



**PERMIT NUMBER: PPC/A/6/99.V2**

**West Lindsey District Council hereby permits Lincolnshire Co-Operative  
Society Ltd**

**To Operate an Schedule B Unloading of Petrol into storage at Petrol Stations**

**At Otter Bridge Filling Station, Gainsborough Road, Saxilby, Lincoln,  
Lincolnshire**

**Under The Provisions of**

**THE POLLUTION PREVENTION AND CONTROL ACT 1999**

**ENVIRONMENTAL PERMITTING (ENGLAND AND WALES) REGULATIONS 2010  
SECRETARY OF STATES PROCESS GUIDANCE NOTES PG 1/14(13) AND  
ASSOCIATED STATUTORY GUIDANCE**

**[Consolidated permit issued with Variation Notice PPC/A/6/99.V2]**

**West Lindsey District Council, Public Protection Services Marshall's Yard  
Gainsborough Lincs DN21 2NA  
Telephone Number : 01427 676676**

## **Introduction**

### *Introduction*

*At the time of publication, a simplified permitting system has been in place for a number of years for four sectors: small waste oil burners, petrol stations, dry cleaners, and vehicle refinishing.*

*PG 1/14(13) applies to the whole of the UK. It is issued by the Secretary of State, the Welsh Government, the Scottish Government and the Department of the Environment in Northern Ireland (DoE NI) to give guidance on the conditions appropriate for the control of emissions into the air from unloading of petrol into storage, and from filling of vehicle petrol tanks, at service stations. It is published only in electronic form and can be found on the Defra website. It supersedes PG1/14(06) and NIPG 1/14(06). This guidance document is compliant with the Code of Practice on Guidance on Regulation page 6 of which contains the "golden rules of good guidance".*

*This is one of a series of statutory notes giving guidance on the Best Available Techniques (BAT). The notes are all aimed at providing a strong framework for consistent and transparent regulation of installations regulated under the statutory Local Air Pollution Prevention and Control (LAPPC) regime in England and Wales, Scotland and Northern Ireland. The note will be treated as one of the material considerations when determining any appeals against a decision made under this legislation. Further guidance on the meaning of BAT can be found for England and Wales, Scotland, and Northern Ireland.*

*In general terms, what is BAT for one installation in a sector are likely to be BAT for a comparable installation. Consistency is important where circumstances are the same. However, in each case it is, in practice, for regulators (subject to appeal) to decide what are BAT for each individual installation, taking into account variable factors such as the configuration, size and other individual characteristics of the installation, as well as the locality (e.g. proximity to particularly sensitive receptors).*

## WEST LINDSEY DISTRICT COUNCIL

### POLLUTION PREVENTION AND CONTROL ACT 1999 ENVIRONMENTAL PERMITTING (ENGLAND AND WALES)(AMENDED) REGULATIONS 2010

PERMIT REF. **PPC/A/6/99.V2**

<b>Operator</b>	Lincoln Co-operative Society Ltd., Food Distribution Centre, Doddington Road, Lincoln LN6 3QR BP
<b>Installation Address</b>	Otters Bridge Filling Station, Gainsborough Road, Saxilby, Lincolnshire LN1 2LX
<b>Grid Reference</b>	487761/374321
<b>Registered Office</b>	Lincoln Co-operative Society Ltd, Stanley Bett House, 15-23 Tentercroft Street, Lincoln LN5 7DB

Lincolnshire Co-Operative Society Ltd is authorised by West Lindsey District Council to operate the activity listed in Schedule 1 Section 1.2 part B, unloading of petrol into stationary storage tanks at the above service station subject to the following conditions.

The installation boundary marked in red and key items of equipment mentioned in permit conditions are shown on Plans A and B, Appendix 1 attached to this permit.

Provenance	Relevant Dates
Application received	<b>21 September 1998</b>
Authorisation issued	<b>26 January 1999</b>
Variation	<b>26 March 2010</b>
Variation Model Permit	<b>29 October 2014</b>

### Description of Authorised Process

The stationary technical unit comprises the following: - 1 Storage Tanks: - Tank 1, Volume 38.8m<sup>3</sup>; tanks 2 and 3 are for the storage of diesel and are therefore not covered by the conditions of this permit. Delivery and vapour return hoses, Vapour recovery system, and Tank vapour release point all as described in the site plan B, Appendix 1

### **PERMIT CONDITIONS**

#### Petrol Delivery

- Vapours displaced by the delivery of petrol into storage tanks shall be returned through a vapour-tight connection line to either the mobile container delivering the petrol or a container on the site.
- Petrol delivery shall only be carried out using the Stage I petrol vapour recovery system and deliveries shall only be made when the system is fully operational.

#### Incident Reporting

- In the event of any incident at the site which could have an impact beyond the site boundary, the operator shall notify Council by telephone without delay on 01427 676676 during office hours or out of hours 01427 613960.

**Management**

4. A copy of this permit shall be kept at the permitted installation. All staff who should be aware of its content shall be told where it is kept.
5. All relevant staff shall receive the necessary training and instruction to enable them to comply with the conditions of this permit.
6. The operator shall notify the Council of any changes to the persons nominated in the application as the primary point of contact, and deputy.
7. Maintenance and testing of vapour recovery systems shall be recorded.
8. All records made in compliance with this permit shall be kept in a written or computer log book or by using some other systematic method, and shall be clear and legible. If any entry is amended, a clear statement of the reason for doing so shall be included. Unless otherwise stated in this permit, all records required to be taken shall be kept available for inspection for at least 4 years from the date of its being made. A copy of the manufacturer's instructions referred to in this permit shall be available for inspection on request.

**Best available techniques**

9. The best available techniques 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.

**Process changes**

10. If the operator proposes to make a change in operation of the installation, 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 installation, which may have consequences for the environment.

Signed: 

Dated: 3<sup>rd</sup> December 2014

**Mrs L Beevers Regulatory Team Manager**

Authorised by West Lindsey District Council to sign on their behalf

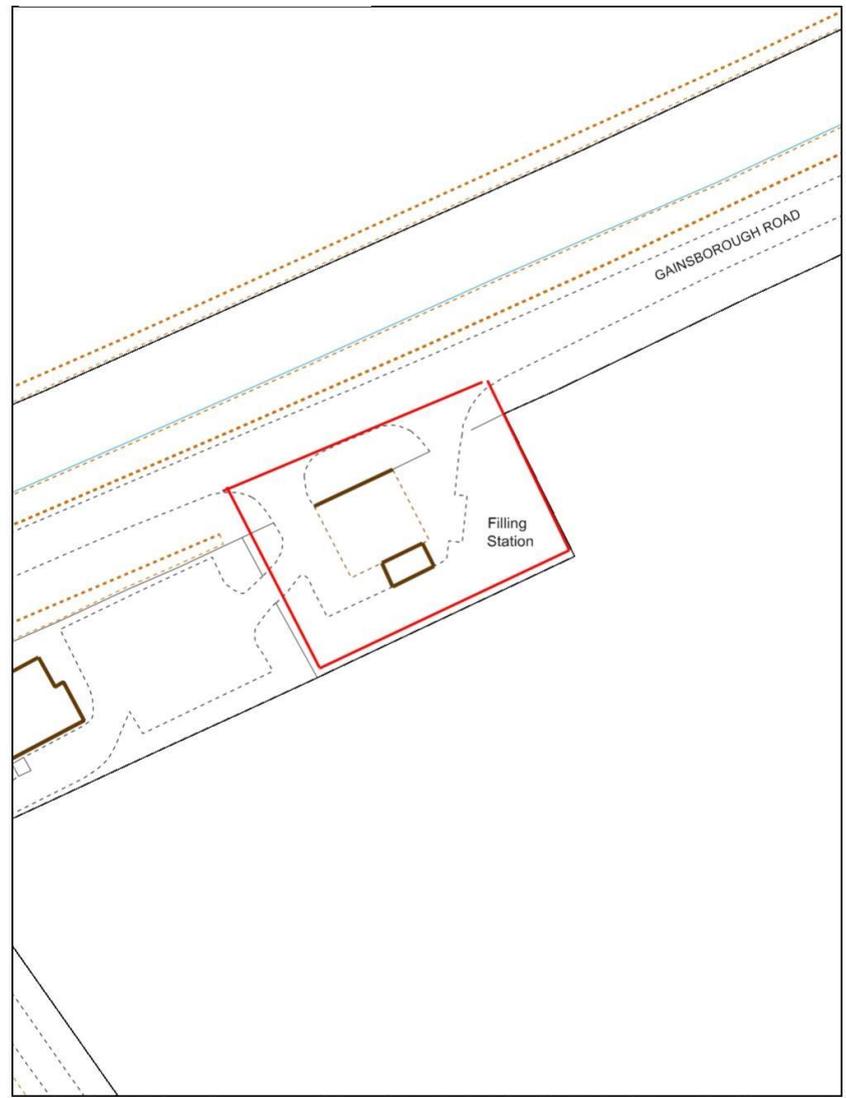
For the purpose of this Permit, the Local Authority shall mean:-

Public Protection Services

Guildhall,  
Marshall's Yard  
Gainsborough  
Lincs DN21 2NA

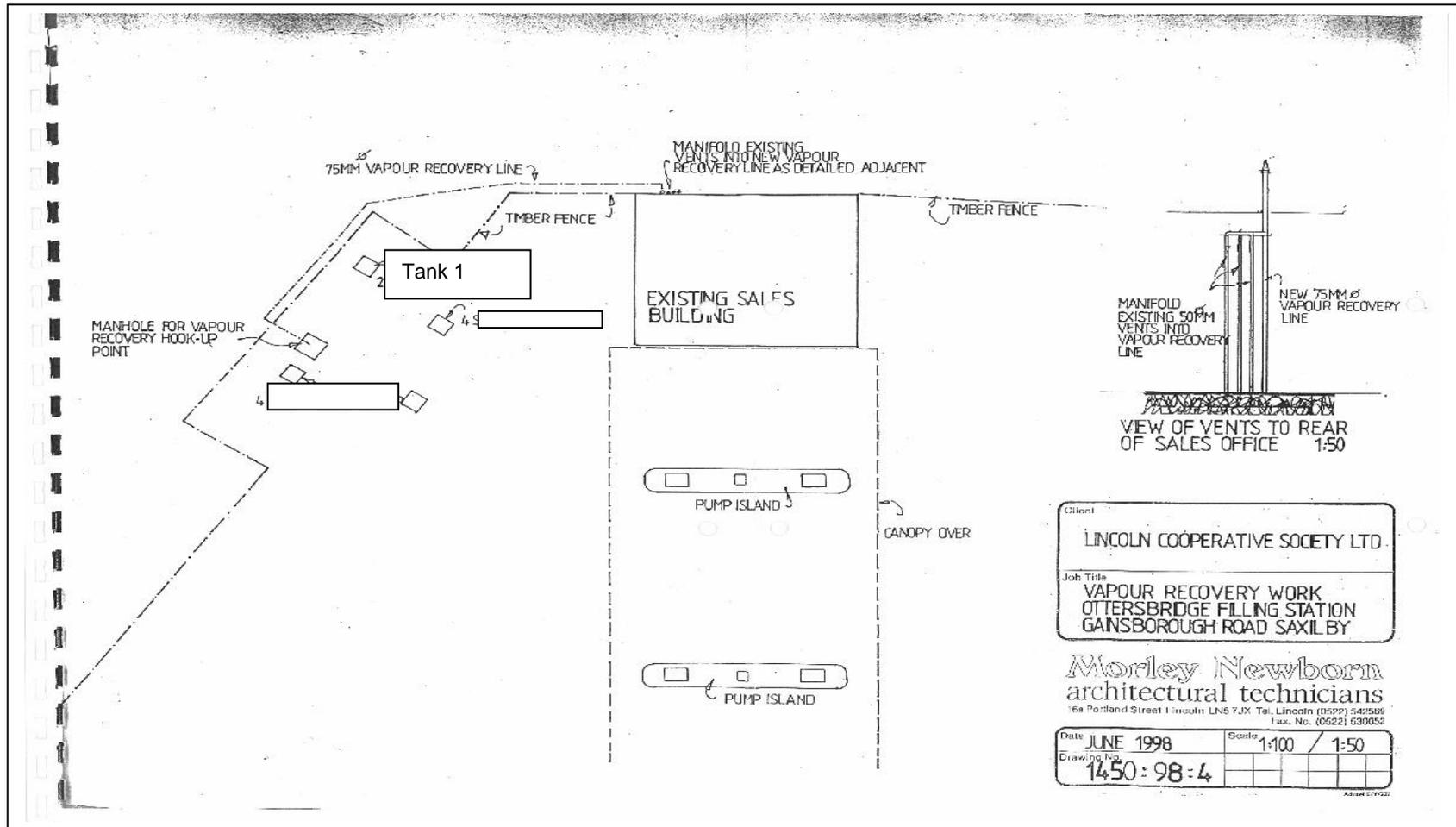
Telephone number:	01427 676676
Fax Number:	01427 675170
Out of Hours Tel No	01427 613960

Appendix 1 Plan A - Boundary



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Appendix 1 Plan B – Technical Stationary Unit



Client  
**LINCOLN COOPERATIVE SOCIETY LTD.**

Job Title  
**VAPOUR RECOVERY WORK  
 OTTERSBRIDGE FILLING STATION  
 GAINSBOROUGH ROAD SAXILBY**

**Morley Newborn**  
 architectural technicians  
10a Portland Street Lincoln LN6 7JX Tel. Lincoln (0522) 542589  
 Fax. No. (0522) 630052

Date	JUNE 1998	Scale	1:100 / 1:50
Drawing No.	1450:98:4		

## **Explanatory Note**

This note does not comprise part of the Permit but contains guidance relevant to the permit.

## **Inspections**

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

## **BAT (Best Available Techniques) and Implied General BAT Conditions**

Best Available Techniques (BAT) is defined in regulation (3(1) of the Pollution Prevention and Control (England and Wales) Regulations 2000 (the Regulations), as the most effective and advanced stage in the development of activities and their methods of operation which indicates the practical suitability of particular techniques for providing in principle the basis for emission limit values designed to prevent and, where that is not practicable, generally to reduce emissions and the impact on the environment as a whole; and for the purpose of this definition—

- (a) “available techniques” means those techniques which have been developed on a scale which allows implementation in the relevant industrial sector, under economically and technically viable conditions, taking into consideration the cost and advantages, whether or not the techniques are used or produced inside the United Kingdom, as long as they are reasonably accessible to the operator;
- (b) “best” means, in relation to techniques, the most effective in achieving a high general level of protection of the environment as a whole;
- (c) “techniques” includes both the technology used and the way in which the installation is designed, built, maintained, operated and decommissioned.

Under Regulation 12(10 – 11), there is also an implied (residual) duty on the operator to use BAT to prevent or reduce emissions, even if not covered by a specific condition of this permit. This is intended to cover the most detailed level of plant design and operation, where the operator will be in the best position to understand the pollution control means for an installation practice. Implied BAT can also cover more basic ‘unconditioned’ aspects, such as bonfires, the keeping of essential spares, and good housekeeping for example.

## **Health and Safety at Work and Other Statutory Requirements**

This permit is issued under the Environmental Permitting (England and Wales) Regulations 2010, the responsibilities and duties you have under legislation for health, safety, and welfare in the workplace remain in force. Neither does the permit detract from any other statutory requirement including the need to obtain planning permission, hazardous substances consent, discharge consents from the Environment Agency, building regulations approval or a waste management licence.

## **Notification of Operation Changes**

Operators are advised that they may be liable to prosecution if they make a change to the operation **without approval**, which is such that either the operation (as changed) is not the operation which is permitted, or a condition of the permit is not being complied with as a result of the change being made. Changes to an operation can be classified as 'change in operation' or 'substantial change in operation'.

### **Substantial change to all installations (Article 3(9) and 63) of Industrial Emissions Directive 2010/75/EC**

**'Substantial change'** means a change in the nature or functioning, or an extension, of an installation which may have significant negative effects on human health or the environment.

**Re-verify compliance:** following a substantial change, compliance must be re-verified

### **Substantial change to existing installations**

**'Existing installation'** means an installation in operation on 29 March 1999 or which was granted a permit before 1 April 2001 or the operator of which submitted a complete application for a permit before 1 April 2001, provided that that installation was put in operation no later than 1 April 2002:

**'Substantial change' additional meaning** - a **change** of the maximum mass input of organic solvents by an **existing installation** averaged over 1 day, where the installation is operated at its design output under conditions other than start-up and shut-down operations and maintenance of equipment, shall be considered as **substantial** if it leads to an increase of emissions of volatile organic compounds of more than:

- a) 25 % for an installation carrying out activities with a solvent consumption of less than 15 tonnes per year;
- b) 10 % for all other installations

A full explanation of the terms 'change in operation' and 'substantial change', together with an explanation of the notification procedures is contained in the following document:-

Secretary of State's Guidance - General Guidance Manual on Policy and Procedures for A2 and B Installations.

That is all available from Her Majesty's Stationery Office (HMSO), Publications Centre, P.O. Box 276, London, 5W8 5BT. Telephone 0171 873 9090 or via Defra's Website <http://www.defra.gov.uk/publications/2011/05/12/pb13524-ep-general-guidance/>

## **ENFORCEMENT**

The operator will be liable to enforcement action where: -

- a) the operator fails to comply with or contravene a permit condition;
- b) a change is made to the installation operation without prior notification of the change to West Lindsey District Council;
- c) intentional false entries are made in any record required to be kept under the conditions of the permit;
- d) false or misleading statement is made, without reasonable excuse, in relation to the operation and permit.

### **Right to Review, Update or Vary this Permit**

This permit shall be subject to review at intervals not exceeding eight years from the date it is granted. It may also be reviewed and/or varied at the discretion of West Lindsey District Council in case of changes in law or accepted standards of technology. These reasons are not exclusive.

### **Annual Subsistence Charge**

The current annual subsistence charge for this operation per annum commencing on the 1st. April each year and shall be subject to any statutory revision of the charge.

### **Appeal against Permit Conditions.**

Anyone who is aggrieved by the conditions attached to a permit can appeal to the Secretary of State for the Environment. Appeals must be sent to the Secretary of State no later than **6 months** from the date of the decision (normally the date on the bottom of the permit). You will normally be expected to pay your own expenses during the appeal.

There are no charges for appealing and there is no statutory requirement to submit an appeal form. However, an appeal form has been prepared and is available for use on the [Planning Inspectorate website](#). For an appeal to be valid, appellants (the person/operator making the appeal) are legally required to provide all of the following Regulations Schedule 6, paragraph 2(2)):

- Written notice of the appeal
- statement of the grounds of appeal
- statement indicating whether the appellant wishes the appeal to be dealt with by written representations procedure or at a hearing - a hearing must be held if either the appellant or local authority requests this, or an appointed person or the Secretary of State/Welsh Ministers decide to hold one (appellants must copy the above three items to the local authority when the appeal is made)
- a copy of any relevant application
- a copy of any relevant permit

- a copy of any relevant correspondence between the appellant and the regulator
- a copy of any decision or notice, which is the subject matter of the appeal.

Appeals relating to operations in England should be sent to the Planning Inspectorate, Environment Team, Major and Specialist Casework, Room 4/04 Kite Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN.

Guidance on the appeals procedures can be found at

[http://www.planningportal.gov.uk/uploads/pins/environmental\\_permitting\\_guidance\\_notes.pdf](http://www.planningportal.gov.uk/uploads/pins/environmental_permitting_guidance_notes.pdf)

At the same time, the notice of appeal and documents (a) and (e) must be sent to the Council, and the person making the appeal should inform the Secretary of State that this has been done. Further information can be found on the Planning Inspectorate website:

<http://www.planningportal.gov.uk/planning/countryside/environmental/environmentalpermitting>

**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 other 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 £50,000 and/or 6 months imprisonment. In a Crown Court it is an unlimited fine and/or 5 years imprisonment.

Our enforcement of your permit will be in accordance with the [Regulators' Compliance Code](#)