



Lewes District Council

Environmental Permit

Pollution Prevention and Control Act 1999

Environmental Permitting (England and Wales) Regulations 2016

***Brett Concrete Limited - Newhaven Concrete Plant
East Quay
Newhaven Harbour
East Sussex
BN9 0BN***

Regulated activity:

***Blending, packing, loading, unloading and Use of bulk Cement
(reduced fee activity)***

Permit Number:

LDC/EPR3.1B/002

Permit Issued by:

Green Consultancy
Lewes District Council
Southover House
Southover Road
Lewes
East Sussex
BN7 1AB

Tel: 01273 471 600

Email: Greenconsultancypractice@lewes-eastbourne.gov.uk

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Permitting history		
Holder	Reference	Date of Issue
Brett Concrete Limited	LDC/EPR3.1B/002	27 th March 2022
Brett Concrete Limited	Draft LDC/EPR3.1B/002	7 th February 2022
Brett Concrete Limited	Draft LDC/EPR3.1B/002	21 st December 2021

Introductory Note

These introductory notes are not Environmental Permit conditions; however they do provide useful information about the Environmental Permitting Regulations:

The following Permit is issued under Regulation 13(1) of the Environmental Permitting (England and Wales) Regulations 2016 (S.I 2016 No.1154), ("the EPR") to operate a scheduled installation carrying out an activity, or activities covered by the description in section 3.1B(b) of Part 2 to Schedule 1 of the EPR, to the extent authorised by the Permit.

Conditions within this Permit detail Best Available Techniques (BAT), for the management and operation of the installation, to prevent, or where that is not practicable, to reduce emissions.

In determining BAT, the Operator should pay particular attention to relevant sections of the LAPPC Process Guidance note (PG3/01(12)), and any other relevant guidance. Techniques include both the technology used and the way in which the installation is designed, built, maintained, operated and decommissioned.

Note that the Permit requires the submission of certain information to the Regulator, and in addition, the Regulator has the power to seek further information at any time under Regulation 61 of the EPR Regulations provided that the request is reasonable.

Public Registers

Information relating to Permits, including the application, is available on public registers in accordance with the EPR. Certain information may be withheld from the public registers where it is commercially confidential, or if it is in the interest of national security to do so.

Variations to the Permit

The Regulator may vary the Permit in the future, by serving a variation notice on the Operator. Should the Operator want any of the conditions of the Permit to be changed, a formal application must be submitted to the Regulator (the relevant forms are available from the Regulator). The Status Log includes a summary of the Permits and variations issued up to that point in time and state whether a consolidated version of the Permit has been issued.

Transfer of the Permit or part of the Permit

Before the Permit can be wholly or partially transferred to another Operator, an application to transfer the Permit has to be made jointly by the existing and proposed Operators. A transfer will not be approved if the Regulator is not satisfied that the proposed Permit holder will be the person having control over the operation of the installation, or will not comply with the conditions of the transferred Permit. In addition, if the Permit authorises the Operator to carry out a specified waste management activity, the transfer will not be approved if the Regulator does not consider the proposed Permit holder to be a 'fit and proper person' as required by the EPR.

Talking to us

Please quote the permit number if you contact the Regulator about this permit. To give a notification under conditions in this permit, the Operator should use the contact details on the cover of this permit.

Description of the installation and regulated activity

This description of the installation and the regulated activity are not environmental permit conditions, however they do provide useful information about the installation and the activities undertaken. It also provides a reference point in relation to any substantial or non-substantial changes.

Brett Concrete Limited operates a ready mix concrete activity.

Cement for use in the activity is stored in silos and delivered to site by road tanker. The tanker is connected to the silo using flexible hoses, and the cement is fluidised by compressed air generated by a compressor fixed to the tanker and is blown from the tanker into the silo. Air displaced from the silo during the filling process is vented through a filtration system, which collects any cement dust in the air and returns it back to the silo. The filter is periodically and automatically cleaned during and immediately after delivery using compressed air jets. The cement silo is also equipped with a pressure relief valve, to relieve the silo of excess air during the filling procedure in the event of a problem with the silo filter or if the cement is blown into the silo at a pressure exceeding the capacity of the filtration system. During the filling process, a high-level warning alarm notifies the delivery driver if the silo is nearing capacity. If the overfill alarm is not actioned, a pinch/butterfly valve automatically closes to prevent the silo from being overfilled.

Ready mixed concrete is manufactured in a cladded batch plant comprising a feed hopper, sectional bins and a loading head. The dry raw materials are gravity fed with water into a conventional mixer truck for mixing of the concrete and transport to the customer. For screed production water and a powdered additive (anyhydrite) are slurrified in an enclosed batch mixer and then gravity fed into the truck mixer with dry sand, for full mixing and delivery to the customer.

The key equipment in use at the installation is as follows:

Schedule of plant and equipment	
Silos	<p>1 x 40 tonne vertical silo for the bulk storage of cementitious materials. The silo is equipped with:</p> <ul style="list-style-type: none"> ➤ WAM SiloTop reverse air jet filter equipped with WAM Polypate filter elements ➤ WAM VCP-D spring-loaded pressure relief valve (PRV) ➤ WAM rotary level indicator ➤ WAM IPE-IPM Pressure Gauge ➤ High-level and over-pressure warning alarm. ➤ Inlet pipe automatic shut-off valve <p>2 x 45 tonne vertical silos for the bulk storage of cementitious materials. The silos are each equipped with:</p> <ul style="list-style-type: none"> ➤ WAM SiloTop reverse air jet filter equipped with WAM Polypate filter elements ➤ WAM VCP-D spring-loaded pressure relief valve (PRV) ➤ WAM rotary level indicator ➤ WAM IPE-IPM Pressure Gauge ➤ High-level and over-pressure warning alarm. ➤ Inlet pipe automatic shut-off valve
Batch plant and other equipment	<p>Aggregate feed hopper with splayed walls to minimize spillage when loading</p> <p>Feed conveyor from hopper to 2x 50 tonne aggregate storage bins</p> <p>High level aggregate storage bins with raised walls to prevent wind-whipping</p> <p>Batch conveyor, enclosed under aggregate bins</p> <p>2m³ mixer in an enclosed mixer tower (for screed)</p> <p>1 x 35,000 litre recycled water tank (with option for a second tank if required)</p> <p>1 x 10,000 litre screed wash out / recycled water tank for screed production</p> <p>1 x 35,000 litre fresh (mains) water tank</p>

Permit



Permit Reference Number:
LDC/EPR3.1B/002

Lewes District Council

Lewes District Council ("the Regulator") in exercise of its powers under Regulation 13(1) and Regulation 35(2)(h) of the Environmental Permitting (England and Wales) Regulations 2016 (S.I 2016 No.1154) as amended, hereby authorises **Brett Concrete Limited** ("the Operator").

Whose limited company registration number is: **00641279**

To operate an installation at:

Brett Concrete Limited - Newhaven Concrete Plant
East Quay
Newhaven Harbour
East Sussex
BN9 0BN

The Operator is authorised to carry out the following activities* to the extent authorised by and subject to the conditions of this Permit.

- Blending cement in bulk or using cement in bulk other than at a construction site, including the bagging of cement and cement mixtures, the batching of ready-mixed concrete and the manufacture of concrete blocks and other cement products. Section 3.1B(b) 'Production of cement and lime' of the Environmental Permitting (England and Wales) Regulations 2016 as described, and in accordance with the conditions contained in this permit.

This Permit shall be subject to replacement, variation or amendment as may be considered appropriate by Lewes District Council, at any time, according to the provisions of Regulation 20 of the EPR.

- * This Permit is given in relation to the requirements of the Environmental Permitting Regulations. It must not be taken to replace any responsibilities you may have under Workplace Health and Safety legislation. Nothing in this Permit grants or implies any consent under the Town and Country Planning Act.

Signed

Rachel Sadler
Specialist Advisor – Air Quality

Dated this day

27th March 2022

Conditions

The following are Environmental Permit Conditions and are legal requirements.

General operating conditions

1. No visible particulate matter shall be emitted beyond the installation boundary as marked in red on the **site plan** in **Schedule 2** to this permit.
2. The emission requirements and methods and frequency of monitoring set out in this condition shall be complied with. Monitoring shall be representative.

Substance	Source	Emission limit	Type of monitoring	Frequency of monitoring
Particulate matter	Whole Process	No visible airborne emission to cross the site boundary where harm or nuisance may be caused	Operator visual observations	At least daily
	Silo filters	Designed to emit less than 10mg/m ³	Design standard	Maintained standard
		No visible emission	Operator visual observations	At time of delivery
	All other silo inlets and outlets	No visible emission	Operator visual observations	At time of delivery

3. Any monitoring display required for compliance with the permit shall be visible to operating staff at all times. Corrective action shall be taken immediately if any periodic monitoring result exceeds a limit in **Condition 2**, or if there is a malfunction or breakdown of any equipment which might increase emissions. Monitoring shall be undertaken or repeated as soon as possible thereafter and a brief record shall be kept of the main actions taken.
4. All plant and equipment capable of causing, or preventing, emissions and all monitoring devices shall be calibrated and maintained in accordance with the manufacturer's instructions. Records shall be kept of such maintenance.

Silos

5. Bulk cement shall only be stored within the bulk cement silo(s).
6. Dust emissions from unloading road tankers shall be minimised by venting to the silo filter using a delivery tanker fitted with an on-board, truck-mounted relief valve and filtration system, and by connecting transfer lines first to the delivery inlet point and then to the tanker discharge point, and by ensuring delivery is at a rate which does not pressurise the silo.
7. Silos filled by pneumatic transfer shall be equipped with pressure relief devices. The seating of pressure relief devices on silos shall be checked at least **once a week, or before a delivery takes place**, whichever is the longer interval.

8. Silos and bulk containers of dusty materials shall not be overfilled and there shall be an overfilling alarm. The correct operation of such alarms shall be checked at least **once a week, or before a delivery takes place**, whichever is the longer interval.
9. If emissions of particulate matter are visible from ducting, pipework, the pressure relief device or dust arrestment plant during silo filling, the operation shall cease; the cause of the problem shall be rectified prior to further deliveries taking place. Tanker drivers shall be informed of the correct procedure to be followed.
10. Immediately it appears that a pressure relief device has become unseated during silo filling, no further delivery shall take place until corrective action has been taken. The pressure relief device shall be examined to check for defects before being re-set and a replacement fitted if necessary. Tanker drivers shall be informed of the correct procedure to follow.
11. When loading silos, deliveries must automatically be shut off where overfilling or over-pressurisation is identified.
12. Displaced air from pneumatic transfer shall pass through abatement plant prior to emission to air. Silo filters shall be designed to conform to the requirements **Condition 2**.

Aggregates delivery and storage

13. Dusty materials (including dusty wastes) shall only be stored in silos and designated stockpiles as detailed in the **site plan** in **Schedule 2** to this permit and shall be subject to suppression and management techniques to minimise dust emissions.

Belt conveying

14. Where belt conveyors are used, dust emissions shall be minimised as far as practicable. All transfer points shall be covered fitted with dust suppression or other containment as necessary.

Loading, unloading, transport and mixing

15. No potentially dusty materials (including wastes) or finished products shall arrive on or leave the site other than by use of cement tanker, enclosed mixer trucks and sheeted trucks.
16. The mixer and mixer trucks shall be loaded in such a way as to minimise airborne dust emissions. A full length discharge sock shall be used and fully inserted into the loading hopper on the truck mixer during truck loading operations and dust suppression shall be used.

Roadways and transportation

17. 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.

18. Vehicles shall not track material from the site onto the highway, and adequate wheel washing facilities must be supplied and used to achieve this requirement.

Techniques to control fugitive emissions

19. Yard areas and buildings shall be maintained to minimise visible dust emissions from surfaces.
20. Dust suppression shall be supplied and operated as often as necessary to control dust.

Records and training

21. Written or computer records of all tests and monitoring shall be kept by the operator for at least 2 years. They, and a copy of any manufacturers' 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.
22. 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.
23. The Operator shall implement the Dust Mitigation Scheme (RPS Report JAE10582 Rev 2) relevant to the installation containing the regulated activity, and in particular the documented procedures and records relating to control measures, routine visual inspections, complaints action procedure and management procedures detailed in the Dust Mitigation Scheme.

Best available techniques

24. 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.
25. 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.

Reduced operations (mothballing)

26. You must inform the Council immediately and in writing if and when you expect to restart or increase your level of operation to above the threshold requiring a permit at the installation, including the likely date this will occur.

Interpretations and Explanatory Notes

These interpretations and explanatory notes does not form part of your Environmental Permit conditions, however they do provide useful information about the Environmental Permitting Regulations:

In relation to this Permit, the following expressions shall have the following meanings:

<i>"Activity"</i>	An activity listed in Part 2 of Schedule 1 to the EP Regulations which will form part of an EP installation or be a mobile plant
<i>"The EPR / EP Regulation"</i>	Means the Environmental Permitting (England and Wales) Regulations 2016 S.I. 2016 No.1154 (as amended) and words and expressions defined in the EPR shall have the same meanings when used in this Permit save to the extent they are explicitly defined in this Permit.
<i>"Change in Operation"</i>	In relation to an installation or mobile plant, a change in its nature or functioning or an extension which may have consequences for the environment.
<i>"Enforcement notice"</i>	A notice served by a local authority to enforce compliance with the permit conditions or require remediation of any harm following a breach of any condition.
<i>"Installation"</i>	A stationary technical unit where one or more activities listed in Part 2 of Schedule 1 to the EP Regulations are carried out and any other location on the same site where any other directly-associated activities are carried out. and any activities that are technically linked. The terms 'regulated facility' and 'installation' are, in effect, interchangeable for A(2) and B activities.
<i>"Operator"</i>	The person who has control over the operation of the installation/regulated facility (EP Regulation 7).
<i>"Permit"</i>	A permit granted under EP Regulation 13 by a local authority allowing the operation of an installation subject to certain conditions.
<i>"Pollution"</i>	Any emission as a result of human activity which may be harmful to human health or the quality of the environment, cause offence to any human senses, result in damage to material property, or impair or interfere with amenities and other legitimate uses of the environment (EP Regulation 2(1)).
<i>"Revocation notice"</i>	A notice served by the Regulator under EP regulation 22 revoking all or part of a permit.
<i>"Permitted Installation"</i>	Means the activities and the limits to those activities described in this Permit.
<i>"Monitoring"</i>	Includes the taking and analysis of samples, instrumental measurements (periodic and continual), calibrations, examinations, tests and surveys.
<i>"MCERTS"</i>	Means the Environment Agency's Monitoring Certification Scheme.
<i>"Fugitive Emission"</i>	Means an emission to air or water (including sewer) from the Permitted installation that is not controlled by an emission limit imposed by a condition of this Permit.
<i>"Regulator"</i>	Means any officer of Lewes District Council who is authorised under Section 108(1) of the Environment Act 1995 to exercise, in accordance with the terms of any such authorisation, any power specified in Section 108(1) of that Act.
<i>"Best Available Techniques (BAT)"</i>	<p>Best available techniques means 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 practical, generally to reduce emissions and the impact on the environment as a whole.</p> <p>For those purposes:</p> <p>"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;</p> <p>"Best" means, in relation to techniques, the most effective in achieving a high general level of protection of the environment as a whole;</p> <p>"Techniques" includes both the technology used and the way in which the installation is designed, built, maintained, operated and decommissioned. Schedule 2 of the Regulations shall have effect in relation to the determination of best available techniques.</p>

Where any condition of this Permit refers to the whole or parts of different documents, in the event of any conflict between the wording of such documents, the document with the most recent publication date shall be taken to be the most appropriate document to be used.

Any person who is aggrieved by the conditions attached to a Permit can appeal to the Secretary of State for Environment, Food & Rural Affairs. Appeals must be received by the Secretary of State no later than 6 months from the date of the decision (the date of the Permit).

Appeals relating to installations in England should be received by the Secretary of State for Environment, Food & Rural Affairs. The address is as follows;

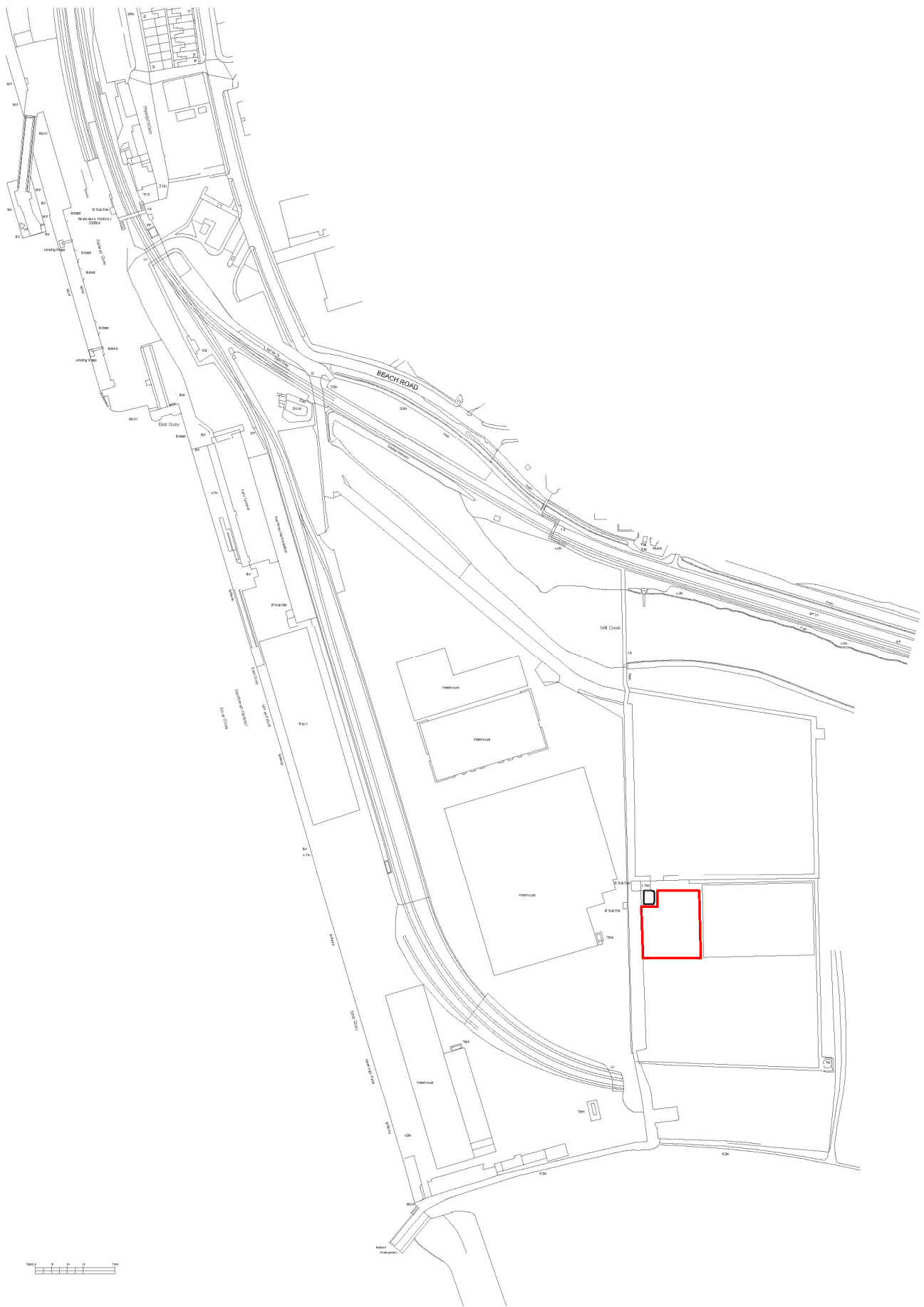
The Planning Inspectorate
Environment Team, Major and Specialist Casework
Room 4/04 – Kite Wing
Temple Quay House
2 The Square
Temple Quay
Bristol, BS1 1PN

The appeal must be in the form of a written notice or letter stating that the person wishes to appeal and listing the condition(s) which is/are being appealed against. The following five items must be included;

- (a) A statement of the ground of appeal;
- (b) A copy of any relevant application;
- (c) A copy of any relevant Permit;
- (d) A copy of any relevant correspondence between the person making the appeal ("the appellant") and the Council;
- (e) A statement indicating whether the appellant 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 upon one another's statements).

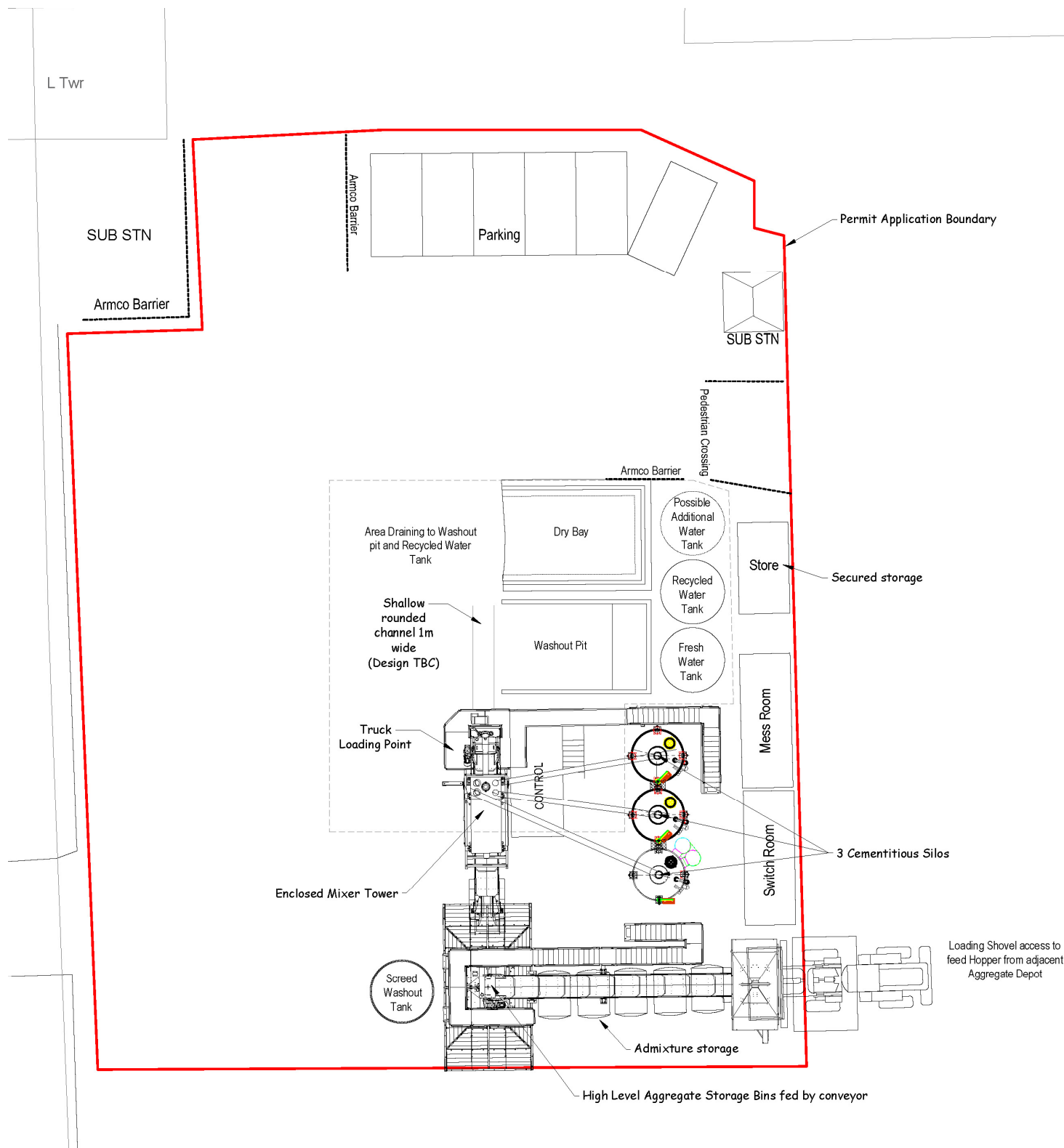
At the same time, the notice of appeal and documents (a) and (e) must be sent to the Council, and the person making the appeal should inform the appropriate Secretary of State that this has been done.

- 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 to either vary any of these conditions or to add new conditions.



Lewes District Council

Site	Brett Newhaven Concrete		
Project	Permit Application		
Drawing	Schedule 1 - Location Plan	No.	LDC/EPR3.1B/002
Date	20 th December 2021	Scale	Not to scale



Lewes District Council

Site	Brett Newhaven Concrete		
Project	Permit Application		
Drawing	Schedule 2 - Site Plan	No.	LDC/EPR3.1B/002
Date	20 th December 2021	Scale	Not to scale