Bath & North East Somerset Council

# Permit to Operate Mobile Crushing Plant

**Pollution Prevention and Control Act 1999**

**Environmental Permitting (England and Wales) Regulations 2016**

**Kelston Sparkes Plant Hire, Bromley Yard, Stanton Drew, Bristol BS39 4DE** is hereby permitted to operate mobile plant in England and Wales, as described in Appendix 1 of this Environmental Permit, to the extent authorised by this Permit and in accordance with the conditions specified within this Permit.

**Home address of Mobile Plant:** Kelston Sparkes Plant Hire
Bromley Yard
Stanton Drew
Bristol
BS39 4DE

**Company Registration Number:** 08385193

**Signed on behalf of Bath and North East Somerset Council**

Signed: L. Sanderson Date: 30th October 2018

Leigh Sanderson

**Senior Environmental Monitoring Officer**
**An authorised officer of the Council**

# Introductory Note

**Confidentiality**

The Permit requires the Operator to provide information to Bath & North East Somerset Council. The information will be placed on a public register in accordance with the requirements of the EP Regulations. If the Operator considers that any information provided is commercially confidential, it may apply to Bath & North East Somerset Council to have such information withheld from the register as provided in the EP Regulations. To enable Bath & North East Somerset Council to determine whether or not the information is commercially confidential, the Operator should clearly identify the information in question and should specify clear and precise reasons.

**Changes to the Operation**

If the Operator proposes to make a change in operation of the mobile plant he must, at least 14 days before making the change, notify the Regulator 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 in operation' means a change in the nature or functioning, or an extension, of the mobile plant, which may have consequences for the environment.

**Variations to the Permit**

This Permit may be varied in the future. If at any time the activity or any aspect of the activity regulated by the following conditions changes such that the conditions no longer reflect the activity and require alteration, then an application form providing these details shall be submitted to the Regulator. Please contact the Regulator for an application to vary the Permit conditions.

**Surrender of the Permit**

Where an Operator intends to cease the operation of the mobile plant (in whole or in part), then an application form providing these details shall be submitted to the Regulator. Please contact the Regulator for an application to surrender the Permit.

**Transfer of the Permit or part of the Permit**

Before the Permit can be wholly or partially transferred to another person, a joint application to transfer the Permit must be made by both the existing and proposed holders, in accordance with Regulation 21 of the EP Regulations. A transfer will be allowed unless the Local Authority considers that the proposed holder will not be the person who will have control over the operation of the installation or will not ensure compliance with the conditions of the transferred Permit. Please contact the Regulator for an application to surrender the permit.

**Responsibility under workplace health and safety legislation**

This Permit is given in relation to the requirements of the EP Regulations. It must not be taken to replace any responsibilities you may have under workplace health and safety legislation.

**Appeals**

Anyone who is aggrieved by the conditions attached to a Permit can appeal to the Secretary of State for the Environment or the Secretary of State for Wales, as appropriate. Appeals must be received by the appropriate Secretary of State no later than 6 months from the date of the decision (normally the date on the bottom of the Permit).

Appeals relating to processes in England and Wales should be sent to the Planning Inspectorate at the following address:

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

Guidance on the appeals procedure is contained in Regulation 31 and Schedule 6 of the EP Regulations.

The appeal must be in the form of a written notice or letter stating that the Operator/person wishes to appeal, and must list the condition(s) which is/are being appealed against. For an appeal to be valid, the following items **must** be included:

a) a statement of the grounds of appeal
b) a statement indicating whether the appellant (the person making the appeal) wishes the appeal to be dealt with:
    - by a hearing attended by both parties and conducted by an Inspector appointed by the Secretary of State, or
    - by both parties sending the Secretary of State written statements of their case (and having the opportunity to comment on one another's statements)
c) a copy of any relevant application
d) a copy of any relevant permit
e) a copy of any relevant correspondence between the appellant and the Regulator
f) a copy of any decision or notice which is the subject matter of the appeal.

At the same time, the Notice of Appeal and documents a) and b) must be sent to the Council, and the appellant should inform the appropriate Secretary of State that this has been done.

**Please Note**

- An appeal will **not** suspend the effect of the conditions appealed against; the conditions must still be complied with.
- In determining an appeal against one or more conditions, the Act allows the Secretary of State in addition to quash any of the other conditions not subject to the appeal and to direct the Local Authority either to vary any of these 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 6 months imprisonment. In a Crown Court it is an unlimited fine and/or 5 years imprisonment.

**Contact details of the Regulator**

Environmental Monitoring
Public Protection
Bath & North East Somerset Council
Lewis House
Manvers Street
Bath
BA1 1JG

Tel: 01225 396693
Fax: 01225 477596
Email: environmental_monitoring@bathnes.gov.uk
www.bathnes.gov.uk

**Permit History**

| Superseded Permits relating to this mobile plant | | |
|---|---|---|
| **Holder** | **Reference Number** | **Date Issued** |
| | | |

## PERMIT CONDITIONS

Kelston Sparkes Plant Hire is authorised to operate mobile plant in England and Wales subject to the following 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 regulator who issued the permit:
   (a) where and when the mobile plant is expected to start operating, and
   (b) the serial numbers of the mobile plant involved.

### Emissions and monitoring

3. No visible particulate matter shall be emitted beyond the site boundary.

4. The emission requirements and methods and frequency of monitoring set out in Table 1 shall be complied with.

| Table 1 - Emission limits, monitoring and other provisions | | | | |
|---|---|---|---|---|
| **Substance** | **Source** | **Emission limit/ provisions** | **Type of monitoring** | **Monitoring frequency** |
| Particulate matter | Whole process | Avoidance of visible emissions crossing the (construction) 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 | | |

5. 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

6. Dusty materials (including dusty wastes) shall be subject to suppression and management techniques to minimise dust emissions.

**Crushers and screening units**

7. Crushers shall be totally contained or fitted with a water suppression system over the crusher aperture.

8. 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.

9. 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.

10. Processed materials likely to generate dust shall be conditioned with water prior to internal transfer.

**Belt conveying**

11. Where belt conveyors are used, all dusty materials being carried, including wastes, shall be conditioned with water as necessary to minimise dust emissions. All transfer points shall be fitted with water suppression and shall be enclosed as necessary.

**Loading, unloading and transport**

12. No potentially dusty materials (including wastes) or finished products shall arrive on or leave the site other than by use of sheeted or otherwise totally enclosed vehicles.

**Roadways and transportation**

13. 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.

14. Vehicles shall not track material from the site onto the highway.

**Records and training**

15. Written or computer records of all tests and monitoring shall be kept by the operator for at least 12 months. They and a copy of all manufacturer's instructions referred to in this permit shall be made available for examination by the Council. Records shall be kept of operator inspections, including those for visible emissions.

16. 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**

17. 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.

18. If the operator proposes to make a change in operation of the mobile plant, he must, at least 14 days before making the change, notify the regulator 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 in operation' means a change in the nature or functioning, or an extension, of the mobile plant, which may have consequences for the environment.

## APPENDIX 1 – Details of permitted activities carried out by mobile plant

**The crushing, grinding or other size reduction of bricks, tiles or concrete and the screening of that product**.

A 'Part B Activity' listed under Part B (c) and (d) of Section 3.5 of Part 2 of Schedule 1 of the EP Regulations. This Permit limits this activity to the following mobile plant only:

| | |
|---|---|
| Make: | Metso |
| Type: | LT 200 Secondary Crusher |
| Manufacturer's Serial No: | 77573 |

| | |
|---|---|
| Screen Make and Type: | Various screens may be used with this crusher |

The above mobile machinery is designed for the crushing, grinding or other size reduction of bricks, tiles or concrete. The permitted activity also includes the screening of demolition material prior to crushing and any other pretreatment activity and the screening of the product. Note that screening of demolition material without any crushing is not regulated by this Permit.

The construction of stockpiles of crushed and screened demolition arisings by the operator (at the same site as the mobile plant) will be regulated by this Permit. The loading of crushed material into vehicles at a demolition site, when undertaken by another contractor, will not be regulated by this Permit.

This Permit authorises these activities in England and Wales only.