PERMIT WITH INTRODUCTORY NOTES

Local Authority Pollution Prevention and Control
Pollution Prevention and Control Act 1999
Environmental Permitting (England & Wales) Regulations 2010

Contact Details at Ashford Borough Council:
Christopher Davis (Environmental Health Officer)
Ashford Borough Council
Health, Parking and Community Safety
Tannery Lane, Ashford
Kent TN23 1PL
Email: christopher.davis@ashford.gov.uk
Tel: (01233) 330323

Permitted Installation Address:
ESSO Hothfield
Maidstone Road (A20)
Ashford
Kent TN26 1AP
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These introductory notes do not form part of the Permit.

The following permit is issued under the provisions of the Environmental Permitting (England and Wales) Regulations 2010 (as amended).

The permit includes conditions that must be complied with when the activity is operating. The conditions are based upon a template contained in Guidance Note PG 1/14 (13) revised December 2013 for unloading of petrol into storage, and motor vehicle refueling, at service stations and is referred to for compliance under the above regulations.

BRIEF DESCRIPTION OF THE INSTALLATION REGULATED BY THIS PERMIT

The process installation is transcribed into the regulations under Schedule 1, Part 2, Chapter 1, Section 1.2 – Part B (d) for Motor vehicle refueling activities at an existing service station after the prescribed date, if the petrol refueling throughput at the existing service station in any 12-month period is, or is likely to be, 3500m$^3$ or more.

“Best Available Techniques” (BAT), Condition 27 of this permit, includes a requirement for the permit holder to use the best available techniques for preventing or, where that is not practical, reducing emissions to air from the installation. Techniques include both the technology used and the manner in which the installation is designed, constructed, operated, maintained and decommissioned.
DESCRIPTION OF INSTALLATION

The unloading of petrol into stationary underground storage tanks at a service station within the installation boundary marked on the attached plan reference LAPPC 25 / P1 [Appendix 1].

The service station has 2 No. underground petrol storage tanks as detailed below:

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<tr>
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<tbody>
<tr>
<td>T1</td>
<td>44,030 litres</td>
<td>Unleaded Petrol</td>
</tr>
<tr>
<td>T3</td>
<td>22,010 litres</td>
<td>Super Unleaded Petrol</td>
</tr>
</tbody>
</table>

PERMIT HOLDER:
Malthurst Limited
Vincent House
4 Grove Lane
Epping
Essex
CM16 4LH

CURRENT PERMIT ISSUED:
22nd July 2015

CONFIDENTIALITY

The permit may require the operator to provide relevant information to an authorised officer of the Council. The Council will place the information onto a public register held at the Civic Centre in accordance with the requirements of the regulations.
If the operator considers that any information provided is commercially sensitive, he may apply to the Council and request that this information is withheld from the register. To enable the Council to determine whether the information is commercially sensitive, the operator will need to clearly identify which part of the information is commercially sensitive and specify clearly and precisely the reason(s) for this view.

VARIATIONS TO THE PERMIT

This permit may be varied in the future. For example, if the activity or any specific part of the activity changes to the extent that the conditions no longer reflect the activity and therefore require alteration. The Council may also vary the permit if sector specific process guidance is updated by DEFRA.

As the original permit was issued prior to 6th April 2008 there is a requirement for the operator to provide the Council with at least 14 days written notice of his intention to make a change in the operation of the installation.

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 the permit has been made and the application contains a description of the proposed change. In this case 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.

SURRENDER OF THE PERMIT

Where an operator intends to cease operating the activity (either temporarily or permanently) the Council should be notified in writing. The option to ‘mothball’ the activity can then be discussed further with an authorised officer of the Council.
TRANSFER OF THE PERMIT OR PART OF THE PERMIT

Before the permit can be transferred to another person, a joint application by the current and future operator will be required by the Council. A transfer will normally be agreed by the Council unless the future operator will not be the person in control of the activity or will not comply with the conditions of the transferred permit.

RESPONSIBILITY UNDER WORKPLACE HEALTH AND SAFETY LEGISLATION

This permit is given in relation to the requirements of the regulations. It must not be taken to replace any responsibilities you may have under workplace Health and Safety legislation.

APPEAL AGAINST PERMIT CONDITIONS

There is a right of appeal against the permit within 6 months of the date of the decision. The Council will tell you how to appeal (or supply details with the permit). You will normally be expected to pay your own expenses during an appeal.

Appeals should be addressed to the Secretary of State for Environment, Food and Rural Affairs at the following address:

The Planning Inspectorate
Environmental Appeals Administration
Room 4 / 19 Eagle Wing
Temple Quay House
2 The Square
Temple Quay
BRISTOL
BS1 6PN
You will be liable for prosecution if you fail to comply with the conditions of the permit. If you are found guilty the maximum penalty for each offence, if prosecuted in a Magistrates Court, is £50,000 and / or 6 months imprisonment. In a Crown Court it is an unlimited fine and / or 5 years imprisonment.

The Council will enforce your permit in accordance with the Regulators’ Compliance Code.

**Please Note**

An appeal against permit conditions will not suspend the effect of the conditions and therefore the operator must continue to comply with the conditions until the appeal has been determined.

In determining an appeal the Secretary of State may also quash any of the other conditions (not subject to the appeal) and to direct the Council either to vary these conditions or to add new conditions.

Further guidance relating to the procedure for regulating activities and issuing permits is contained in a manual on the DEFRA website at,


**END OF INTRODUCTORY NOTES**
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ASHFORD BOROUGH COUNCIL

POLLUTION PREVENTION AND CONTROL ACT 1999

THE ENVIRONMENTAL PERMITTING (ENGLAND AND WALES) REGULATIONS 2010

Permit Reference No: LAPPC 25

Name and address of operator: Malthurst Limited.
Vincent House
4 Grove Lane
Epping
Essex CM16 4LH (the ‘Operator’)

Address of permitted installation: ESSO Hothfield
Maidstone Road (A20)
Ashford
Kent TN26 4AP
DESCRIPTION OF PERMITTED INSTALLATION

The unloading of petrol into stationary underground storage tanks at a service station within the installation boundary marked in orange on the attached plan reference LAPPC 25 / P1 [Appendix 1].

The service station has 2 No. underground petrol storage tanks as detailed below:

T1 44,030 litres  Unleaded Petrol
T3 22,010 litres  Super Unleaded Petrol

The process installation is transcribed into the regulations under Schedule 1, Part 2, Chapter 1, Section 1.2 – Part B (d) for Motor vehicle refueling activities at an existing service station after the prescribed date, if the petrol refueling throughput at the existing service station in any 12-month period is, or is likely to be, 3500m$^3$ or more

CONDITIONS

The following conditions shall apply:

1. Vapours displaced by the delivery of petrol into storage installations at service stations shall be returned through a vapour tight connection line to the mobile container delivering the petrol. Unloading operations may not take place unless the arrangements are in place and properly functioning, subject to Conditions 3, 4 and 5.

2. The operator shall implement the schedule of preventative maintenance provided as part of the application for original ‘authorisation’ (permit) dated 24th September 1998.
3. All reasonable practicable steps shall be taken to prevent uncontrolled leaks of vapour from vents, pipes and connectors. A duly authorised officer of Ashford Borough Council shall be advised without delay of the circumstances of such a vapour leak if there is likely to be an effect on the local community and in all cases such a vapour leak shall be recorded in the logbook provided in accordance with Condition 24.

4. In the event of a vapour leak described in Condition 3 the permit holder shall advise a duly authorised officer of Ashford Borough Council of the corrective measures to be taken and the timescales over which they will be implemented.

5. Any incidents of a ‘vapour lock’ shall be recorded in the logbook provided in accordance with Condition 24 and under the circumstances detailed in Condition 3 shall be advised to a duly authorised officer of Ashford Borough Council.

6. The operating procedures described in Conditions 2 to 5 inclusive shall be reviewed in light of any modifications that occur to the facilities. A duly authorised officer of Ashford Borough Council shall be advised of any proposed alteration in operating procedures.

7. The vapour balancing systems shall be of a size and design to minimise vapour emission during the maximum petrol and vapour flow in accordance with Conditions 1 and 8 (i.e. when most tanker compartments are being simultaneously discharged). In the case of existing vapour balancing systems, the permit holder shall assess the maximum number of tanks that can be discharged whilst still maintaining the integrity of the vapour balancing system.

8. The number of road tanker compartments that may be discharged simultaneously shall not exceed two (including the diesel compartments).
9. The connection points of the tank filling pipes and vapour return pipe shall be fitted with secure seals to reduce vapour leaks when not in use. Any access point provided on a storage tank for the use of a dipstick shall be securely sealed when not in active use.

10. The fittings attached to delivery and vapour return pipes shall be incompatible to prevent misconnection.

11. Petrol storage tank vent pipe(s) shall be fitted with a pressure vacuum relief valve(s) to minimise vapour loss during unloading and storage of petrol. The pressure vacuum relief valve(s) shall be sized and weighted to prevent vapour loss, except when the storage tank is subject to a potentially hazardous pressurisation.

12. When connecting hoses prior to delivery, the vapour return hose shall be connected before any delivery hose. The vapour return hose shall be connected at the road tanker end first and then at the storage tank.

13. Adjacent to each vapour return connection point for the storage tank, there shall be a clearly legible and durable notice instructing road tanker drivers to connect the vapour return line before unloading. The notice shall also refer to the number of road tanker compartments that may be unloaded simultaneously in accordance with Condition 8.

14. If dip testing of a storage tank or road tanker compartment is performed before delivery, the access points shall be securely sealed prior to an unloading.

15. Dip testing of a road tanker compartment shall not be undertaken when the vapour hose is connected.
16. During unloading, a competent person shall remain at, or near the road tanker and maintain constant watch for leakage on hoses and connections.

17. Upon completion of the petrol delivery all road tanker compartment vents and discharge valves shall be closed.

18. Upon completion of the petrol delivery the vapour hose shall not be disconnected until the delivery hose has been discharged and disconnected. The delivery hose shall be disconnected at the road tanker end first. The vapour hose shall be disconnected at the storage tank end first.

19. After petrol delivery, all connection points shall be securely sealed.

20. If a storage tank or road tanker compartment is dipped after delivery, the access points shall be securely sealed after dipping.

21. All manhole entry points into a storage tanks shall be securely sealed except when maintenance and testing is undertaken which requires entry to the tank.

22. Petrol delivery and vapour hoses shall be tested in accordance with the maintenance schedule provided as part of the original application for ‘authorisation’ (permit) dated 24th September 1998.

23. The pressure vacuum relief valve(s) on petrol storage tank vents shall be checked for correct functioning (including the presence of extraneous matter), seating and corrosion at least once every three years.
24. The permit holder shall keep a logbook including details of all maintenance, inspection and testing undertaken, along with details of specific training given to operating staff at the service station. The logbook shall also detail any suspected vapour leaks together with action(s) taken to deal with any vapour leaks in accordance with Conditions 3, 4 and 5.

25. Petrol vapour shall be through the vent pipes shown on the attached plan reference LAPPC 25 / P3 [Appendix 3] and marked “Vent Pipe Location”.

26. If the operator proposes to make a change in operation of the installation, they must, at least 14 days before making the change, notify an Authorised Person of Ashford Borough Council, in writing. The notification must contain a description of the proposed change(s) 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 installation, which may have consequences for the environment.

27. The ‘Best Available Techniques’ (BAT) shall be used to prevent or, where that is not practicable, reduce emissions from the installation in relation to any aspect of the operation of the installation which is not regulated by any other condition of this permit.

Signed: 

Officer: Christopher Davis
Designation: Environmental Health Officer

Dated: 22nd July 2015
LIST OF APPENDICES

Appendix 1: LAPPC 25 / P1 [Site Location Plan]

Appendix 2: LAPPC 25 / P2 [Site Boundary]

Appendix 3: LAPPC 25 / P3 [Emissions Discharge Vent Locations]
Appendix 1: LAPPC 25 / P1 [Site Location Plan]
Appendix 2: LAPPC 25 / P2 [Site Boundary]
Appendix 3: LAPPC 25 / P3 [Emissions Discharge Vent Locations]
END OF PERMIT