

Environmental Permit

Environment Protection Act (CAP. 549)

Permit number
EP 007/19/A

The Environment and Resources Authority (hereinafter the Authority; the Competent Authority or ERA) in exercise of its powers under the Environment Protection Act (CAP. 549) hereby authorises:

Mr. Charles Galea obo Electronic Products Ltd.
Company registration number: **C 21306**

(hereinafter “the Operator” or “the Permit Holder”),
Of / Whose Registered Office (or principal place of business) is at

Electronic Products Ltd.
93, Oil Railway Track
Santa Venera

to carry out waste management activities related to the receipt and temporary storage of WEEE at:

WEEE Stores
HUT 702
Kordin Industrial Estate
Kordin

to the extent authorised by and subject to the conditions of this Permit.

This permit is valid for **two (2) years** from the date below. An application for renewal of this permit is to be submitted at least **three (3) months** prior to expiry of this permit.

Signed	Date
Prof Victor Axiak Chairman	Permit Issued: 29 / 03 / 2019

Authorised to sign on behalf of the Competent Authority

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Conditions

1 General

The Permitted Installation shall, subject to the conditions of this Permit, be managed, controlled and operated as described in the Application, or as otherwise previously agreed in writing by the Authority.

Status Log

Detail	Date
<i>Application EP</i>	16 th February 2019
<i>Permit determined by ERA Board</i>	22 nd March 2019

1.1 Permitted Activities

- 1.1.1 The Operator is authorised to carry out the activities and the associated activities specified in Table 1.1.1.

Table 1.1.1

Activity	Description of specified activity	Limits of specified activity
Storage of WEEE	Storage of WEEE in designated areas	From receipt of waste to dispatch of WEEE to authorised facilities either locally or abroad.

1.2 Site

- 1.2.1 The activities authorised under condition 1.1.1 shall not extend beyond the Site, as shown on the Site Map in Schedule 2 to this Permit.

1.3 General Conditions

- 1.3.1 The conditions and obligations of this permit are without prejudice to any other regulation, code of practice, conditions or requirements requested by other Authorities or entities, including but not limited to, the Planning Authority, Occupational Health and Safety Authority, Transport Malta and the Regulator for Energy and Water Services (REWS)
- 1.3.2 This permit is granted saving third party rights. The Permit Holder is not excused from obtaining any other permission required by law.
- 1.3.3 In these conditions and their interpretation, all terms shall have the same meaning as that assigned to them in Subsidiary Legislation 549.63, the Waste Regulations.
- 1.3.4 The Permit Holder is to be legally responsible and accountable for managing the site in all its various aspects, thus ensuring that the waste management activity for which he has been granted a permit is carried out in accordance with the provisions as per Subsidiary Legislation 549.63 as amended, and other related legislation, as well as all the conditions of this permit.
- 1.3.5 The site must be well secured at all times.

- 1.3.6 The company shall maintain a register of third party complaints. The register shall record the name and address of the complainant(s), the date, location, source and nature of the complaint and the corrective action undertaken, where such action proves necessary.
- 1.3.7 All plant, equipment and technical means used in operating the Permitted Installation shall be maintained in good operating condition and without causing significant polluting emissions, potentially polluting leaks and spillages. The operator shall keep maintenance records as per section 4.3.
- 1.3.8 The Permitted Installation shall be managed, controlled, supervised and operated by staff who are aware of the importance of environmental protection and suitably trained on the requirements of this Permit, in particular on those permit conditions relevant to their duties. All staff shall be provided with adequate training and written operating instructions to enable them to effectively carry out their duties. Such training shall be recorded and maintained as per condition 4.3.3.
- 1.3.9 Upon the joint application of an operator and a proposed transferee, the Authority may transfer the environmental permit to the proposed transferee. The transfer of the permit will not relieve any of the operators from his environmental obligations and liabilities.
- 1.3.10 The Authority may carry out regular compliance checks that vary in frequency according to the site's compliance with the permit conditions. Any checks or audits carried out by the Authority may be made at the Permit Holder's financial expense.
- 1.3.11 The Authority's representatives are empowered to inspect every part of the site and ask for any closed or locked areas to be opened. They are also entitled to be given any proof, documentation, plans, receipts or any other records which these Authority representatives may request.
- 1.3.12 The Authority may add, amend substitute or revoke any of the conditions of this permit after notifying the Permit Holder of its intention and after describing the changes to the Permit Holder. This, without prejudice to any prevailing circumstances that would preclude the Authority from following such a procedure.
- 1.3.13 The validity of this permit is until **29th March 2021**. The Permit Holder is able to renew the permit upon application with the Authority expressing his/her intention at least three (3) months prior to the expiry of the permit. An application for the renewal of the Permit will only be accepted by the Authority subject but not limited to Condition 4.5.1 being fulfilled. The permit will be considered renewed once the official renewed permit is issued by the Authority.
- 1.3.14 In accordance to the provisions of S.L. 549.63, this permit is issued against a bank guarantee of **€6,350 (Financial Guarantee Number G38TFC56231 dated 26 March 2019)** which shall be renewed annually. This guarantee will have to be maintained throughout the validity of the permit. Following renewal and/or variations to this permit, the Authority may require amendments to the Bank Guarantee.
- 1.3.15 The Bank Guarantee shall remain in place for the duration of validity of this permit and shall only be released upon confirmation of full compliance with the permit conditions by the Authority.
- 1.3.16 The Authority may take part or all of the bank guarantee if the Permit Holder fails to take necessary action or fails to fulfil his legal obligations under the Act or its subsidiary legislation thereof, in cases of non-compliance with these permit conditions, or in cases where environmental integrity is threatened. This bank guarantee is without prejudice to any environmental liabilities incurred by the permit holder through failure to adhere to permit conditions or any other works/activity

carried out on site. Should the Authority forfeit the Bank Guarantee either in part or in full, the operator shall ensure that this is replenished without undue delay in any case not exceeding 2 months from the date of forfeiture.

- 1.3.17 In cases where the bank guarantee does not cover the expenses incurred by the Authority to take any remedial action on the Permit Holder's behalf, the Permit Holder is to financially reimburse the Authority of all the expenses incurred within.
- 1.3.18 A copy of this permit shall be available at all times at the site office, including any Variation Notices or amendments to it.
- 1.3.19 The Authority may suspend or revoke this environmental permit or part of this environmental permit where significant mismanagement of the site is observed or any of the permit conditions are not respected after a written warning is given by the Authority or in any eventuality that gives the Authority enough reason to suspend or revoke this permit.
- 1.3.20 The Authority may request monitoring and/or review of operational practices and/or commission audits on the installation as deemed necessary to address any circumstances that may affect quality of the surrounding environment. Any required monitoring and/or audits shall be carried at the expense of the Permit Holder.
- 1.3.21 Without prejudice to condition 1.3.20, the authority may take any action deemed necessary including but not limited to the suspension of any activity/operation until investigations are concluded.

1.4 Operational Changes

- 1.4.1 The operator may apply for a variation in permit and shall seek the Authority's written agreement prior to any operational changes, by sending to the Authority
 - a) Written notice of the details of the proposed change, including an assessment of its possible effects (including changes in emissions and waste production) on risks to the environment from the Permitted installation;
 - b) Any relevant supporting information (e.g. chemical/fuel consumption, technical details, changes in the type/use of substances/mixtures, etc.);
 - c) Any relevant supporting assessments and drawings, and;
 - d) The proposed implementation date.
- 1.4.2 Any such change shall not be implemented following the issue of a variation of the permit by the Authority.

1.5 Improvement Programme

- 1.5.1 The Operator shall complete the improvements specified in Table 1.5.1 by the date specified in that table.

Table 1.5.1: Improvement programme		
Reference	Requirement	Deadline
1	Implementation of Quarantine Area	Within three (3) months of issue of the permit.
2	A site identification board is to be affixed.	Within three (3) months of issue of the permit.

1.6 Pre-Operational Condition

- 1.6.1 The Operator shall ensure that prior to commencement of operations in this site, the boundary wall of the hut shall be properly closed and inaccessible from third parties. The Authority shall be informed once such measure is in place.

2. Site Infrastructure and Operations

2.1 Site Infrastructure

- 2.1.1 During non-operating hours the site shall be firmly closed and totally inaccessible to third parties, both by vehicle and on foot.
- 2.1.2 A quarantine area is to be designated within the site boundary to temporarily hold unpermitted waste that may enter the site. A non leaking skip or similar contained structure can be utilised for the temporary storage of unpermitted waste.
- 2.1.3 The site shall be clearly identified by a site identification board, which shall be replaced as soon as it is damaged or the information is no longer readable from a distance. The site identification board shall be located at the site entrance and shall contain the following information:
- a. The company name and address
 - b. Permit holder's name
 - c. 24 hour emergency mobile number
 - d. Permit Number (making it clear this site is permitted by the Authority)
- 2.1.4 No waste shall be deposited, stored, treated or otherwise handled in any area of the site that is not impermeable. No liquids wastes are allowed to be kept on site.
- 2.1.5 The infrastructural set up of for the WEEE storage areas shall be carried out in compliance with the technical requirements set out in Schedule 8 of Subsidiary Legislation 549.89, the Waste Management (Electrical and Electronic Equipment) Regulations). As a minimum all the listed requirements have to be implemented at the permitted facility.

2.2 Permitted Operations on Site

- 2.2.1 Only waste streams as set out in the European Waste Catalogue codes in Schedule 1 can be accepted and stored on site. The permitted waste shall only be accepted for sorting and temporary storage prior to dispatch to authorised facilities locally or abroad. Any processing of these wastes including but not limited to dismantling, shredding, baling and any other form of treatment is strictly prohibited.
- 2.2.2 All wastes leaving the site after storage must only be sent to facilities licensed to accept the individual waste stream, either locally or abroad.
- 2.2.3 The Permit Holder is to ensure that the waste is organised into the designated areas, labelled and visible physical delineation of the waste storage areas shall be put in place.
- 2.2.4 No waste shall be handled beyond the boundary of the permitted area as indicated in Fig 2.2 in Schedule 2.
- 2.2.5 The total combined quantity of WEEE arising from the permitted activities, stored at the permitted facility shall not exceed 49 tonnes as highlighted by the operator during the application process. The operations on site are to strictly abide by the site layout

plan in the permitted site layout plan as indicated during the application process of this permit.

3. Operating Conditions

3.1 Emissions to Air

3.1.1 No emissions to air shall take place from the Permitted Installation.

3.2 Effluent Discharges

3.2.1 No discharges to surface water or groundwater shall take place from the Permitted Installation.

3.2.2 No discharges to the foul sewer (other than from domestic sewage or equivalent) shall take place from the Permitted Installation.

3.2.3 The Operator shall undertake all necessary measures and precautions to prevent spillage of raw materials, intermediates, products, waste and any other materials.

3.2.4 All process and storage areas must be appropriately contained.

3.2.5 Rainwater shall not be discharged into the sewer. Foul sewer drains must be strictly segregated from storm water drains.

3.3 Emissions to Land

3.3.1 No emission from the Permitted Installation shall be made to land.

3.3.2 In the event of contamination of land, the operator shall notify the Authority within 24 hours, forward a decontamination plan for the Authority's approval and execute it within an agreed time frame.

3.4 General Waste Acceptance, Storage and Handling

3.4.1 The Permit Holder shall apply the precautionary principle to safeguard the environment whilst carrying out the permitted activities and shall immediately refuse the entry of waste that is suspected to be in breach of the conditions of this permit.

3.4.2 The Permit Holder shall ensure that all waste management operations authorised in accordance with this Permit are carried out in an orderly manner and in such a way as to cause the least possible disturbance to the surroundings and the least possible adverse effects to third parties.

3.4.3 All wastes shall be stored within the designated and controlled storage area(s) prior to ultimate disposal. Any unpermitted wastes that may inadvertently enter the site must be stored in a clearly defined and contained quarantine area (Condition 2.1.2) and not be mixed with other wastes on site.

3.4.4 No treatment, dismantling or recovery of waste is allowed on site.

3.4.5 All wastes leaving the site after storage and/or processing must only be sent to facilities licensed to accept the individual waste stream, either locally or abroad.

- 3.4.6 In the case of waste that waste is sent for treatment or recovery to another facility locally or abroad, the audit trail shall cover all waste from the point of generation or collection to the end recovery or disposal facility.
- 3.4.7 No storage of waste destined for disposal is permitted for a period exceeding 12 months. No storage of waste destined for recovery is permitted for a period exceeding 3 years.
- 3.4.8 The operator is to prevent litter or other wastes escaping from the site boundaries particularly during loading/unloading. Any such escape of waste shall be collected immediately upon detection.
- 3.4.9 No waste shall be handled beyond the boundary of the permitted facility.
- 3.4.10 The permit holder shall also ensure and take all precautions in his competence to avoid any leakages or spills from liquid material that can cause environmental harm. Waste liquid tanks and drums found to be leaking or damaged shall either be immediately transferred to a larger over-container or shall have their contents immediately transferred to an alternative tank/drum.
- 3.4.11 Only registered waste carriers as per activity 38 of schedule 1 in S.L. 549.45, the Waste Management (Activity Registration) Regulations (unless exempt) are allowed to transport waste to and from this site.
- 3.4.12 Waste produced at the Permitted Installation shall be recycled, reused or recovered unless technically and/or economically impossible.
- 3.4.13 Prior to initiating any waste export procedure, the operator shall check with the Competent Authority in the country of export, to ensure that the correct export code/s according to the relevant Annexes of Regulation No 1013/2006 on shipments of waste are being applied.
- 3.4.14 Should the operator require the services of a waste broker, it shall be ensured that any such broker is a duly registered waste broker in accordance with S.L. 549.45.
- 3.4.15 Without prejudice to condition 3.4.12, transboundary movement of waste shall be carried out in accordance with the following regulations, as amended from time to time:
 - a. Regulation (EC) N° 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste as implemented through S.L. 549.65;
 - b. Commission Regulation (EC) N° 1418/2007 of 29 November 2007 concerning the export for recovery of certain waste listed in Annex III or IIIA to Regulation (EC) N° 1013/2006 of the European Parliament and of the Council to certain countries to which the OECD Decision on the control of transboundary movements of waste does not apply; and
 - c. Any other applicable legislation.
- 3.4.16 The Permit Holder shall ensure to issue a receipt / certificate for every consignment of wastes accepted and removed on Site indicating the date and time of the consignment and the weight of the waste received. Each receipt / certificate shall indicate the site name and permit number, as well as bearing a unique sequential number. Where applicable, this also applies to any Recycling Certificates issued by the operator.
- 3.4.17 Disposal and/or recovery certificates and any documentation related to transfer of waste to and from the site and/or related to its end disposal and/or recovery shall be kept on record and made available for inspection for a period of at least 5 years from

date of their issue. Copies of such certificates shall be submitted on an annual basis as part of the AER.

- 3.4.18 The Permit Holder shall maintain records of the weight of each waste consignment received and /or removed from the site, and such data shall be collected using a properly calibrated scale. Operator is to submit details of the scale used, together with its location and calibration details. Records of waste weighed prior to loading onto the vehicle from the point of collection may be accepted in lieu of onsite weighing.
- 3.4.19 All hazardous waste transferred to and from the site shall be accompanied by a valid hazardous waste Consignment Permit issued by ERA. Each consignment under the consignment permit shall be accompanied by a Consignment Note.
- 3.4.20 The Permit Holder shall submit to the Competent Authority the complete copy of any consignment note for each consignment of waste at the end of each calendar month for movements that occurred in the previous month to the Authority as per requirements of Regulation 14 of SL 549.63 unless this is being submitted electronically through the Authority's web portal.

4. Site Management

4.1 Staff obligations and Responsibilities

- 4.1.1 All employees authorised by the Permit Holder to undertake waste management activities on his/her behalf, shall be fully conversant with the obligations of this permit and shall be individually aware of their responsibilities and liabilities in observing the conditions of this permit. They shall be provided with adequate professional technical development and training and written operating instructions to enable them to effectively carry out duties.
- 4.1.2 One member of the staff shall be nominated as the Technically Competent Person (TCP) of the site, whereby this person is to physically represent the Permit Holder during the times when the Permit Holder will not be available.
- 4.1.3 The TCP is responsible for the implementation of all the obligations stipulated in this permit, must supervise the rest of the staff on site and is completely responsible to ascertain that all permit conditions are being adhered to and that unauthorised waste does not enter the site.
- 4.1.4 In the event of any short or long periods of sick leave or vacation leave taken by the TCP, for a period not exceeding 10 days, the Permit Holder is obliged to find a replacement for that member of staff without delay.
- 4.1.5 All the staff on site shall be fully aware of the procedures to be taken to contain any environmental hazard which may arise related to the activities being carried out on site.

4.2 Accident Prevention and Control

- 4.2.1 An Emergency Response Plan shall be maintained containing details of the location, nature and quantity of chemicals, oils and fuels stored, any special hazards, a drawing showing location of drains and the emergency phone numbers of the operator and relevant authorities. It shall also include actions to be taken in the case of incidents which could affect the environment, such as fires and chemical/fuel spills. The emergency plan shall indicate that accidental releases of chemicals and fires caused by chemicals are to be managed as specified in the respective MSDS sheets.

- 4.2.2 In the case of an accident (including fire, chemical spills, etc.), the Operator shall follow the Emergency Response Plan referred to in Condition 4.2.1 and, in the case that such accident could be regarded as causing environmental damage or as posing a threat of environmental damage, the Operator shall notify the Authority within 24 hours.
- 4.2.3 Spillages of chemicals or other hazardous material shall receive immediate attention to prevent escape to drain, surface water or land. Spilled material shall be disposed of in an appropriate manner. Kits for the collection of liquid and powder spills shall be available on site at strategic locations.
- 4.2.4 Small leaks or spills shall be cleared up immediately by the application of absorbent materials. All used absorbent materials shall be disposed of as hazardous waste at facilities permitted to accept such waste. Transfer of this waste shall be carried out as per conditions specified in section 3.4 of this permit.
- 4.2.5 The operator shall have in storage an adequate supply of suitable absorbent material to absorb any spillage.

4.3 Site Records & Archive

- 4.3.1 A site daily operations log shall be kept on site in which the following information shall be recorded on a daily basis:
- (a) Total amount of waste in kilos accepted on site
 - (b) Total amount of waste in kilos removed from site for disposal or further treatment
 - (c) Total amount of waste in kilos refused entry on site
 - (d) Total amount in kilos of unaccepted material sent to the quarantine area and by which registered waste carrier it was transported
 - (e) Copies of consignment notes used for waste received/removed from site
 - (f) Any incidents that took place on site such as mechanical faults in the machinery or equipment used on site, any spills, fires, etc and the remedial action taken
 - (g) Any other incidents that the Permit Holder deems important to record.

Each record shall be compiled within 24 hours of the relevant event. The records kept in the site operations log shall be made available for inspection at any time when the Authority representatives request to inspect them.

- 4.3.2 The Operator shall ensure that all records required to be made by this Permit and any other records made by it in relation to the operation of the Permitted Installation shall:
- (a) be made available for inspection by the Authority upon request;
 - (b) be supplied to the Authority on demand and without charge and in the format requested;
 - (c) be legible;
 - (d) indicate any amendments which have been made and shall include the original record wherever possible; and
 - (e) be retained at the Permitted Installation, or other location agreed by the Authority in writing, for a minimum period of 3 years from the date when the records were made, unless otherwise agreed in writing.
- 4.3.3 The Operator shall maintain a record of the skills and training requirements for all staff whose tasks in relation to the Permitted Installation may have an impact on the environment and shall keep records of all relevant training.
- 4.3.4 So as to assist the operator in complying with these permit conditions and formalising procedures required by this permit, the Authority recommends the establishment of an Environment Management System (EMS). An EMS can take the form of a standardised system (e.g. EN ISO 14001:1996 or EMAS) or a non-standardised

("customised") system, provided that is properly designed and implemented. Guidance for a non-standardised ("customised") system is included in schedule 5 of this permit.

4.4 Closure and Decommissioning

- 4.4.1 In the event of cessation of operations on the site, all wastes (including machinery and associated equipment) and hazardous materials (including chemicals) must be removed from the site such that any pollution risk is avoided and the site is returned to a satisfactory state. The Operator shall notify the Authority immediately upon a decision being taken to cease business activity. In the case of full decommissioning, applicant shall submit a decommissioning plan in accordance with the terms of reference provided by the Authority for approval by the relevant Authorities. The obligations arising from the permit shall subsist until the Authority confirms in writing that the implementation of the decommissioning plan has been implemented to its satisfaction.
- 4.4.2 A finalised version of the Decommissioning Plan shall be submitted to the Authority for approval not later than 10 days after the Authority is notified of the intention to decommission the site.
- 4.4.3 The approved Decommissioning Plan shall be implemented within 12 months of final cessation or decommissioning of the Permitted activities or part thereof or according to a timeframe as may be agreed with the Authority.
- 4.4.4 When deemed necessary the Authority may require the permit holder to take such additional measures as it considers necessary with respect to after care obligations in relation, but not limited to the remedial action, rehabilitation, and monitoring of the waste management or waste production site.

4.5 Reporting

- 4.5.1 The Operator shall submit to the Authority an Annual Environmental Report (AER) of the previous year by not later than end of March of each year, providing the information listed in Schedule 3 of this Permit and in the format specified therein.
- 4.5.2 In the event where operations cease temporarily, the TCP or Permit Holder are obliged to notify the Authority within two (2) days and are also to inform the Authority with regards to when the works are intended to resume.
- 4.5.3 All reports and written and/or verbal notifications required by this Permit shall be made and sent to the Authority using the contact details notified in writing to the Operator by the Authority. The Authority shall be informed within 24 hours in the event of an environmental hazard or major incidents.
- 4.5.4 The Authority shall be informed within 24 hours in the event of an environmental hazard or major incidents.

Schedule 1

Complete List of Permitted Waste on Site

European Waste Codes	Description of Waste
16 02 13*	discarded equipment containing hazardous components other than those mentioned in 16 02 09 to 16 02 12
20 01 21*	fluorescent tube and other mercury-containing waste
20 01 35*	discarded electrical and electronic equipment other than those mentioned in 20 01 21 and 20 01 23 containing hazardous components

Schedule 2 Site Map

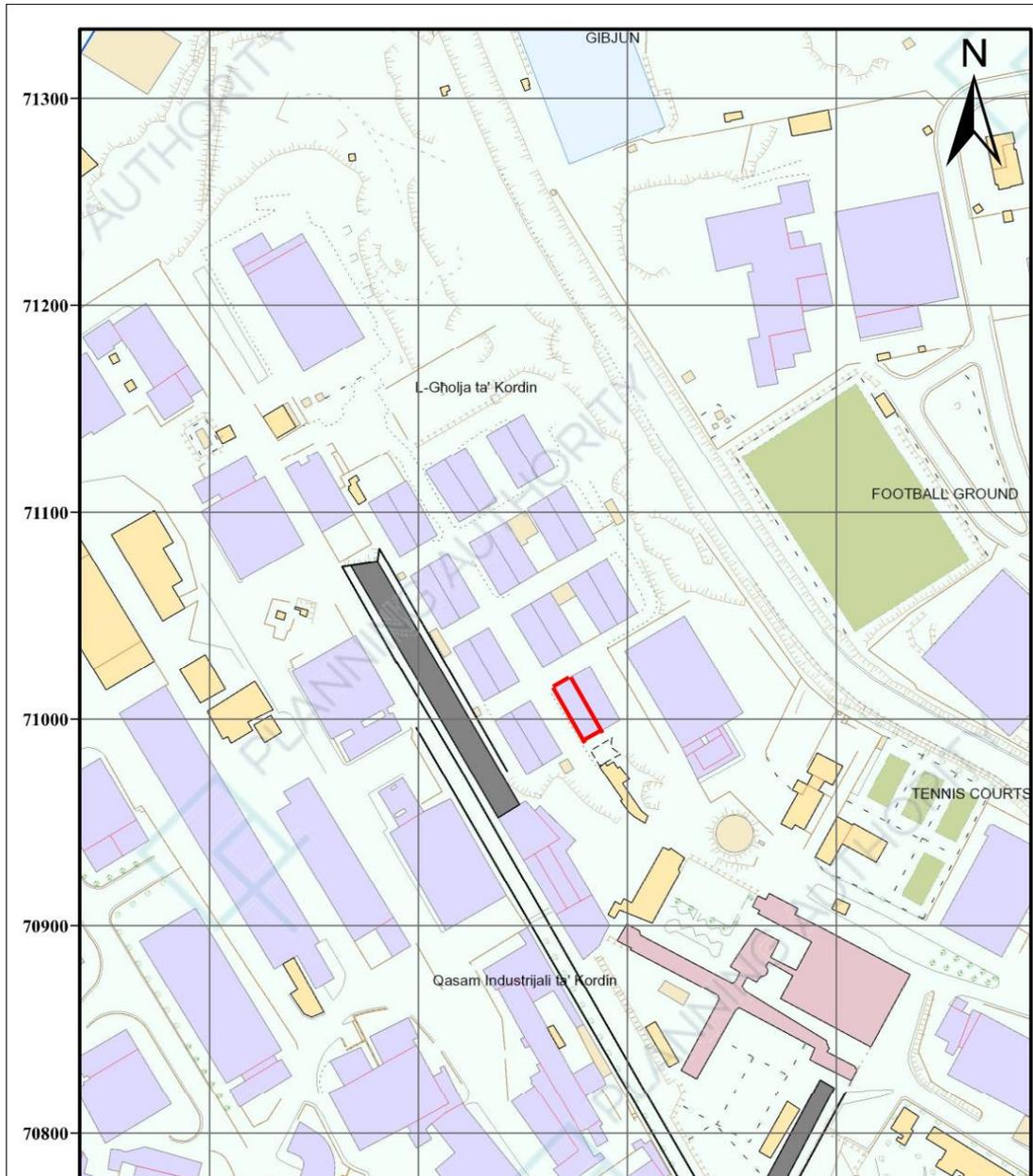


Fig. 2.1: Site showing extent of permitted facility in red for the carrying out of the activities specified in condition 1.1.1. The extent of the site boundary is indicative and shall not be used for interpretation purposes.

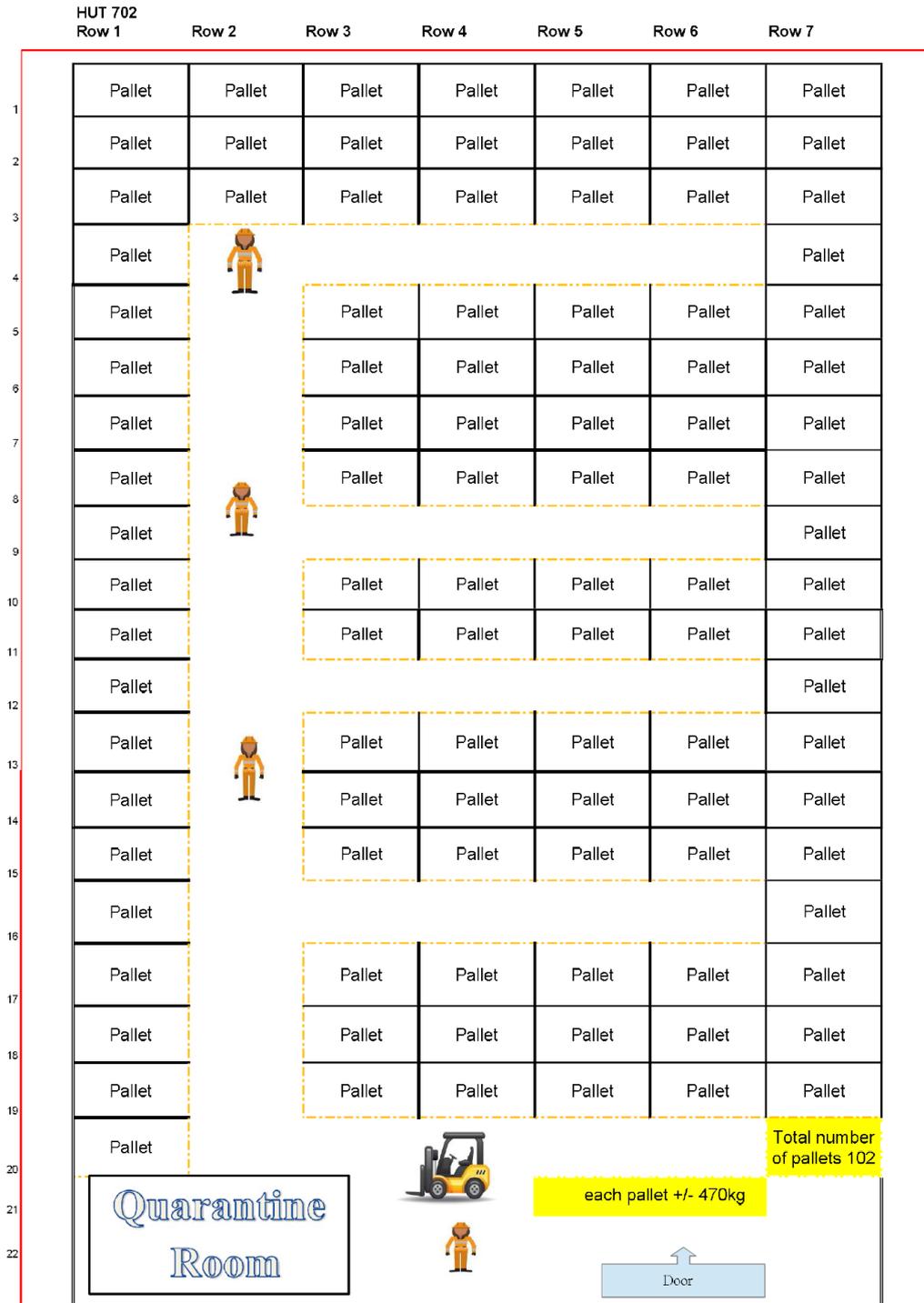


Fig. 2.2: Internal permitted site layout showing extent for the carrying out of the activities specified in condition 1.1.1. The extent of the site boundary is indicative and shall not be used for interpretation purposes.

Schedule 4

Minimum requirements for an Environment Management System (EMS)

Within six (6) months of issue of the permit, the Operator shall submit an EMS which should include, as a minimum, the following elements:

1. Management and Reporting Structure

This should in particular include the name of the person who will be responsible for managing environmental aspects of the installation. Relevant qualifications and experience should be listed, together with contact details (including a mobile number for emergency purposes).

2. Environmental Objectives and Targets

The section should include a review of all operations and processes, a commitment by the operator to continuous improvement, and identification of priority areas where improvement to the operations is necessary and practicable, such as:

- a. recycling of materials;
- b. minimisation of waste;
- c. efficient use of resources (especially water and energy);
- d. use of biodegradable chemicals;
- e. minimising use of solvents;
- f. procedures to minimise noise disturbance to neighbours;

Targets should be set for priority areas identified (e.g. minimising waste generation by ___% annually).

3. Environmental Management Programme (EMP)

This should include a time schedule for achieving the Environmental Objectives and Targets prepared under point 2 above. The time schedule should cover a period of 5 years. The EMP should include:

- a. designation of responsibility for targets;
- b. the means by which they may be achieved;
- c. the time within which they may be achieved.

Targets and performance should be reviewed annually as part of the EMS.

4. Documentation

A system of documentation should be established to ensure that records are kept of the priority areas chosen according to point 2. In addition, the operator should issue a copy of the environmental permit to all relevant personnel whose duties relate to any condition of the permit.

5. Corrective Action

The operator should establish procedures to ensure that corrective action is taken should the specified requirements of the environmental permit not be fulfilled. The responsibility and authority for initiating further investigation and corrective action in the event of a nonconformity with the environmental permit should be defined.

6. Awareness and Training

The operator should establish and maintain procedures for identifying training needs, and for providing appropriate training, for all personnel whose work can have an effect on the environment. Appropriate records of training should be maintained.

7. Maintenance Programme

The operator should establish and maintain a programme for maintenance of all plant and equipment based on the instructions issued by the manufacturer/supplier or installer of the equipment. Appropriate record keeping and diagnostic testing should support this maintenance programme.

The licensee should clearly allocate responsibility for the planning, management and execution of all aspects of this programme to appropriate personnel.

END OF PERMIT