

Notice of variation and consolidation with introductory note

The Environmental Permitting (England & Wales) Regulations 2010

Metro Metals (Burnley) Limited

Metro Metals (Burnley) Limited
Widow Hill Court
Widow Hill Road
Burnley
Lancashire
BB10 2TJ

Variation application number
EPR/QP3297CS/V002

Permit number
EPR/QP3297CS

Metro Metals (Burnley) Limited

Permit number EPR/QP3297CS

Introductory note

This introductory note does not form a part of the notice.

Under the Environmental Permitting (England & Wales) Regulations 2010 (schedule 5, part 1, paragraph 19) a variation may comprise a consolidated permit reflecting the variations and a notice specifying the variations included in that consolidated permit.

Schedule 1 of the notice specifies the conditions that have been varied and schedule 2 comprises a consolidated permit which reflects the variations being made.

This is an Environment Agency initiated variation to consolidate the permit to modern conditions. This work has been completed under the Metals Recycling Sector (MRS) Permit review. We have a duty to review permits periodically under Regulation 34 of the Environmental Permitting Regulations 2010 (as amended). This work has been undertaken to ensure that all MRS permits reflect modern standards and that permits are enforceable and reduce risk of environmental harm.

The status log of a permit sets out the permitting history, including any changes to the permit reference number.

Status log of the permit		
Description	Date	Comments
Waste Management Licence granted to Metro Metals (Burnley) Limited (EAWML 54439)	07/10/05	Metal recycling site and End of Life Vehicle (ELV) dismantler
Environment Agency initiated variation and consolidation EPR/QP3297CS/V002 (formerly EAWML 54439)	Date approved 11/02/14	Environment Agency initiated variation to consolidate the permit to modern conditions
Variation determined EPR/QP3297CS	21/03/14	Varied and consolidated permit issued in modern condition format

End of introductory note

Notice of variation and consolidation

The Environmental Permitting (England and Wales) Regulations 2010

The Environment Agency in exercise of its powers under regulation 20 of the Environmental Permitting (England and Wales) Regulations 2010 varies and consolidates

permit number
EPR/QP3297CS

issued to
Metro Metals (Burnley) Limited (“the operator”)

whose registered office is

Widow Hill Court
Heasandford Ind Estate
Burnley
Lancashire
BB10 2TJ

company registration number **01905643**

to operate a regulated facility at

Metro Metals (Burnley) Limited
Widow Hill Court
Widow Hill Road
Burnley
Lancashire
BB10 2TJ

to the extent set out in the schedules.

The notice shall take effect from 21/03/2014

Name	Date
Richard Collett	21/03/2014

Authorised on behalf of the Environment Agency

Schedule 1

All conditions and schedules have been varied by the consolidated permit as a result of an Environment Agency initiated variation.

Schedule 2 – consolidated permit

Consolidated permit issued as a separate document.

Permit

The Environmental Permitting (England and Wales) Regulations 2010

Permit number

EPR/QP3297CS

This is the consolidated permit referred to in the variation and consolidation notice for application EPR/QP3297CS/V002 authorising,

Metro Metals (Burnley) Limited ("the operator"),

whose registered office is

**Widow Hill Court
Heasandford Ind Estate
Burnley
Lancashire
BB10 2TJ**

company registration number **01905643**

to operate waste operations at

**Metro Metals (Burnley) Limited
Widow Hill Court
Widow Hill Road
Burnley
Lancashire
BB10 2TJ**

to the extent authorised by and subject to the conditions of this permit.

Name	Date
Richard Collett	21/03/2014

Authorised on behalf of the Environment Agency

Conditions

1 Management

1.1 General management

- 1.1.1 The operator shall manage and operate the activities:
- (a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints; and
 - (b) using sufficient competent persons and resources.
- 1.1.2 Records demonstrating compliance with condition 1.1.1 shall be maintained.
- 1.1.3 Any person having duties that are or may be affected by the matters set out in this permit shall have convenient access to a copy of it kept at or near the place where those duties are carried out.
- 1.1.4 The operator shall comply with the requirements of an approved competence scheme.

1.2 Avoidance, recovery and disposal of wastes produced by the activities

- 1.2.1 The operator shall take appropriate measures to ensure that:
- (a) the waste hierarchy referred to in Article 4 of the Waste Framework Directive is applied to the generation of waste by the activities; and
 - (b) any waste generated by the activities is treated in accordance with the waste hierarchy referred to in Article 4 of the Waste Framework Directive; and
 - (c) where disposal is necessary, this is undertaken in a manner which minimises its impact on the environment.
- 1.2.2 The operator shall review and record at least every four years whether changes to those measures should be made and take any further appropriate measures identified by a review.

2 Operations

2.1 Permitted activities

- 2.1.1 The operator is only authorised to carry out the activities specified in schedule 1 table S1.1 (the “activities”).

2.2 The site

- 2.2.1 The activities shall not extend beyond the site, being the land shown edged in green on the site plan at schedule 7 to this permit.

2.3 Operating techniques

- 2.3.1 (a) The activities shall, subject to the conditions of this permit, be operated using the techniques and in the manner described in the documentation specified in schedule 1, table S1.2, unless otherwise agreed in writing by the Environment Agency.
- (b) If notified by the Environment Agency that the activities are giving rise to pollution, the operator shall submit to the Environment Agency for approval within the period specified, a revision of any plan or other documentation ("plan") specified in schedule 1, table S1.2 or otherwise required under this permit which identifies and minimises the risks of pollution relevant to that plan and shall implement the approved revised plan in place of the original from the date of approval, unless otherwise agreed in writing by the Environment Agency.
- 2.3.2 Waste shall only be accepted if:
- (a) it is of a type and quantity listed in schedule 2 tables S2.1 or S2.2; and
- (b) it conforms to the description in the documentation supplied by the producer and holder.

2.4 Technical requirements

Vehicle depollution and dismantling

- 2.4.1 The storage (including temporary storage) and treatment of waste motor vehicles shall meet the requirements of article 6(1) of the End-of-Life Vehicles Directive.

Hazardous waste storage and treatment

- 2.4.2 Hazardous waste shall not be mixed, either with a different category of hazardous waste or with other waste, substances or materials, unless it is authorised by schedule 1 table S1.1 and appropriate measures are taken.

3 Emissions and monitoring

3.1 Emissions of substances not controlled by emission limits

- 3.1.1 Emissions of substances not controlled by emission limits (excluding odour) shall not cause pollution. The operator shall not be taken to have breached this condition if appropriate measures, including, but not limited to, those specified in any approved emissions management plan, have been taken to prevent or where that is not practicable, to minimise, those emissions.
- 3.1.2 The operator shall:
- (a) if notified by the Environment Agency that the activities are giving rise to pollution, submit to the Environment Agency for approval within the period specified, an emissions management plan which identifies and minimises the risks of pollution from emissions of substances not controlled by emission limits;
- (b) implement the approved emissions management plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.

- 3.1.3 All liquids in containers, 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.

3.2 Odour

- 3.2.1 Emissions from the activities shall be free from odour at levels likely to cause pollution outside the site, as perceived by an authorised officer of the Environment Agency, unless the operator has used appropriate measures, including, but not limited to, those specified in any approved odour management plan, to prevent or where that is not practicable to minimise the odour.
- 3.2.2 The operator shall:
- (a) if notified by the Environment Agency that the activities are giving rise to pollution outside the site due to odour, submit to the Environment Agency for approval within the period specified, an odour management plan which identifies and minimises the risks of pollution from odour;
 - (b) implement the approved odour management plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.

3.3 Noise and vibration

- 3.3.1 Emissions from the activities shall be free from noise and vibration at levels likely to cause pollution outside the site, as perceived by an authorised officer of the Environment Agency, unless the operator has used appropriate measures, including, but not limited to, those specified in any approved noise and vibration management plan to prevent or where that is not practicable to minimise the noise and vibration.
- 3.3.2 The operator shall:
- (a) if notified by the Environment Agency that the activities are giving rise to pollution outside the site due to noise and vibration, submit to the Environment Agency for approval within the period specified, a noise and vibration management plan which identifies and minimises the risks of pollution from noise and vibration;
 - (b) implement the approved noise and vibration management plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.

4 Information

4.1 Records

- 4.1.1 All records required to be made by this permit shall:
- (a) be legible;
 - (b) be made as soon as reasonably practicable;
 - (c) if amended, be amended in such a way that the original and any subsequent amendments remain legible, or are capable of retrieval; and
 - (d) be retained, unless otherwise agreed in writing by the Environment Agency, for at least 6 years from the date when the records were made, or in the case of the following records until permit surrender:
 - (i) off-site environmental effects; and
 - (ii) matters which affect the condition of the land and groundwater.

- 4.1.2 The operator shall keep on site all records, plans and the management system required to be maintained by this permit, unless otherwise agreed in writing by the Environment Agency.

4.2 Reporting

- 4.2.1 The operator shall send all reports and notifications required by the permit to the Environment Agency using the contact details supplied in writing by the Environment Agency.
- 4.2.2 Within one month of the end of each year, the operator shall submit to the Environment Agency using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous year.

4.3 Notifications

- 4.3.1 The Environment Agency shall be notified without delay following the detection of:
- (a) any malfunction, breakdown or failure of equipment or techniques, accident, or emission of a substance not controlled by an emission limit which has caused, is causing or may cause significant pollution;
 - (b) the breach of a limit specified in the permit; or
 - (c) any significant adverse environmental effects.
- 4.3.2 Any information provided under condition 4.3.1 shall be confirmed by sending the information listed in schedule 5 to this permit within the time period specified in that schedule.
- 4.3.3 Where the Environment Agency has requested in writing that it shall be notified when the operator is to undertake monitoring and/or spot sampling, the operator shall inform the Environment Agency when the relevant monitoring and/or spot sampling is to take place. The operator shall provide this information to the Environment Agency at least 14 days before the date the monitoring is to be undertaken.
- 4.3.4 The Environment Agency shall be notified within 14 days of the occurrence of the following matters, except where such disclosure is prohibited by Stock Exchange rules:
- Where the operator is a registered company:
- (a) any change in the operator's trading name, registered name or registered office address; and
 - (b) any steps taken with a view to the operator going into administration, entering into a company voluntary arrangement or being wound up.
- Where the operator is a corporate body other than a registered company:
- (a) any change in the operator's name or address; and
 - (b) any steps taken with a view to the dissolution of the operator.
- In any other case:
- (a) the death of any of the named operators (where the operator consists of more than one named individual);
 - (b) any change in the operator's name(s) or address(es); and

- (c) any steps taken with a view to the operator, or any one of them, going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case of them being in a partnership, dissolving the partnership.

4.3.5 Where the operator proposes to make a change in the nature or functioning, or an extension of the activities, which may have consequences for the environment and the change is not otherwise the subject of an application for approval under the Regulations or this permit:

- (a) the Environment Agency shall be notified at least 14 days before making the change; and
- (b) the notification shall contain a description of the proposed change in operation.

4.4 Interpretation

4.4.1 In this permit the expressions listed in schedule 6 shall have the meaning given in that schedule.

4.4.2 In this permit references to reports and notifications mean written reports and notifications, except where reference is made to notification being made "without delay", in which case it may be provided by telephone.

Schedule 1 - Operations

Table S1.1 activities		
Activity Reference	Description of activities for waste operations	Limits of activities
A1 Vehicle storage, depollution and dismantling (authorised treatment) facility	R13: Storage of wastes pending any of the operations numbered R1 to R12 (excluding temporary storage, pending collection, on the site where it is produced)	<p>Treatment operations shall be limited to:</p> <p>Treatment consisting only of depollution of waste motor vehicles and sorting, separation, grading, baling, shearing, compacting, crushing or cutting of waste into different components for recovery of wastes.</p> <p>Treatment in shredders of waste on site for recovery (no more than 75 tonnes per day).</p>
	R4: Recycling/ reclamation of metals and metal compounds	There shall be no treatment of lead acid batteries, other than sorting and separating from other wastes.
	R5: Recycling/ reclamation of other inorganic materials	<p>Except for waste motor vehicles, the maximum quantity of hazardous waste and waste oils (in aggregate) that can be stored at the site shall not exceed 50 tonnes at any one time.</p> <p>Wastes shall be stored for no longer than 3 years prior to recovery.</p> <p>No more than 25 tonnes of intact waste vehicle tyres (waste code 16 01 03) shall be stored at the site.</p> <p>Buildings, covered areas or containers shall meet the following requirements:</p> <ul style="list-style-type: none"> buildings, covered areas, or containers shall be designed, constructed and maintained to prevent ingress of rain and surface water; rain and uncontaminated surface water shall be kept separate from contaminated water and other liquids; containers containing waste (excluding uncontaminated metal waste) shall be stored on an impermeable surface with sealed drainage system. <p>All wastes shall be treated on an impermeable surface with sealed drainage system.</p> <p>Uncontaminated plastic, glass and ferrous and non- ferrous metal wastes (including depolluted waste motor vehicles) arising from the treatment of end-of-life vehicles shall be stored on hard standing or an impermeable surface with sealed drainage system. All other wastes shall be stored on an impermeable surface with sealed drainage system.</p> <p>Lead acid batteries shall be stored in containers with an impermeable, acid resistant base and in a manner that prevents ingress of water.</p>
		Waste types as specified in Table S2.1

Table S1.1 activities

Activity Reference	Description of activities for waste operations	Limits of activities and waste types
A2 Metal Recycling	<p>R13: Storage of wastes pending any of the operations numbered R1 to R12 (excluding temporary storage, pending collection, on the site where it is produced)</p> <p>R4: Recycling/ reclamation of metals and metal compounds</p>	<p>Treatment operations shall be limited to:</p> <p>Treatment consisting only of manual sorting, separation, grading, shearing, shredding, bailing, compaction, crushing, granulation or cutting of non hazardous waste into different components for recovery.</p> <p>Treatment in shredders of waste on site for recovery (no more than 75 tonnes per day).</p> <p>Wastes shall be stored for no longer than 3 years prior to recovery.</p> <p>Buildings, covered areas or containers shall meet the following requirements:</p> <ul style="list-style-type: none"> • buildings, covered areas, or containers shall be designed, constructed and maintained to prevent ingress of rain and surface water; • rain and uncontaminated surface water shall be kept separate from contaminated water and other liquids; • containers containing waste (excluding uncontaminated metal waste) shall be stored on an impermeable surface with sealed drainage system. <p>Uncontaminated ferrous metal wastes or alloys and uncontaminated non-ferrous metal wastes shall be stored on hard standing or an impermeable surface. All other wastes shall be stored on an impermeable surface with sealed drainage system.</p> <p>All wastes shall be treated on an impermeable surface with sealed drainage system.</p> <p>Waste types as specified in Table S2.2</p>

Table S1.2 Operating techniques

Description	Parts	Date Received
How to comply with your Environmental Permit	Document 433_11	n/a

Schedule 2 - Waste types

Table S2.1 Permitted waste types and quantities for Vehicle storage, depollution and dismantling (authorised treatment) facility

Maximum Quantities

The total quantity of waste accepted at the site for vehicle storage, depollution and dismantling shall not exceed 22,100 tonnes per year.

Exclusions

Wastes having any of the following characteristics shall not be accepted:

- Pyrophoric wastes

Waste code	Description
16	WASTES NOT OTHERWISE SPECIFIED IN THE LIST
16 01	end-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling of end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)
16 01 04*	end-of-life vehicles
16 01 06	end-of life vehicles (containing neither liquids nor other hazardous components)
16 01 22	components not otherwise specified consisting only of spent catalytic converters
16 06	batteries and accumulators
16 06 01*	lead batteries

Table S2.2 Permitted waste types and quantities for Metal Recycling

Maximum Quantities

The total quantity of waste accepted at the site for metal recycling shall not exceed 51,900 tonnes per year.

Exclusions

Wastes having any of the following characteristics shall not be accepted:

- Wastes that are in a form which is either sludge or liquid
- Pyrophoric wastes

Waste Code	Description
12	WASTES FROM SHAPING AND PHYSICAL AND MECHANICAL SURFACE TREATMENT OF METALS AND PLASTICS
12 01	wastes from shaping and physical and mechanical surface treatment of metals and plastics
12 01 01	ferrous metal filings and turnings
12 01 02	ferrous metal dust and particles
12 01 03	non-ferrous metal filings and turnings
12 01 04	non-ferrous metal dust and particles
15	WASTE PACKAGING; ABSORBENTS, WIPING CLOTHS, FILTER MATERIALS AND PROTECTIVE CLOTHING NOT OTHERWISE SPECIFIED
15 01	packaging (including separately collected municipal packaging waste)
15 01 04	metallic packaging consisting of metal banding only
16	WASTES NOT OTHERWISE SPECIFIED IN THE LIST
16 01	end-of-life vehicles from different means of transport (including off-road machinery) and waste from dismantling of end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)
16 01 16	tanks for liquefied gas
16 01 17	ferrous metal
16 01 18	non-ferrous metal

Table S2.2 Permitted waste types and quantities for Metal Recycling**Maximum Quantities**

The total quantity of waste accepted at the site for metal recycling shall not exceed 51,900 tonnes per year.

Exclusions

Wastes having any of the following characteristics shall not be accepted:

- Wastes that are in a form which is either sludge or liquid
- Pyrophoric wastes

Waste Code	Description
16 08	spent catalysts
16 08 01	spent catalysts containing gold, silver, rhenium, rhodium, palladium, iridium or platinum (except 16 08 07)
17	CONSTRUCTION AND DEMOLITION WASTES (INCLUDING EXCAVATED SOIL FROM CONTAMINATED SITES)
17 04	metals (including their alloys)
17 04 01	copper, bronze, brass
17 04 02	aluminium
17 04 03	lead
17 04 04	zinc
17 04 05	iron and steel
17 04 06	tin
17 04 07	mixed metals
17 04 11	cables other than those mentioned in 17 04 10
19	WASTES FROM WASTE MANAGEMENT FACILITIES, OFF-SITE WASTE WATER TREATMENT PLANTS AND THE PREPARATION OF WATER INTENDED FOR HUMAN CONSUMPTION AND WATER FOR INDUSTRIAL USE
19 10	wastes from shredding of metal-containing wastes
19 10 01	iron and steel waste
19 10 02	non-ferrous wastes
19 12	wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified
19 12 02	ferrous metal
19 12 03	non-ferrous metal
20	MUNICIPAL WASTES (HOUSEHOLD WASTE AND SIMILAR COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL WASTES) INCLUDING SEPARATELY COLLECTED FRACTIONS
20 01	separately collected fractions (except 15 01)
20 01 40	metals

Schedule 3 – Emissions and monitoring

There are no emission limits or associated monitoring requirements.

Schedule 4 - Reporting

There is no reporting under this schedule.

Schedule 5 - Notification

These pages outline the information that the operator must provide.

Units of measurement used in information supplied under Part A and B requirements shall be appropriate to the circumstances of the emission. Where appropriate, a comparison should be made of actual emissions and authorised emission limits.

If any information is considered commercially confidential, it should be separated from non-confidential information, supplied on a separate sheet and accompanied by an application for commercial confidentiality under the provisions of the EP Regulations.

Part A

Permit Number	
Name of operator	
Location of Facility	
Time and date of the detection	

(a) Notification requirements for any malfunction, breakdown or failure of equipment or techniques, accident, or emission of a substance not controlled by an emission limit which has caused, is causing or may cause significant pollution

To be notified within 24 hours of detection

Date and time of the event	
Reference or description of the location of the event	
Description of where any release into the environment took place	
Substances(s) potentially released	
Best estimate of the quantity or rate of release of substances	
Measures taken, or intended to be taken, to stop any emission	
Description of the failure or accident.	

(b) Notification requirements for the breach of a limit

To be notified within 24 hours of detection unless otherwise specified below

Emission point reference/ source	
Parameter(s)	
Limit	
Measured value and uncertainty	
Date and time of monitoring	
Measures taken, or intended to be taken, to stop the emission	

Time periods for notification following detection of a breach of a limit

Parameter	Notification period

(c) Notification requirements for the detection of any significant adverse environmental effect	
To be notified within 24 hours of detection	
Description of where the effect on the environment was detected	
Substances(s) detected	
Concentrations of substances detected	
Date of monitoring/sampling	

Part B - to be submitted as soon as practicable

Any more accurate information on the matters for notification under Part A.	
Measures taken, or intended to be taken, to prevent a recurrence of the incident	
Measures taken, or intended to be taken, to rectify, limit or prevent any pollution of the environment which has been or may be caused by the emission	
The dates of any unauthorised emissions from the facility in the preceding 24 months.	

Name*	
Post	
Signature	
Date	

* authorised to sign on behalf of the operator

Schedule 6 - Interpretation

"accident" means an accident that may result in pollution.

"Annex I" means Annex I to Directive 2008/98/EC of the European Parliament and of the Council on waste.

"Annex II" means Annex II to Directive 2008/98/EC of the European Parliament and of the Council on waste.

"application" means the application for this permit, together with any additional information supplied by the operator as part of the application and any response to a notice served under Schedule 5 to the EP Regulations.

"authorised officer" means any person authorised by the Environment Agency under section 108(1) of The Environment Act 1995 to exercise, in accordance with the terms of any such authorisation, any power specified in section 108(4) of that Act.

"building" means a construction that has the objective of providing sheltering cover and minimising emissions of noise, particulate matter, odour and litter.

"D" means a disposal operation provided for in Annex I to Directive 2008/98/EC of the European Parliament and of the Council on waste.

"End-of-Life Vehicles Directive" means Directive 2000/53/EC of the European Parliament and Council of 18 September 2000 on end-of-life vehicles.

"emissions to land" includes emissions to groundwater.

"EP Regulations" means The Environmental Permitting (England and Wales) Regulations SI 2010 No.675 and words and expressions used in this permit which are also used in the Regulations have the same meanings as in those Regulations.

"emissions of substances not controlled by emission limits" means emissions of substances to air, water or land from the activities, either from the emission points specified in schedule 3 or from other localised or diffuse sources, which are not controlled by an emission or background concentration limit.

"groundwater" means all water, which is below the surface of the ground in the saturation zone and in direct contact with the ground or subsoil.

"hardstanding" is a compacted solid surface capable of withstanding the operation and the loading / unloading of wastes but which is not necessarily impermeable.

"hazardous waste" has the meaning given in the Hazardous Waste (England and Wales) Regulations 2005 No.894, the Hazardous Waste (Wales) Regulations 2005 No. 1806 (W.138), the List of Wastes (England) Regulations 2005 No.895 and the List of Wastes (Wales) Regulations 2005 No. 1820 (W.148).

"impermeable surface" means a surface or pavement constructed and maintained to a standard sufficient to prevent the transmission of liquids beyond the pavement surface, and should be read in conjunction with the term "sealed drainage system" (below).

"R" means a recovery operation provided for in Annex II to Directive 2008/98/EC of the European Parliament and of the Council on waste.

"sealed drainage system" is a drainage system with impermeable components which does not leak and which will ensure that no liquids will run off a surfaced area other than via the system. Except where they are lawfully discharged, all liquids entering the system should be collected in a sealed sump.

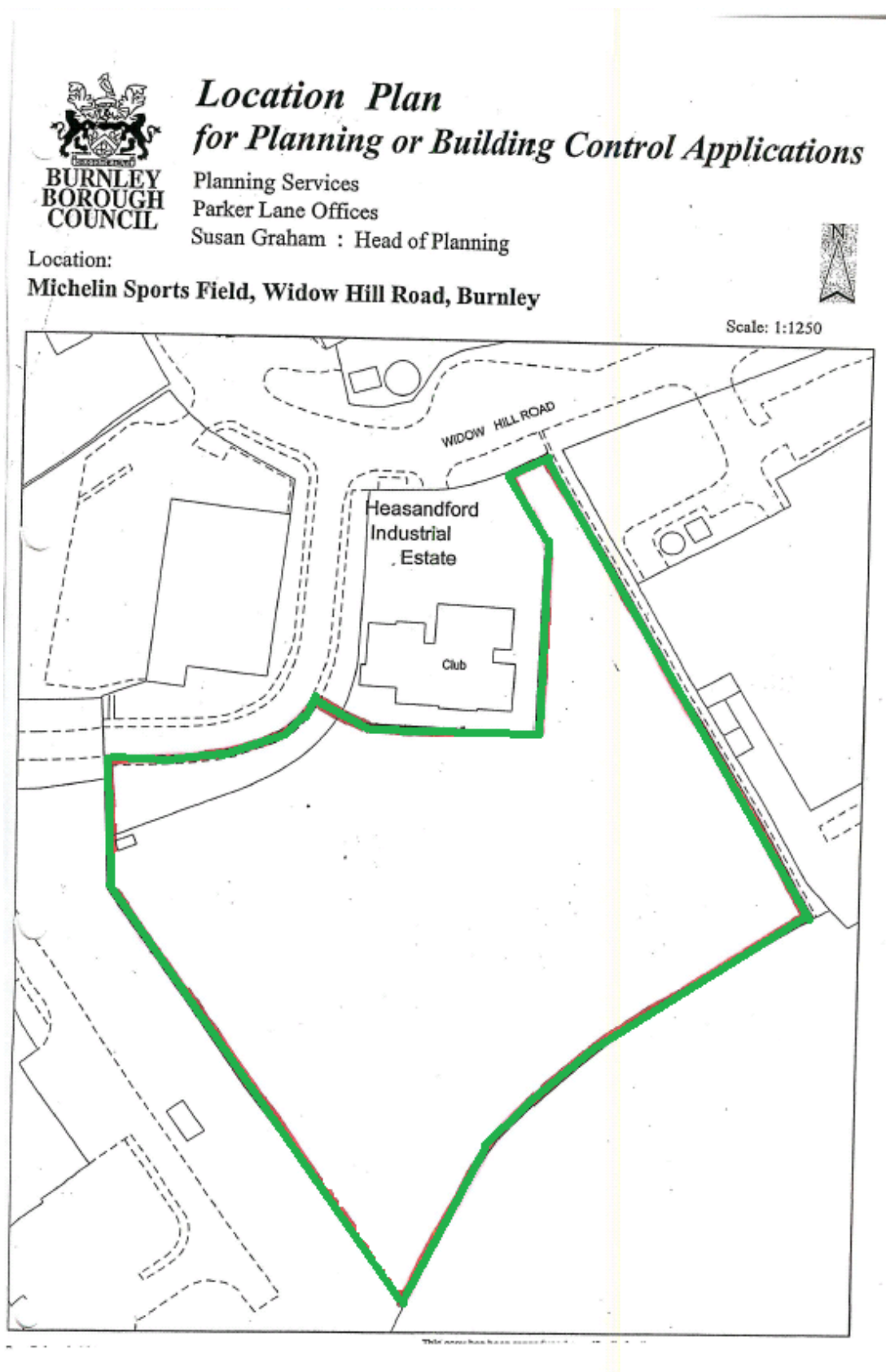
"Waste code" means the six digit code referable to a type of waste in accordance with the List of Wastes (England) Regulations 2005, or List of Wastes (Wales) Regulations 2005, as appropriate, and in relation to hazardous waste, includes the asterisk.

“Waste Framework Directive” or “WFD” means Waste Framework Directive 2008/98/EC of the European Parliament and of the Council on waste.

“waste motor vehicle” means a wheeled vehicle for use on land and that does not operate on rails that is waste within the meaning of Article 3(1) of the Waste framework Directive.

“year” means calendar year ending 31 December.

Schedule 7 - Site plan



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END OF PERMIT