



Variation reference number: 317/24

Schedule 2

Operator	Asda Express Limited
Installation Address	Hadley Park Service Station Hadley Park East Telford Shropshire TF1 6AF
Permit Reference	165/270824
Grid Reference	SJ 677133
Registered Office	Asda Express Ltd Asda House Great Wilson Street Leeds LS11 5AD
Registered Number	04246195

Asda Express Ltd is hereby permitted by Telford & Wrekin Council to carry out the activity of the unloading of petrol into stationary storage tanks and filling of vehicle petrol tanks activity at the service station as defined under Schedule 1, part 2, Section 1.2, Part B (c) and (e) of The Environmental Permitting (England and Wales) Regulations 2016 ("The Regulations"), within the installation boundary marked in red on the attached plan in Appendix 1 and in accordance with the conditions within this permit.


Signed:
Name: Clair Travis

Date: 27 August 2024

Environmental Health Officer
Authorised by Telford and Wrekin Council

Status Log	Relevant Dates
Date Permit First Issued	07/08/2024
Date of Variation Change of name from Euro Garages Ltd to Asda Express Ltd. Changes to the correspondence details within the conditions of the permit. New permit number issued	27/08/2024

Introductory Note – This Introductory note does not form part of the permit.

Determination of application

Conditions have been inserted as representing the authority’s judgement of what constitutes BAT, having regard to the statutory guidance issued by the Secretary of State and to all site-specific considerations.

Description of the Installation

Asda Express Ltd have installed equipment that minimises the emissions of petroleum into the atmosphere from the unloading of petrol from mobile tankers into stationary tanks (known as stage I controls) and from the dispensing of petroleum into vehicles (known as stage II controls).

This site has 2 petroleum storage tanks, 8 petroleum dispensing nozzles.

Storage tanks are as follows:

Tank 1: 65,000 litres

Tank 2: 10,000 litres

Stage I controls are:

Vapour recovery system which includes delivery and return lines, manifold, pipework, vapour and tank connection points, poppet valve, vent stacks and pressure release valve (PRV) is fitted to the vent on the manifold.

Stage II controls are:

Vehicle refilling vapour recovery system with Gilbarco Veeder Root automatic monitoring system and use Fairbanks.

8 Hose Tokheim Quantum 510’s with ECVR-SCS self-calibrating VR and ATC fitted type dispensing nozzles

End of Introductory Note

Permit Conditions

General

1. The best available techniques shall be used to prevent, or where that is not practicable, reduce the emissions from the installation in relation to any aspect of the activity which is not specifically regulated by any condition of this permit.
2. An appropriate person (and deputy) shall be appointed as the primary point of contact with the regulator. The regulator shall be informed in writing of the appointed person (and deputy). In the event of a different person being appointed, the regulator shall be informed without delay.
3. A copy of this permit shall be kept at the installation. All relevant staff shall be made aware of its content and shall be told where it is kept.
4. If the operator proposes to make a change in the operation of the installation, they must, at least 14 days before making the change, notify the regulator on the appropriate form. The notification must contain a description of the proposed change in operation. 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.
5. All records required to demonstrate compliance with any conditions of this Permit shall be kept in an organised manner. The records shall be kept electronically or in paper form. Records:
 - a) Must be legible and any amendment entered into a record shall be made in such a way as to leave the original clear and legible.
 - b) Records shall be kept for a period of 4 years, unless otherwise stated.
 - c) Records shall be kept on-site for a minimum of 12 months. Records kept off-site, must be made available within 7 days of any request by the regulator.
6. All documentation required to be submitted to the regulator to demonstrate compliance with relevant conditions, shall be submitted in an electronic format. Submissions shall be sent to:
environmentalprotectionteam@telford.gov.uk

Petrol delivery

7. 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.
8. 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.



Motor vehicle refuelling

9. Motor vehicle refuelling with petrol shall only take place when the Stage II petrol vapour recovery system is fully operational and operating in accordance with the requirements of Condition 10.
10. The petrol vapour capture efficiency of the Stage II petrol vapour recovery system shall be equal to or greater than 85% but less than 115% as certified by the manufacturer in accordance with relevant European technical standards or type approval procedures.
11. Where the recovered petrol vapour is transferred to a storage tank, the vapour/petrol ratio shall be equal to or greater than 0.95 but less than or equal to 1.05.
12. Where an automatic monitoring system has been installed, the petrol vapour capture efficiency shall be tested and the results recorded at least once every three years by checking that the vapour/petrol ratio under simulated petrol flow conditions, or by any other appropriate methodology. Any such automatic monitoring system shall automatically detect faults in the proper functioning of the Stage II petrol vapour recovery system and in the automatic monitoring system itself, indicate faults to the operator and automatically stop the flow of petrol from any faulty dispenser if the fault is not rectified within seven days.
13. A sign, sticker or other notification shall be displayed on, or in the vicinity of, the petrol dispenser, informing consumers that a Stage II petrol vapour recovery system is in use.

Incident Reporting

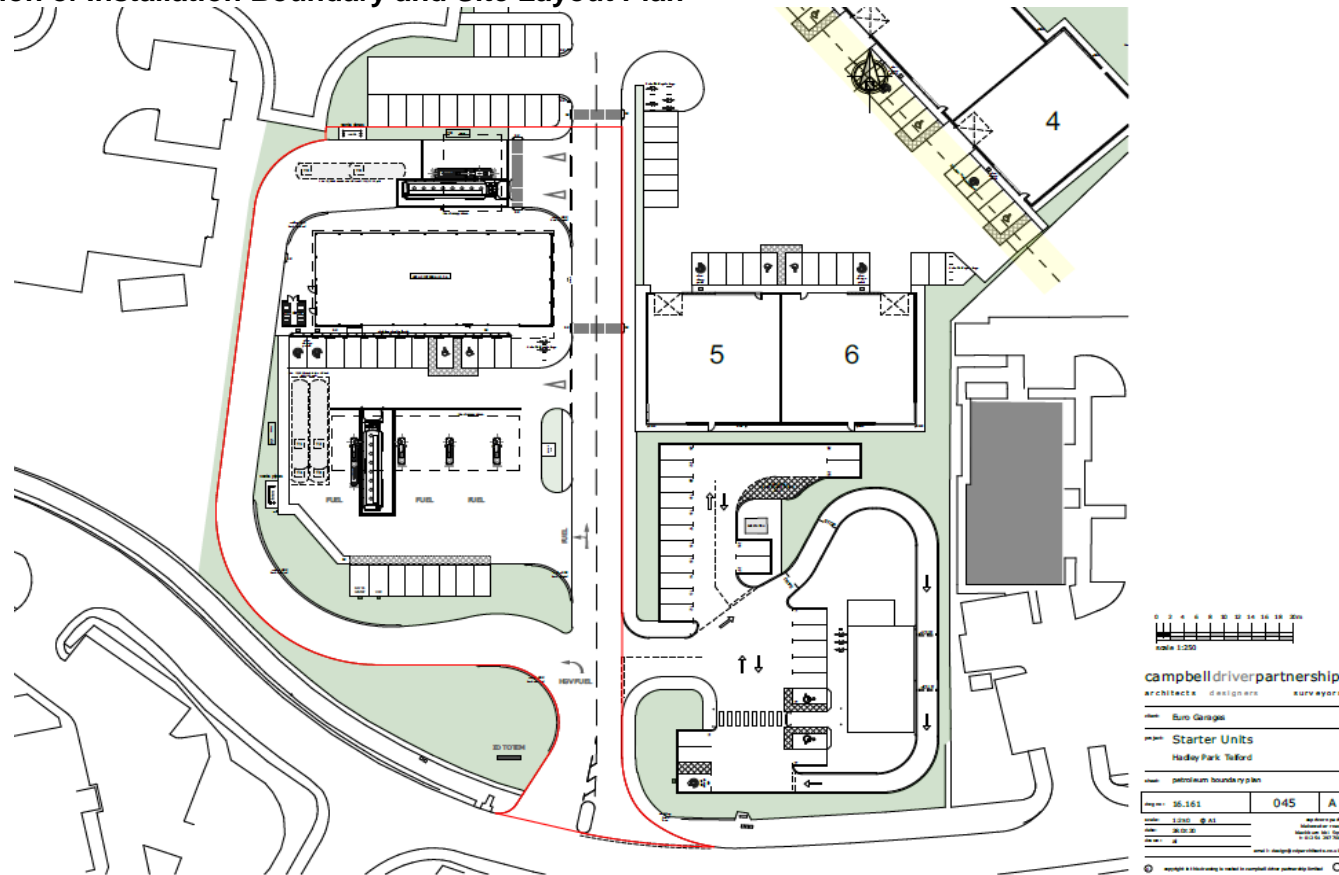
14. In the event of any incident at the site which could have an impact beyond the site boundary, the operator shall notify Telford & Wrekin's Council's Environmental Protection Team by telephone without delay on 01952 381818 or emailing environmentalprotectionteam@telford.gov.uk

Management

15. All relevant staff shall receive the necessary training and instruction to enable them to comply with the conditions of this permit.
16. Maintenance and testing of vapour recovery systems shall be recorded.
17. A copy of the manufacturer's certifications and instructions for the stage II vapour recovery shall be made available on request.
18. You shall provide the regulator with the commissioning test certificates for Stage 1b and Stage II 4 weeks from the date that the site was commissioned and became operational.



Appendix 1. Location of Installation Boundary and Site Layout Plan



End of Permit Conditions



This section does not form part of the permit, but contains guidance relevant to it.

Inspections

Regular inspections will be made by officers of Telford & Wrekin Council (without prior notice), in order to check and ensure full compliance with this permit. Inspection will be carried out in accordance with a risk assessment, and/or following from any complaints or applications.

BAT (Best Available Techniques)

Article 3(10) of the Industrial Emissions Directive defines “best available techniques” as follows:

“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”.

- “techniques” shall include both the technology used and the way in which the installation is designed, built, maintained, operated and decommissioned,
- “available” techniques shall mean those developed on a scale which allows implementation in the relevant industrial sector, under economically and technically viable conditions, taking into consideration the costs and advantages, whether or not the techniques are used or produced inside the Member State in question, as long as they are reasonably accessible to the operator,
- “best” shall mean most effective in achieving a high general level of protection of the environment as a whole.

In determining the best available techniques, special consideration should be given to the items listed in Annex IV of the Directive.

Confidentiality

The permit requires the operator to provide information to the regulator. The regulator will place the information onto the public register in accordance with the Regulations. If the operator considers that any information provided is commercially confidential, it may apply to the council to have such information withheld from the register as provided in the Regulations.

Health and Safety at Work and Other Statutory Requirements

Compliance with this permit does not necessarily infer compliance with any other legislation.

Notification of Changes to the activity or Operator

If the operator proposes to make a change in the operation of the installation, they must, at least 14 days before making the change, notify the regulator on the appropriate form. The notification must contain a description of the proposed change in operation. 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.



The operator may be liable to prosecution if they operate otherwise than in accordance with the conditions and plant described in this permit.

Transfer 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 operators. A transfer will be allowed unless the regulator considers the proposed operator 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.

Surrender of the permit

Where the operator intends to cease the operation of an installation (in whole or in part). In the case of Part B Permits, the operator must notify the Council on the appropriate form in accordance with Regulation 24. For A2 permits, the operator must apply for a surrender, using the appropriate form and in accordance with Regulation 25 and part 1 of Schedule 5.

Risk Rating

Procedures and records shall be examined during inspections and will be referred to during the Department of Food and Rural Affairs (DEFRA) risk rating, carried out to determine the risk category: LOW, MEDIUM or HIGH which will determine the annual subsistence fee and the inspection frequency of the regulator.

Enforcement

The operator will be liable to enforcement action where: -

- a) the operator fails to comply with or contravenes any permit condition;
- b) a change is made to the installation operation without prior notification of the change to the regulator;
- 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.

Any enforcement action is taken in accordance with the regulator's enforcement policy.

<http://www.telford.gov.uk/NR/ronlyres/240C3F4A-8E36-4C12-8311-E4E57A3DF8CC/26214/MicrosoftWordEnvironmentalHealthandWellbeingEnforc.pdf>

Annual Subsistence Charge

An annual subsistence fee is payable in order to operate your installation. An invoice will be issued annually by the regulator which will include details of how to pay. The charges are based on the DEFRA risk rating. Details of the risk assessment can be found at <http://www.defra.gov.uk/environment/ppc/localauth/fees-risk/risk.htm> .

You are reminded that failure to pay the subsistence fee may result on the Permit being revoked. It is an offence to operate a regulated facility without a permit and upon summary conviction liable to a maximum fine of £50,000 and/or imprisonment.



Appeal against Regulatory Action

The operator can appeal against regulatory action by the regulator to the Secretary of State for Environment, Food & Rural Affairs. Appeals must be made in accordance with Regulation 31 and sent to the Secretary of State for Environment Food and Rural Affairs. The appeal for can be found at:

http://www.planning-inspectorate.gov.uk/pins/environment/environment/environmental_appeals/environmental_permitting_appeal_form.pdf

Guidance on the appeal procedure can be found at

http://www.planning-inspectorate.gov.uk/pins/environment/environment/environmental_appeals/environmental_permitting_guidance_notes.pdf

There are time limits for making an appeal as follows:

- a) in relation to an appeal against a revocation notice, before the notice takes effect;
- b) in relation to the withdrawal of a duly-made application under paragraph 4(2) of Schedule 5, not later than 15 working days from the date of the notice served under that paragraph;
- c) in relation to a variation notification, a suspension notice, an enforcement notice or a landfill closure notice, not later than 2 months from the date of the notification or notice;
- d) in any other case not later than 6 months from the date of the decision or deemed decision.

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.

Contact Numbers for the Regulator

The Regulator is the Public Protection Team of Telford & Wrekin Council. They can be contacted on 01952 381 818. You may also contact them by email at any time. environmentalprotectionteam@telford.gov.uk

Correspondence Address

All correspondence to Telford & Wrekin Council relating to this information shall be addressed to: Public Protection, Telford and Wrekin Council, Darby House, Lawn Central, Telford, TF3 4JA.