (“the EP Regulations”) to operate an installation carrying out one or more of the activities listed in Part 2 of Schedule 1 of the EP Regulations, to the extent authorised by the Permit:

Section 3.5, Part B

"Any activity of crushing, grinding and other size reduction of bricks, tiles, concrete or other mineral products by machinery designed for that purpose"

Status Log

Detail	Date	Comment
Duly made application	10 July 2017	Notification sent
Permit Determined	12 July 2017	

Origins of the conditions contained in the permit

The Secretary of State has issued various guidance notes to local authorities to assist with determining those conditions which represent ‘best available technique’ in the different circumstances which apply to each installation. The conditions within this permit have been derived from the following guidance note;

PG 3/16 (12) Statutory Guidance for Mobile Crushing & Screening

Activity Description

The crushing, grinding and other size reduction, conveying and loading of material using the mobile plant listed in Appendix 1/153. The plant can undertake the crushing and size reduction of bricks, concrete and stone produced as a result of quarry blasting and demolition operations nationally.

Principle Emissions

The principle emissions that warrant control are those consisting of particulate matter.

The following parts of the process may give rise to particulate matter in the form of dust:

- Crushing and grinding
- Loading and unloading
- On-site transfer of dusty materials.
- Stockpiles
- Roadways, including haulage roads.

End of Introductory Note.

The above named company is permitted to operate the mobile plant detailed above subject to compliance with the following conditions:

Permit Conditions

Asbestos

1. Asbestos shall not be crushed or screened.

Notifications

2. The operator shall, before the mobile plant is operated, notify the regulator of the site where the mobile plant is to be operated, and the Environmental Protection Team of Charnwood Borough Council:
 - a. where and when the mobile plant is expected to start operating, and
 - b. the serial number of the mobile plant involved.
3. The operator shall submit to Charnwood Borough Council any changes to the list of permitted plant listed in Appendix 1/153. The plant new to the list shall not be used until Charnwood Borough Council has approved the alteration to the list of permitted plant.

Emissions and monitoring

4. No visible particulate matter shall be emitted beyond the site boundary from the operation of the mobile crushing plant.
5. The emission requirements and methods and frequency of monitoring set out in Table 1 shall be complied with.

Table 1 – Emission limits, monitoring and related provisions

Substance	Source	Emission Limit/provisions	Type of monitoring	Monitoring frequency
Particulate matter	Whole process	Avoidance of visible emissions crossing the site boundary	Recorded operator observations	On start up and on at least two more occasions each day.
smoke	Engines	No visible smoke during normal operation	Recorded operator observations	On start up and on at least two more occasions each day.

6. All plant and equipment capable of causing, or preventing emissions shall be maintained in accordance with the manufacturer's instructions. Records shall be kept of such maintenance.

Aggregates delivery and storage

7. Stockpiles of dusty materials (including dusty wastes) and products shall be subject to suppression and management techniques to minimise dust emissions. A mobile dust suppression unit will be used on the feed stockpile prior to processing.

Crushers and screening units

8. The crusher shall be fitted with a water suppression system over the crusher feed and conveyor discharge.
9. Where the use of water as a method of dust suppression is necessary in order to meet the emission limits, it shall be used. In such circumstances, if water of the required pressure is not available for use on the suppression system, then the process shall not operate.
10. Deposits of dust on external parts of the plant shall be cleaned off at the end of each working day in order to minimise the potential for wind entrainment.
11. Processed materials likely to generate dust shall be conditioned with water prior to internal transfer.

Belt Conveying

12. All dusty materials, including wastes shall be conveyed with adequate protection from wind whipping. All transfer points shall be fitted with dust suppression including enclosures and chutes.

Loading, unloading and transport

13. No potentially dusty materials (including wastes) or finished products shall arrive on or leave the site other than by covered trucks.

Roadways and transportation

14. All areas where there is regular movement of vehicles shall have a consolidated surface capable of being cleaned and these surfaces shall be kept clean and in good repair, or shall be kept wet. Quarry haul roads are excluded from this provision.
15. Vehicles shall not tack material from the site onto the highway.

Records and training

16. Written or computer records of all tests and monitoring shall be kept by the operator for at least 24 months. They and a copy of all manufacturers' instructions for the crusher shall be made available for examination by the Council. Records shall be kept of operator inspections, including those for visible emissions.

17. Staff at all levels shall receive the necessary training and instruction to enable them to comply with the conditions of this permit. Records shall be kept of relevant training undertaken.

Best available techniques

18. The best available techniques shall be used to prevent or, where that is not practicable, reduce emissions from the mobile plant in relation to any aspect of the operation of the mobile plant which is not regulated by any other condition of this permit.
19. If the operator proposes to make a change in the operation of the mobile plant, he must, at least 14 days before making the change, notify Charnwood Borough Council in writing. The notification must contain a description of the proposed change in operation. It is not necessary to make such a notification if an application to vary this permit has been made and the application contains a description of the proposed change. In this condition 'change of operation' means a change in the nature or functioning, or an extension, of the mobile plant, which may have consequences for the environment

Directly Associated Waste Activity

Where the mobile plant incorporates directly associated waste activity listed in Part 1 of Schedule 3 to the Environmental Permitting Regulations 2010:

20. Fugitive emissions of substances (excluding odour, noise and vibration) from the storage of crushed material shall not cause pollution.
21. All liquids, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has used other appropriate measures to prevent, or where that is not practicable, to minimise leakage and spillage from the primary container.
22. Emissions from the waste operations shall be free from noise and vibration at levels likely to cause pollution outside the site, as perceived by an authorised officer of the local authority, unless the operator has used appropriate measures, to prevent or where that is not practicable, to minimise, the noise and vibration.

End of Conditions

Appendix 1/153

Plant Serial Number	Details
400201 ECXR	Terex Pegson Jaw Crusher
	Mobile Dust Suppression Unit

Explanatory Notes

These notes do not comprise part of the permit but contain guidance relevant to it.

Inspections

Regular inspections will be made by officers of Charnwood Borough Council (without prior notice), in order to check and ensure full compliance with this permit.

BAT (Best Available Techniques)

The Permit includes conditions that have to be complied with. It should be noted that aspects of the operation of the installation which are not regulated by conditions of the Permit are subject to the implied condition that the Operator shall use the best available techniques for preventing or, where that is not practicable, reducing emissions from the installation. Techniques include both the technology used and the way in which the installation is designed, built, maintained, operated and decommissioned.

Change in Operation of the Installation

If you, the operator proposes to make a change in operation of the installation you must at least 14 days before making the change, notify Charnwood Borough Council in writing. The notification must contain a description of the proposed change in operation. It is not necessary to make such a notification if an application to vary this permit has been made and the application contains a description of the proposed change. A 'change in operation' means a change in the nature or functioning, or an extension, of the installation, which may have consequences for the environment.

Health and Safety at Work and Other Statutory Requirements

The responsibility you have under legislation for Health, Safety and Welfare in the workplace remains in force. In addition, the Permit does not relieve you of your obligations to obtain planning permission, hazardous substances consent, discharge consent from the Environment Agency, Building Regulations approval, or some Waste Disposal Licences.

Submission of Information

Note that the Permit requires the submission of certain information to the Local Authority (LA). In addition, the LA has the power to seek further information at any time under the EP Regulations provided that it acts reasonably.

Public Registers

Considerable information relating to Permits including the Application is available on public registers in accordance with the EP Regulations. Certain information may be withheld from public registers where it is commercially confidential or contrary to national security. The onus is on the Operator to provide a clear justification for each item to be kept from the register. Applications for information to be excluded from the Public Register on grounds of National Security should be made to the Secretary of State.

Variations to the Permit

This Permit may be varied in the future (by the LA serving a Variation Notice on the Operator). If the Operator itself wants any of the Conditions of the Permit to be changed, it must submit a formal Application. The Status Log within the Introduction will include summary details of this Permit, variations issued up to that point in time and state whether a consolidated version of the Permit has been issued.

Surrender of the Permit

Where the Operator intends to cease the operation of an installation (in whole or in part) The LA should be informed in writing, such notification must include the information specified in the EP Regulations.

Transfer of the Permit or part of the Permit

Before the Permit can be wholly or partially transferred to another person, an Application to transfer the Permit has to be made jointly by the existing and proposed holders. A transfer will be allowed unless

the LA considers that the proposed holder will not be the person who will have control over the operation of the installation or will not comply with the conditions of the transferred Permit.

Annual Subsistence Fee

Under the EP Regulations the holder of a permit is required to pay a fee for the subsistence of the permit. This fee is payable annually on 1st April. You are advised that under the provisions of the EP Regulations, if you fail to pay the fee due promptly, Charnwood Borough Council may revoke the permit. You will be contacted separately each year in respect to this payment.

Talking to us

Please quote the Permit Number if you contact Charnwood Borough Council about this Permit. To contact Charnwood Borough Council please use the telephone number 01509 634636 or any other number notified in writing to the Operator by Charnwood Borough Council for that purpose.

Right To Appeal

Anyone who is aggrieved by the conditions attached to a Permit can appeal to the Secretary of State. Appeals must be sent within 6 months from the date of the permit (normally the date on the bottom of the permit).

Appeals should be addressed as follows:-

The Planning Inspectorate
Environmental Appeals Administration
Room 4/19 Eagle Wing
Temple Quay House
2 The Square
Temple Quay
Bristol BS1 6PN

An appeal will not suspend the effect of the conditions appealed against; the conditions must still be complied with.

There are no forms or charges for appealing. However for an appeal to be valid, appellants are legally required to provide information detailed below:

- i. A statement of the grounds of appeal
- ii. A copy of any relevant permit
- iii. A copy of any relevant correspondence between the appellant and the regulator
- iv. A statement indicating whether the appellant wishes the appeal to be in the form of a hearing or dealt with by way of written representations.

At the same time, the notice of appeal and documents (i) and (iv) must be sent to the Council.

In determining an appeal against one or more conditions, the Regulations allow the Inspector or Secretary of State to affirm or quash conditions or to add new conditions

You will be liable for prosecution if you fail to comply with the conditions of this permit. If found guilty, the maximum penalty for each offence if prosecuted in a magistrates Court is an unlimited fine and/or 12 months imprisonment. In a Crown Court it is an unlimited fine and/or a 5 years imprisonment.

Our enforcement of your permit will be in accordance with the Regulator's Compliance Code.