

PPC Permit ref: MLD/1PPC/1/1/04

Information Request ref: IPPC 1/R1

Maldon District Council

**The Pollution Prevention and Control (England and Wales) Regulations 2000
Regulation 28 (2)**

Request for Information Notice

To: Wyndeham Heron Ltd.
Audley House
Hove Street
Hove
East Sussex
BN3 2DE

Re: Wyndeham Heron Ltd.
The Bentall Comple
Colchester Road
Heybridge
Maldon
Essex
CM9 4NW

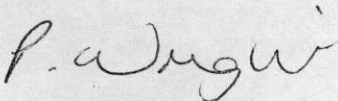
Maldon District Council ("the Council"), in the exercise of the powers conferred upon it by regulation 28 (2) of the Pollution Prevention and Control (England and Wales) Regulations 2000¹ ("the 2000 Regulations") hereby requires you-

(a) to furnish to the Council at the address set out below, the information specified in the Schedule attached to this Notice ("the Schedule"), being information which the Council reasonably considers that it needs for the purpose of the discharge of its functions under the 2000 Regulations; and

(b) to furnish that information in writing within the period specified in the Schedule.

Maldon District Council
Department of Community Services
Princes Road
Maldon
Essex
CM9 5DL

Signed



Mrs P Wright
Environmental Protection Team Leader
An authorised officer of the Council.

Date... 15th March 2005

<p>B1.3</p> <p>4. The green installation boundary line on plan 2478-002 Wyndeham Heron – Drains should be the same as on 2478-001 and 2478-003.</p> <p>5. Plan 2478-001 Wyndeham Heron Layout of the site should be amended to show the location of the new press and the changes to the existing presses etc.</p> <p>6. Prima 61 shown on plan 2478-003 is not listed in the equipment on page 7 of 2278 RepA</p>	<p>Amended plans</p> <p>Amended plans</p> <p>Description of equipment</p>	<p>1st June 2005</p> <p>1st June 2005</p> <p>1st June 2005</p>
<p>B2.2</p> <p>7. In the Environment Agency's response they refer to extant Discharge Consent PRENFO3375 which regulates the discharge of Cooling Water from the site. Please confirm if this discharge still takes place and provide a copy of the results of the most recent sample taken from the outlet.</p> <p>8. Provide a copy of the results of the most recent monitoring report in respect of the requirements of Anglian Water Trade Effluent consent ACH239(C09-18)</p>	<p>Confirmation of continuing discharge and copy of sample results</p> <p>Copy of sample results</p>	<p>1st June 2005</p> <p>1ST June 2005</p>

B2.3	<p>9. Recalculate the heights of the vents serving the presses and other point source emissions to demonstrate that they are discharging at the correct height to ensure satisfactory dispersion of the emissions, including odour. The heights should be calculated using the method set out in the HMIP Technical Guidance Note (Dispersion) D1.</p>	Copy of the results of the results of the D1 calculation	1 st June 2005
	<p>10. Please confirm which option you intend to adopt to implement the requirements of the Solvent Emissions Directive. Emission concentration and fugitive emission control or a solvent reduction scheme. (see SED boxes etc in SG6(2003))</p>	Confirmation of compliance option.	1 ST June 2005
B2.4	<p>11. Provide the safety data sheets for the inks, solvents and blanket wash etc</p>	Copies of the relevant data sheets	1 st June 2005
B2.9	<p>12. Many of the representations from the public refer to noise from the site as a major concern. The sources of the noise include that arising from equipment, fans, traffic movements including noise from cars when the shifts change, lorries with engines running, fork lift trucks and the dropping of skips. It is therefore considered that an in depth noise survey of all noise sources is required to address these concerns and to determine the controls that are necessary.</p>	Detailed analysis of existing noise sources and the measures for abating noise nuisance from those sources	1 st June 2005
		Preventive Measures	
	<p>13. The vibration from the site has also been raised as a concern and its is considered that an assessment should be carried out to address these concerns.</p>	Detailed analysis of vibration sources and the measures for abating nuisance from any those sources	1 st June 2005
		Preventive Measures	

<p>B4.1</p> <p>14. A copy of the outcomes of the H1 assessment is requested.</p>	<p>Copy of the report generated by the H1 calculation</p>	<p>1st June 2005</p>
<p>15. It is considered that you must complete the enclosed application for a variation and submit the full details of the changes including the following:</p> <ul style="list-style-type: none"> a) details of the new press, b) the calculated heights of the vents from the thermal oxidiser etc, c) details of the emissions from the other emission points associated with the press d) details of the equipment that will be installed on the press to monitor and record temperature and oxygen or carbon dioxide emissions including the alarms and interlocks, e) Data that will demonstrate that operating parameters of the thermal oxidiser will ensure compliance with the emission concentration for VOC's. f) An assessment of the impact of noise and vibration from the press on nearby residential premises. 	<p>The completed variation application form</p>	<p>1st June 2005</p>

Signed

P. Wright

Mrs P Wright

Environmental Protection Team Leader

An authorised officer of the Council

Date *15th March 2005*

(This guidance does not form part of the Request for Information Notice, but it is for the guidance of those served with the notice.)

1. Dealing with a Request for Information Notice

This notice requests information, which the Council considers it requires for the purposes of the discharge of its functions under the Pollution Prevention and Control (England and Wales) Regulations 2000.

The [legal person/individual] named in this notice is required to supply the information detailed in the Notice or attached Schedule within the timescale specified.

If you have recently applied for a permit under the LA-IPPC or LAPPC regimes, the information to be provided will assist the Council in the swift determination of the application.

If you fail to provide the information specified in the notice by the given date, it is open to this authority to deem your application for a permit to have been withdrawn (Schedule 4, paragraph 4 of the PPC regulations).

2. Exclusion from registers of certain confidential information

(a) Commercial Confidentiality

An operator may request certain information within an application or associated request for information to remain confidential i.e. not be placed on the public register. The operator must request the exclusion from the public register of commercially confidential information at the time of supply of the information requested by this notice. The operator should provide clear justification for each item wishing to be kept from the register. The amount of information excluded from the register should be kept to the minimum necessary to safeguard the operator's commercial advantage. It may assist the local authority if the information the operator considers to be commercially confidential is submitted in a way which will allow it to be easily removed should the request be granted, for example on separate pages, marked 'claimed confidential'. The onus is on the operator to provide a clear justification for each item to be kept from the register. It will not simply be sufficient to say that the process is a trade secret.

The general principle is that information should be freely available to the public. Information that maybe considered commercially confidential is that which if it were "being contained within the register would prejudice to an unreasonable degree the commercial interests of an individual or other person" (regulation 31(12) of the 2000 Regulations).

Local authorities will also take into account whether the information at issue could be obtained or inferred from other publicly accessible sources.

The local authority shall determine this request within 28 days of the date of such an application and shall issue a Determination Notice detailing their decision. The Notice may specify a time period over which the information is to remain commercially confidential (if not specified, it will be four years beginning with the date of the determination) The operator may appeal to the Secretary of State within 21 days of the notification of the decision.

If the application is granted the local authority shall place a statement on the public register indicating the existence of information which has been withheld and stating the reasons why, [plus whether this information is relevant to a permit condition, and whether the permit condition has been complied with].

The local authority may consider that certain areas of the information are commercially confidential, and others are not. If this is the case it will be stated in the determination notice. The operator may appeal against this in the normal manner.

Further guidance on commercial confidentiality can be found in chapter 8 of the LA-IPPC and LAPPC Guidance.

(b) National Security

Information may be excluded from the public register on the grounds of National Security. If it is considered that the inclusion of the information requested by this notice on a public register is contrary to the interests of national security, the operator may apply to the Secretary of State, specifying the information and indicating the apparent nature of risk to national security. The operator must inform the local authority of such an application, who will not include the information on the public register until the Secretary of State has decided the matter.

Offences

Failure to comply with a Request for Information Notice is an offence under regulation 32(e) of the 2000 Regulations. A person guilty of an offence under this regulation could be liable (i) on summary conviction, to a fine not exceeding the statutory maximum (currently £5000); or (ii) on conviction to a fine or imprisonment for a terms not exceeding two years or both.
