

Permit with conditions

If the Local Authority decides to issue a permit it must attach conditions appropriate to the following issues and in accordance with sectoral technical guidance. For all activities there are:

- a) Emissions limit values (EMLs) (definitions) or equivalent parameters for pollutants, in particular in relation to those listed in schedule 5 and likely to be emitted in significant quantities. These will normally be based on BAT taking account of the particular characteristics and the local environment of the plant.
- b) There is an implied condition that the operator must use BAT for preventing or reducing emissions.

Additionally for part A activities conditions must cover:

- a) Long distance and transboundary pollution;
- b) The protection of soil and groundwater and the management of waste;
- c) Precautions to protect the environment when the installation is not operating normally e.g. during start up;
- d) Site monitoring and remediation;
- e) The ongoing monitoring of emissions and the submission of the reports to the Local Authority;
- f) Notification procedures to deal with incidents or accidents;
- g) Must take account of conditions for emissions to water specified by the Environment Agency; and
- h) Must avoid conflict with other legislation prescribing release levels e.g. Radioactive Substances Act 1993, Water Resources Act 1991 (discharges) etc. (reg. 12(9)).

For part B activities the additional conditions, if any, must relate to those considered necessary to ensure compliance with the implied conditions above (regs. 12(1)(c) and 13)

Operators are under a general duty to comply with the conditions of a permit (reg. 23)