

Section 9 - Return and Collection Systems

[Include an appropriate description of how the data has been compiled, including an explanation of any estimates used.]

As regard to the return and collection systems, include details on the collection of waste batteries and accumulators.]

Date of Submission: _____

Signature: _____

Section 10 - List of Authorised Waste Management Undertakings used during the reporting period for the carrying out of the waste management operations involved in the Scheme

Name of authorised waste management undertakings ¹	Permit number of authorised waste management undertakings ¹

¹ The Scheme is to ensure that all waste management undertakings used during the reporting period are duly authorised by the Malta Environment and Planning Authority.

Date of Submission: _____

Signature: _____

Section 11 - Proof of recycling

[Pursuant to condition 6.3, if the recycling process commences in a facility situated in Malta, include a signed declaration from the said facility indicating that the waste batteries and accumulators have initiated and/or completed the recycling process in Malta as well as include the information shown in Annex IV, Annex V and Annex VI of Commission Regulation (EU) No 493/2012.

For exports of waste batteries and accumulators for further treatment in other Member States or third countries, include information requested in condition 6.4 of the Scheme Permit.]

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Section 12 - Information and Awareness Campaigns

[Include details of any Information and Awareness campaigns set up to for general public and economic operators in accordance to provision 16 of the Scheme Permit]

ANNEX II

**Terms of reference for Compliance Audits related to permitted
Waste Batteries and Accumulators Compliance Scheme**

- The auditor shall be independent (i.e. an auditor who would be eligible for appointment as company auditor), certified, and approved by the Authority.
- The auditor would be required to certify all the information reported to the Authority by the Waste Batteries and Accumulators Compliance Scheme as specified in the permit itself.
- A sound auditing procedure for traceability, monitoring, and control should be in place for all the waste batteries and accumulators managed in relation to the Waste Batteries and Accumulators Compliance Scheme permit.
- The audit trail should cover all waste batteries and accumulators from the point of generation or collection to the end recovery or disposal facility (local or foreign).

The points overleaf shall be covered by the auditors in such audits, providing a **detailed** report of their findings. The Authority may reserve the right to request clarifications and further information from the auditors other than that provided in the audit report.

	Nature and extent of audit procedures	Timing	Done by and date
1	Objective: To confirm that there is a signed agreement between the waste batteries and accumulators compliance scheme and its members. <ul style="list-style-type: none"> Choose a random sample of 10% of the total no. of members and confirm that all members have signed the relevant agreements accordingly. 		
2	Objective: To confirm that members send the declaration forms as stated in the agreement <ul style="list-style-type: none"> Choose a random sample of 10% of the total no. of members and obtain the declaration form as at the end of the year. 		
3	Objective: To confirm that the participation fee charged is in line with the fees schedule <ul style="list-style-type: none"> Choose a random sample of 10% of the total no. of members, and obtain the invoices and declarations submitted. Ensure that participation fees fall within the parameters of the agreement. 		
4	Objective: To verify whether the quantities declared in the declaration form by members make reasonable sense <ul style="list-style-type: none"> Obtain any ancillary documents on its member for a random sample of 10% of the total no. of members and verify the work carried out by the scheme to ensure the figures submitted are reasonably correct. The audited sample shall be at least 10% of the total amount of batteries and accumulators placed on the market by all the scheme's members. To confirm that the quantities declared by the members are reported in the Scheme's reports, and confirm the arithmetical correctness of the information declared. 		
5	Objective: To check and confirm that the amounts being reported are indeed waste batteries and accumulators and whether the waste batteries and accumulators are correctly identified by type, as defined in Subsidiary Legislation 504.91 – the Waste Management (Waste Batteries and Accumulators) Regulations.		

	<ul style="list-style-type: none"> To verify and confirm that the amounts of waste batteries and accumulators being declared as being collected and recycled are indeed waste batteries and accumulators, as identified in Subsidiary Legislation 504.91 - the Waste Management (Waste Batteries and Accumulators) Regulations. 		
6	<p>Objective: To ensure that the relevant collection rate stipulated in the Scheme Permit in accordance to regulation 7 of S.L. 504.91 – the Waste Management (Waste Batteries and Accumulators) Regulations has been attained by the waste batteries and accumulators compliance scheme.</p> <ul style="list-style-type: none"> To provide a detailed calculation of the amount of waste batteries and accumulators collected and confirm whether the collection rate stipulated in the Scheme Permit has been attained. 		
7	<p>Objective: To ensure that the waste batteries and accumulators compliance scheme has only used waste management undertakings in compliance with regulations 19 to 24 of Subsidiary Legislation 504.37 – the Waste Regulations, duly authorised by the Authority.</p> <ul style="list-style-type: none"> Obtain a list from the Authority of authorised waste management undertakings during the specific time period and confirm that the waste batteries and accumulators compliance scheme has only used authorised waste management undertakings. 		
8	<p>Objective: To check and confirm that the waste batteries and accumulators compliance scheme has abided to the provisions 6.3 and 6.4 laid down in the Scheme Permit.</p> <ul style="list-style-type: none"> To verify and confirm that in the case that the recycling process commenced in a facility situated in Malta, the waste batteries and accumulators compliance scheme has submitted to the Authority a signed declaration from the said facility indicating that the waste batteries and accumulators have initiated and/or completed the recycling process in Malta as well as has provided the information shown in 		

	<p>Annex IV, Annex V and Annex VI of Commission Regulation (EU) No 493/2012.</p> <ul style="list-style-type: none"> To verify and confirm that in cases of exports of waste batteries and accumulators in other Member States or third countries, the waste batteries and accumulators compliance scheme has submitted to the Authority: <ul style="list-style-type: none"> a. a declaration issued by the facility in the Member State or third country recycling the waste batteries and accumulators indicating that the operations are taking place in conditions that are equivalent to the requirements prescribed by the Community Legislation; b. the information shown in Annex IV, Annex V and Annex VI of Commission Regulation (EU) No 493/2012, submitted by the first recycler starting the recycling process abroad; and c. a copy of the permit issued by the competent authority in which the facility is situated for waste batteries and accumulators exported within the EU or in the cases of waste batteries and accumulators exported to third countries a declaration by the competent authority in which the facility is situated stating that the facility receiving the waste batteries and accumulators is authorised to conduct waste batteries and accumulators treatment operations in accordance with national procedures, including any applicable legal requirements. To verify and confirm that in cases of non-compliance to conditions 6.3 and 6.4 laid down in the Scheme Permit, the amount of such waste batteries and accumulators treated has not been counted towards the fulfilment of obligations and targets of conditions 6.2 stipulated in the Scheme Permit. 		
9	<p>Objective: To ensure that the amounts declared as being recycled have indeed been recycled and do not represent the total amounts collected, prior to</p>		

	sorting and/or storage for further treatment <ul style="list-style-type: none"> • Confirm arithmetical correctness of all reported data in this regard. 		
10	Objective: To ensure that the minimum recycling efficiencies stipulated in Part B of Schedule 2 in accordance to regulation 9 of S.L. 504.91 – the Waste Management (Waste Batteries and Accumulators) Regulations have been attained by the waste batteries and accumulators compliance scheme. <ul style="list-style-type: none"> • Obtain all relevant documentation and reporting in this regards. • Confirm arithmetical correctness of all reported data in this regard. 		

Environmental Permit

Environment and Development Planning Act (CAP. 504)

Permit number

EP 0007/10/A

The Malta Environment and Planning Authority (hereinafter the Authority; the Competent Authority or MEPA) in exercise of its powers under the Environment and Development Planning Act (CAP. 504) and the Waste Regulations, 2011 (L.N. 184 of 2011 as amended), hereby authorises:

AGV Non-Ferrous Malta Ltd (hereinafter “the Operator” or “the Permit Holder”),

Company registration number: **C 49243**

Of / Whose Registered Office (or principal place of business) is at

AGV Non-Ferrous Malta Ltd

Garage Nos 41+42

Site at Ta' Ghadajma

Mqabba, Malta

To carry out waste management activities related to storage of scrap batteries and storage and processing of scrap metals prior to export at:

AGV Non-Ferrous Malta Ltd

Garage Nos 41+42

Site at Ta' Ghadajma

Mqabba, Malta

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

This permit is valid for one year from the date below. An application for renewal of this permit is to be submitted at least six weeks prior to expiry of this permit.

Signed

Date

	___/___/ 2013
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Authorised to sign on behalf of the Competent Authority

Name and position:

Dr. Petra Caruana Dingli, Director Environment Protection

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 EP00007/10</i>	27 th April 2010 (date received)
<i>Permit Issued</i>	30 th September 2010
<i>Variation Request</i>	25 th August 2010
<i>Variation Issued</i>	12 th February 2013

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 non-hazardous wastes	Receipt and storage of permitted non-hazardous wastes	From receipt of waste to dispatch of end product to an authorized waste management facility either locally or abroad
Storage and Emptying of batteries	Storage and emptying of batteries with EWC codes as specified in the permit	From receipt of waste to dispatch of batteries 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 Occupational Health and Safety Authority, Malta Transport and the Malta Resources Authority.
- 1.3.2 The conditions and obligations of this permit are without prejudice to any valid and approved, pending or any other development permits that are going to be submitted or issued on this site, any planning regulations, planning limitations or any provisions listed in the Environment and Development Planning Act (CAP. 504; Act X of 2010).
- 1.3.3 This permit is being granted saving third party rights.

- 1.3.4 In these conditions and their interpretation, all terms shall have the same meaning as that assigned to them in the Waste Regulations, 2011, as published by Legal Notice 184 of 2011, amended by Legal Notice 441 of 2011, and Legal Notice 384 of 2012 or any statutory provisions or regulations amending or replacing them.
- 1.3.5 The waste management activities on site shall be managed without endangering human health or harming the environment, in particular:
- a. Without risk to water, air, soil, plants and animals;
 - b. Without causing a nuisance through noise, dust or odours;
 - c. Without adversely affecting the countryside or places of special interest or value.
- 1.3.6 The Permit Holder shall apply the precautionary principle to safeguard the environment whilst carrying out the permitted activities and should immediately refuse the entry of waste that is suspected to be in breach of the conditions of this permit.
- 1.3.7 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 nuisance to third parties.
- 1.3.8 The Permit Holder is to be fully liable and responsible for managing the site in all its various aspects and to supervise the full adherence with all the conditions of this permit.
- 1.3.9 Any significant incident (including accidental release of liquid, solid or gaseous materials from the site that could reasonably be regarded as causing environmental damage, or as posing a threat of environmental damage; or any fire incidents), shall be reported within 24 hours to MEPA and the Civil Protection Department. Such events should also be recorded in the site diary.
- 1.3.10 The site must be well secured to minimise the opportunity for unauthorised entry. An employee of AGV Non Ferrous Malta Ltd is to be present at all times during the operational hours of the facility; and the premises must be closed and secured when no operations are taking place on site.
- 1.3.11 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.
- 1.3.12 In the event of cessation of business activity on the site, all wastes (including machinery, tanks, equipment) and hazardous materials (including batteries) 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 and shall submit a decommissioning plan to the Authority for approval.
- 1.3.13 All plant, equipment and technical means used in operating the Permitted Installation shall be maintained in good operating condition and without causing potentially polluting leaks and spillages or excessive noise. The operator shall keep maintenance records.
- 1.3.14 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.

- 1.3.15 This Permit is not transferable unless by application to the Authority, whereby the permit will be transferable only after an official letter from the Authority endorses the permit transfer. Transfer of ownership will also necessitate the transfer of environmental obligations and liabilities.
- 1.3.16 The Authority shall carry out regular compliance checks and audits that vary in frequency according to the site's compliance with the permit conditions. Any such checks and audits carried out by the Authority are to be made at the Permit Holder's financial expense.
- 1.3.17 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.
- 1.3.18 The Authority reserves the right to alter, amend or remove any of the conditions of this permit after notifying the Permit Holder of its intention and after describing the changes to the Permit Holder.
- 1.3.19 The Permit Holder may request the Authority to change or amend any of the conditions of this permit with which the Permit Holder is no longer in a position to achieve compliance by applying for a Variation Notice. The changes in the permit conditions are only affected once official documentation from the Authority notifies the Permit Holder that the Variation Notice is in affect. Until such a time, the permit holder retains the responsibility to achieve full compliance with these conditions.
- 1.3.20 The validity of this permit is until 12th February 2014. The Permit Holder is to apply for a renewal at least six (6) weeks prior to the expiry of this permit.
- 1.3.21 This permit is issued against a bank guarantee of € 5,000 (Financial Guarantee Number G73TFC21992) which is renewed annually. The Authority reserves the right to take part or all of the financial guarantee if the Permit Holder fails to take the necessary action 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 operator through failure to adhere with permit conditions.
- 1.3.22 In cases where the financial guarantee does not cover the expenses incurred by the Authority to take remedial action on the Permit Holder's behalf, the Permit Holder is to financially reimburse the Authority of all the expenses incurred.
- 1.3.23 A copy of this permit should be available at all times at the permitted facility, including any Variation Notices or amendments to it.
- 1.3.24 The Authority may revoke this environmental permit or part of it where significant mismanagement of the site is observed or any of the permit conditions are not respected. This may be done after a written warning is given by the Authority or in any eventuality that gives the Authority enough reason to revoke this permit.
- 1.3.25 The Permit Holder is able to surrender this environmental permit **only after** applying with the Authority. The Permit Holder shall retain all responsibility for management and activities within the site until the Authority officially approves the permit surrender in writing.
- 1.3.26 The Authority reserves the right to attach a fee to this permit.

1.4 Operational Changes

- 1.4.1 The operator shall seek the Authority's written agreement to any operational changes which could cause impact on the environment (including introduction of new waste

streams, processes or equipment) by sending to the Authority: written details of the proposed change, including an assessment of its possible effects (including changes in emission and waste production) on risks to the environment from the Permitted Facility; any relevant supporting documentation or drawings, and the proposed implementation date.

- 1.4.2 Any such change shall not be implemented until agreed in writing by the Authority. As from the agreed implementation date, the operator shall operate the Permitted Installation according to that change, and relevant positions in the Application shall be deemed to be amended.

1.5 Improvement Programme

- 1.5.1 The Operator shall complete the improvements specified in Table 1.4.1 by the date specified in that table, and shall send written notification of the date of completion of each requirement to the Authority within 10 working days of the completion of each such requirement.

Table 1.5.1: Improvement programme		
Reference	Requirement	Deadline
1	Submission of an application for a Sewer Discharge Permit with the Water Services Corporation. The Operator is to present the Authority a copy of the submitted application for the Sewer Discharge Permit	Within 3 months of the issue of the permit
2	Submission of a Fire and Emergency Response contingency plan endorsed by CPD (Civil Protection Department) showing actions to be taken in the event of emergencies related to the environment	Within 1 month of issue of this permit.
4	Permit holder is to inform the Competent Authority of the area on site to be designated as a Quarantine area	Within 1 month of issue of this permit.
5	Submission of site capacity data for every waste category being handled, giving the respective EWCs	Within 1 month of issue of this permit.

2. Site Infrastructure and Operations

2.1 Site Infrastructure

- 2.1.1 During non-operating hours the site should 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 (refer to Section 3). A non leaking skip or similar contained structure can be utilised for the temporary storage of unpermitted waste.
- 2.1.3 The site should be clearly identified by a site identification board, which should be replaced as soon as it is damaged or the information is no longer readable from a distance. The site identification board should be located at the site entrance and should contain the following information:
- The company name and address

- b. List of authorised activities on site
 - c. 24 hour emergency mobile number
 - d. Permit Number (making it clear this site is permitted by the Authority)
 - e. Opening hours of the site.
- 2.1.4 No waste shall be deposited, stored, treated or otherwise handled in any area of the site until the engineered site containment and drainage system for that area has been fully repaired in accordance with this condition and condition 2.1.6.
- 2.1.5 Engineered site containment and surface water drainage systems shall be designed, constructed, inspected, validated and maintained; and shall be fully documented and recorded to be fit for purpose while meeting the following construction quality assurance standards. All areas are to be:
 - fully impermeable
 - kept free from cracks which could increase permeability
 - are to be certified as being resistant to physical, mechanical and chemical stresses to which they may be subjected
 - fall towards the surface water discharge point to prevent pond formation
- 2.1.6 The surface water drainage system must be sealed so that it does not leak and is capable of collecting and containing runoff and other liquids draining from the impermeable pavement.

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 on site.
- 2.2.2 The total amount of waste that can be stored at any given time cannot exceed the capacity of the permitted facility as set out during the environmental permit application and variation process.
- 2.2.3 The Permit Holder shall ensure to issue a receipt for every consignment of wastes accepted on Site indicating the date and time of the consignment and the weight of the waste received. Each receipt should indicate the site name and permit number, as well as bearing a unique sequential number. Records of all waste consignments leaving the site shall also be officially recorded.
- 2.2.4 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.
- 2.2.5 Storage of waste batteries is to be carried out indoors (not open to the elements) that has impermeable ground in order to facilitate the clean up of potential spills.
- 2.2.6 The processing of batteries on site is limited to manually emptying the batteries only using the methodology sent as part of the application and approved by the Authority.
- 2.2.7 The amount of batteries kept on site at any given time is not to exceed 20 metric tonnes.
- 2.2.8 The amount of acid kept on site at any given time is not to exceed 100 litres and export of acid must take place at least once a year.
- 2.2.9 Staff detailed to the battery waste management activities are to be fully trained in battery handling and maintaining of relative records.
- 2.2.10 The waste management operations authorised by this Permit shall only be carried out within the times specified below:

Monday to Friday:	07:00 – 17:00hrs
Saturday:	07:00 – 17:00hrs
Sunday	Closed
Public Holidays	Closed

3. Operating Conditions

3.1 Emissions

3.1.1 Emissions to Air

3.1.1.1 No emissions to air shall take place from the Permitted Installation

3.1.2 Effluent Discharges

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

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

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

3.1.2.4 Spillages of acid or other hazardous materials 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 spills shall be available on site and shall be made available and accessible to personnel responsible for the management of the battery processing areas

3.1.2.5 The Operator shall apply for a Sewer Discharge Permit from the Water Services Corporation as per timeframes stipulated in condition 1.5.1 of this permit (table 1.5.1, reference 2).

3.1.3 Emissions to Land

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

3.1.4 Odour

3.1.4.1 The Operator shall prevent or where that is not practicable reduce odorous emissions from the Permitted Installation so as not to cause nuisance to Third Parties.

3.1.5 Noise and Vibration

3.1.5.1 The Operator shall prevent or where that is not practicable reduce emissions of noise and vibration from the Permitted Installation.

3.1.5.2 The Authority shall reserve the right to request a noise monitoring analysis, at the expense of the Permit Holder. In this regard, the locations, measurements and assessment must be made according to BS 4142:1997, all the series of ISO 1996, ISO 9613 and any other standard methodology stipulated by the Authority. This shall be subject to the submission of a method statement and subsequent approval by the authority prior to the commencement of any monitoring.

3.1.6 Fires on Site

- 3.1.6.1 No incineration of waste is permitted on site
- 3.1.6.2 A Fire and Emergency Response Plan shall be maintained containing details of the location, nature and quantity of chemicals, oils and fuels stored (if applicable), 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 (see Point 2 of Table 1.5.1 Improvement Programme).
- 3.1.6.3 Any occurrences of fire shall be reported to the Authority within 24 hours; and recorded in the site diary.

3.1.7 Waste

- 3.1.7.1 All wastes shall be stored within a 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 quarantine area (Condition 2.1.2) and not be mixed with other wastes on site.
- 3.1.7.2 No storage of waste is permitted for a period exceeding 12 months.
- 3.1.7.3 The operator is to prevent litter or other wastes escaping from the site boundaries. Any such escape of waste shall be collected immediately upon detection.
- 3.1.7.4 Only registered waste carriers as per activity 38 of schedule 1 in the Waste Management (Activity Registration) Regulations, 2007 as published by Legal Notice 106 of 2007 are allowed to transport waste to and from this site.
- 3.1.7.5 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
 - b. Commission Regulation (EC) N° 1379/2007 of 26 November 2007 amending Annexes IA, IB VII and VIII of Regulation (EC) N° 1013/2006 of the European Parliament and of the Council of Shipments of waste, for the purposes of taking account of technical progress and changes agreed under the Basel Convention; and
 - c. 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.
- 3.1.7.6 Disposal certificates shall be kept on record and made available for inspection for a period of at least 4 years from date of their issue.
- 3.1.7.7 All hazardous waste transferred to and from the site shall be accompanied by a valid hazardous waste Consignment Permit issued by MEPA. Each consignment under the consignment permit should be accompanied by a Consignment Note.
- 3.1.7.8 The Permit Holder shall maintain records of the weight of each waste consignment received and /or removed from the site, where such data is 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.

4. Site Management

4.1 Staff obligations and Responsibilities

- 4.1.1 Without prejudice to any code of practice or any other regulations or agreements between or from other Authorities or governmental bodies, this site should only open for business from Monday to Saturday excluding Sundays and public holidays. (as per condition 2.2.10).
- 4.1.2 All employees on site should be fully conversant with the obligations of this permit and should be individually aware of their responsibilities and liabilities in observing the conditions of this permit.
- 4.1.3 One member of the staff should 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.
- 4.1.4 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.
- 4.1.5 The TCP is to be present at all times on site and in her/his absence another member of staff is to substitute him/her temporarily. In the event that a TCP terminates her/his employment, another person shall be appointed as a TCP immediately and the Authority shall be informed of this change.
- 4.1.6 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.
- 4.1.7 All the staff on site should 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.
- 4.1.8 The Authority shall be informed within 24 hours in the event of an environmental hazard or major incidents.

4.2 Control of Mud, Debris & Emissions

- 4.2.1 At all times during the year the Permit Holder and/or TCP are to ascertain that the roads leading to the facility are clean and free of mud or large debris. In the event that mud or large debris is observed on the road the Permit Holder and/or TCP is to take remedial action and ascertain that the roads are immediately cleaned.

4.3 Site Records & Archive

- 4.3.1 A site diary should be kept on site in which the following information shall be recorded on a daily basis:
 - i. Total amount of waste in kilos accepted on site
 - ii. Total amount of waste in kilos removed from site for disposal or further treatment
 - iii. Total amount of waste in kilos refused entry on site
 - iv. Total amount in kilos of unaccepted material sent to the quarantine area and by which registered waste carrier it was transported
 - v. 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
 - vi. Names of visitors

- vii. Any other incidents that the Permit Holder deems important to record in the Site Diary.

Each event recorded within the site diary must be completed within 24 hours of the event.

- 4.4.2 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:
 - i. be made available for inspection by the Authority at any reasonable time;
 - ii. be supplied to the Authority on demand and without charge and in the format requested;
 - iii. be legible;
 - iv. be made as soon as reasonably practicable;
 - v. indicate any amendments which have been made and shall include the original record wherever possible; and
 - vi. 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.

4.4 Reporting

- 4.4.1 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
- 4.4.2 A summary record of the waste quantities accepted and removed from the Site shall be made annually and shall be submitted to the Authority as part of the AER. The summary record shall be in the format specified in Schedule 3 of this permit and shall be submitted within three months from the end of the reporting year.
- 4.4.3 An independent auditor shall be engaged by the Operator to certify all of the waste reporting required by this permit, in line with the Terms of Reference found in Schedule 4 of this permit.
- 4.4.4 In the case of waste that 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.

Schedule 1**Complete List of Permitted Waste on Site**

European Waste Codes	Description of Waste
15 01 01	Paper and cardboard packaging
15 01 02	Plastic packaging
15 01 03	Wooden packaging
15 01 04	Metallic packaging
15 01 06	Mixed packaging
15 01 07	Glass packaging
16 01 17	Ferrous Metal
16 01 18	Non-Ferrous Metal
16 01 19	Plastic
16 06 01*	Lead batteries
16 06 02*	Ni-Cd batteries
16 06 03*	Mercury-containing batteries
16 06 04	Alkaline batteries (except 16 06 03)
16 06 05	Other batteries and accumulators
16 06 06*	Separately collected electrolyte from batteries and accumulators
17 02 03	Plastic
17 04 01	Copper, bronze, brass
17 04 02	Aluminium
17 04 03	Lead
17 04 04	Zinc
17 04 05	Iron and steel
17 04 07	Mixed metals
17 04 11	Cables other than those mentioned in 17 04 10*
19 10 02	Non-ferrous waste
19 12 01	Paper and cardboard
19 12 02	Ferrous metal
19 12 03	Non-ferrous metal
19 12 04	Plastic and rubber
20 01 34	Batteries and accumulators other than those mentioned in 20 01 33
20 01 39	Plastics
20 01 40	Metals

Schedule 2

Site Map

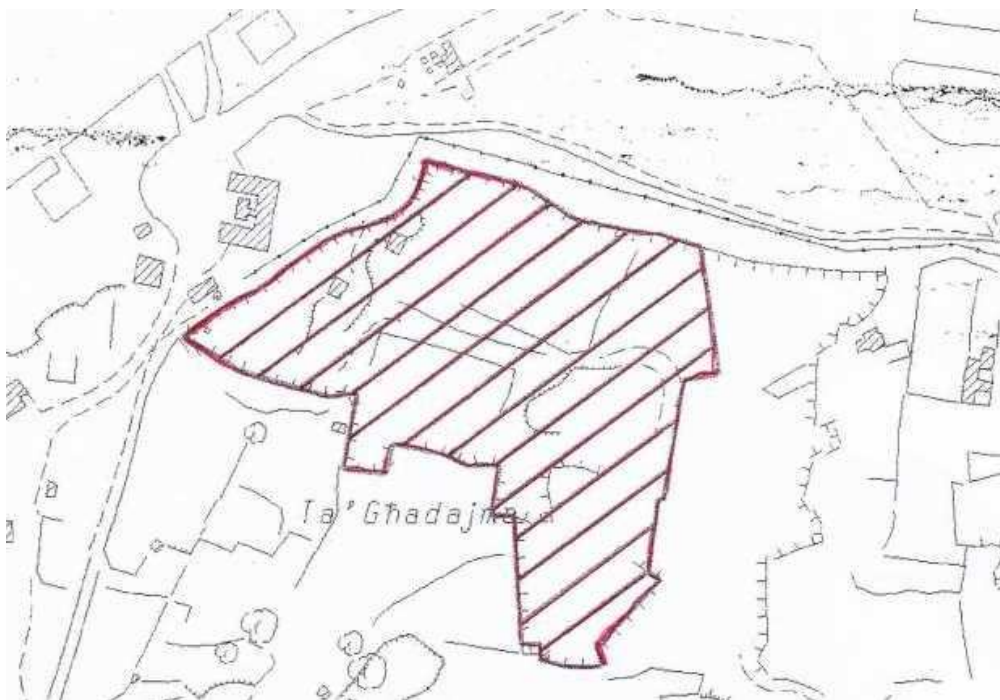


Fig. 1: Site of Ta Ghadajma Complex, showing extent of area delineated in red

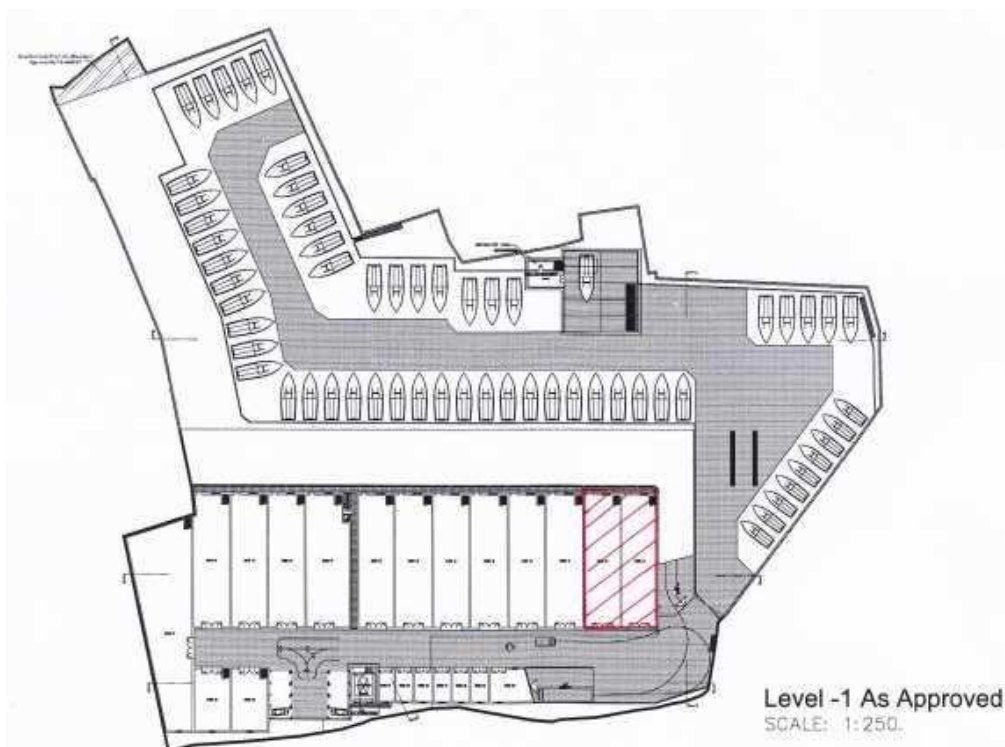


Fig. 2: Site of permitted installation, showing extent of area delineated in red

Schedule 3

Annual Environmental Report (AER)

Important note

By this submission, you confirm that you give your explicit consent for the entire contents of this Annual Environment Report to be made available on the Authority's public website.

S3.1 Introduction

Environmental Permit Number	
Reporting Year (Calendar Year: 1 January to 31 December)	
Name and locality of Site	
Brief description of activities at the site	

S3.2 Batteries Reporting

Table 1: Automotive batteries or accumulators

TYPE	Amount in Numbers (Quantity)	Total weight (kgs)	Amount in Numbers (Quantity)	Total weight (kgs)
Total Lead (Pb) Acid				
⇒ Collected				
⇒ Treated				
Total Nickel-Cadmium (NiCd)				
⇒ Collected				
⇒ Treated				
Total Other: PLEASE SPECIFY				
⇒ Collected				
⇒ Treated				
Total Automotive Batteries or Accumulators				
⇒ Collected				
⇒ Treated				

Table 2: Industrial batteries or accumulators

TYPE	Amount in Numbers (Quantity)	Total weight (kgs)	Amount in Numbers (Quantity)	Total weight (kgs)
Total Alkaline				
⇒ Collected				
⇒ Treated				
Total Zinc (Zn)				
⇒ Collected				
⇒ Treated				
Total Nickel-Cadmium (NiCd)				
⇒ Collected				
⇒ Treated				
Total Nickel Metal Hydride (NiMH)				

⇒ Collected				
⇒ Treated				
Total Lead (Pb) Acid				
⇒ Collected				
⇒ Treated				
Total Lithium (Li) Ion				
⇒ Collected				
⇒ Treated				
Total Other: PLEASE SPECIFY				
⇒ Collected				
⇒ Treated				
Total Industrial Batteries or Accumulators				
⇒ Collected				
⇒ Treated				

Table 3A: Portable batteries or accumulators (PRIMARY)

TYPE: PRIMARY (NON-RECHARGEABLE)	Amount in Numbers (Quantity)	Total weight (kgs)	Amount in Numbers (Quantity)	Total weight (kgs)
Total Zinc (Zn)				
⇒ Collected				
⇒ Treated				
Total Lithium (Li)				
⇒ Collected				
⇒ Treated				
Total Button Cells				
⇒ Collected				
⇒ Treated				
Total Other: PLEASE SPECIFY				
⇒ Collected				
⇒ Treated				
Total Portable Primary Batteries or Accumulators				
⇒ Collected				
⇒ Treated				

Table 3B: Portable batteries or accumulators (SECONDARY)

TYPE: SECONDARY (RECHARGEABLE)	Amount in Numbers (Quantity)	Total weight (kgs)	Amount in Numbers (Quantity)	Total weight (kgs)
Total Nickel-Cadmium (NiCd)				
⇒ Collected				
⇒ Treated				
Total Nickel Metal Hydride (NiMH)				
⇒ Collected				
⇒ Treated				

Total Lead (Pb) Acid ⇒ Collected				
Total Lithium (Li) ⇒ Collected				
Total Other rechargeable single cells, button cells and packs: PLEASE SPECIFY ⇒ Collected				
Total Portable Rechargeable Batteries or Accumulators ⇒ Collected				

N.B.: In addition to the above, recycling efficiencies in pursuant to Annex III, Part B of Directive 2006/66/EC need to be achieved in line with the relevant Commission Regulation once adopted at EU level.

S3.3 Non-Hazardous Wastes Reporting

Table 4: Total input and output of waste by month (which is to be filled in for each month)

Month: _____

[illegible]

Table 5: Total input and output for the whole calendar year

Year _____

Input		Output		Output's Final Destination
EWC Code	Weight (Tonnes)	EWC Code	Weight (Tonnes)	

Schedule 4**Audit Procedures – Terms of Reference**

	Nature and extent of audit procedures	Timing	Done by and date	Signature
1	Objective: To confirm that there is a signed receipt for every waste consignment received at the site <ul style="list-style-type: none"> Choose a random sample of 10% of the total no. of working days and confirm that all waste entries are covered by an issued signed receipt. 			
2	Objective: To confirm that any hazardous waste movements from the site (entry & exit) are covered with a Hazardous waste consignment permit and consignment note <ul style="list-style-type: none"> Choose a random sample of 10% of the total no. of hazardous waste movements out of the site and confirm that all such movements are covered by a valid Hazardous waste consignment permit and a waste consignment note. Choose a random sample of 10% of the total no. of hazardous waste movements into the site and confirm that all such movements are covered by a valid Hazardous waste consignment permit and a waste consignment note. 			
3	Objective: To verify whether the quantities reported by the Waste Facility make reasonable sense <ul style="list-style-type: none"> Choose a random sample of 10% of the total no. of working days at the facility and confirm that all waste entries (in and out of the site) reported are verified by relative documentation. 			
4	Objective: To ensure that the waste vehicles used to by the authorised facility to transfer the waste to other permitted sites are registered with MEPA <ul style="list-style-type: none"> Obtain a list of approved waste carriers from MEPA and confirm that the ones used by facility are registered with MEPA 			

5	<p>Objective: To ensure that the waste management facilities used by the authorised facility are approved by MEPA or the Competent authority of the Country of Destination</p> <ul style="list-style-type: none">• Obtain a list of locally approved waste management facilities from MEPA and confirm that the ones used by the facility are approved and authorised by MEPA• Obtain a copy of the permits of any foreign authorised waste management facilities which have been utilised. An original copy of the permit and an approved translated version of the permit is to be presented to MEPA			
6	<p>Objective: To ensure that the declared quantities of waste exported during the previous calendar year were actually received at the authorised facilities and declared to MEPA</p> <ul style="list-style-type: none">• Obtain all certificates received from recycling facilities and confirm that these have all been declared to MEPA prior to shipment• Confirm arithmetical correctness of all reported data in this regard.			
7	<p>Objective: To identify the waste being exported and to confirm the end destination of these materials, has been recovered appropriately</p> <ul style="list-style-type: none">• Identify the materials exported according to the EWC Code and review actual documentation (including bills of lading) confirming an audit trail showing that the waste has been sent to a recovery facility as per permit requirements.			

END OF PERMIT



To: Mr Frank Cachia
41 & 42
Ta Ghadajma
Kirkop

Date: 18 April, 2012
Our Ref: GBR 00385/12

Application Number: GBR 00385/12
Date Received: 18 April, 2012

Activity: Registration of Waste Carrier - Class Type D 3 - FAE 124
Location: n/a

Registration of Waste Carriers

Dear Mr Cachia,

Reference is being made to your application form dated 18 April, 2012 for the registration of a waste carrier vehicle registration no FAE 124 as a Class GBR38D3 Carrier.

The Malta Environment and Planning Authority is hereby granting you the requested registration under the Activity 38 of schedule 1 of the Waste management (Activity Registration) Regulations, 2007 as published by L.N 106 of 2007 and the Waste Regulations, 2011, as published by L.N 184 of 2011 as amended by Legal Notice 441 of 2011 under the following conditions:-

1. This Registration is issued saving any third party civil rights.
2. These obligations and conditions deriving from this Registration are without prejudice to any other regulations, codes of practice, conditions or requirements imposed by the Malta Environment and Planning Authority or any other competent authorities, including, but not limited to, the Occupational Health and Safety Authority, Transport Malta and the Civil Protection Department.
3. All provisions of the above mentioned regulations are adhered to.
4. The Permit Holder shall recognize that all they have a duty of care to protect the environment. The operator is to be familiar with his legal obligations and good environmental practice.
5. The Permit Holder is to ensure that the disposal of all consignments of waste are to facilities authorized for that purpose.

Copy of Original Decision Notice



Mr Frank Cachia
Flat 1, Block B Entrance 2
Swatar
Msida MSD 3321

Date: 9 January 2013
Our Ref: PA/02602/12

Application Number: PA/02602/12
Application Type: Full development permission
Date Received: 20 September 2012
Approved Documents: PA 2602/12/1G

Location: Store 40, Ta' Ghadajma, Mqabba, Malta
Proposal: Correction of site from that approved by PA 04935/10 (proposed change of use).

Environment and Development Planning Act, 2010 Full Development Permission

The Malta Environment & Planning Authority hereby grants development permission in accordance with the application and documents described above, subject to the following conditions:

- 1 Permission PA 4935/10 is hereby being corrected through the change of approved drawing PA 4935/10/15A (original approved site plan) by approved drawing PA 2602/12/1G (correct site plan). Permission PA 4935/10 is therefore being cancelled from the originally approved site and transferred to the new approved site. All the conditions of permission PA 4935/10 shall apply to the development on the new site.

Where the approved drawings and/or documents are dimensioned, then the declared dimensions shall prevail over the actual size as depicted on the approved drawings and/or documents.

Developers are advised to check the invert level to the sewer main with the Water Services Corporation as they would have to make their own arrangements where a gravity service connection is not possible. In these cases, the architect has to indicate the solutions envisaged and to indicate on the plan what needs to be carried out and obtain approval from WSC. Developers are further reminded that connection of storm water into main sewers is not allowed.

The execution and validity of this permission is suspended and no works as approved by the said development permission may commence before the lapse of the time period established in paragraph (1) of the Second Schedule of the Act, and shall remain so suspended until the Environment and Planning Review Tribunal appoints its first hearing on an appeal from such a permission, if any, under the provisions and without prejudice to Article 41(3).

If the declaration of ownership, as contained in the application form, is determined as incorrect by a

PA/02602/12

Print Date: 09/01/2013

MALTA ENVIRONMENT & PLANNING AUTHORITY
L-AWTORITA' TA' MALTA DWAR L-AMBJENT U L-IPPJANAR

P.O. BOX 200, MARSA MRS 1000, MALTA
TEL: (+356) 2290 0000 • FAX: (+356) 2290 2295
<http://www.mepa.org.mt> • email: enquiries@mepa.org.mt

Court of Law, then the said Court of Law can declare this development permission as null and void. This development permission does not remove or replace the need to obtain the consent of the land/building owner to this development before it is carried out. Furthermore, it does not imply that consent will necessarily be forthcoming nor does it bind the land/building owner to agree to this development. Where the land/building is owned or administered by the Government of Malta a specific clearance and agreement must be obtained for this development from the Land and/or Estate Management Departments.

This development permission is granted saving third party rights. This permission does not exonerate the applicant from obtaining any other necessary permission, license, clearance or approval required from any Government department, local council, agency or authority (including MEPA), as required by any law or regulation.

This development permit does not authorise any storage of substances listed in Occupational Health and Safety Authority Act (Cap. 424) - Control of Major Accident Hazards Regulations, 2003, as amended, in quantities that would render this site an establishment within scope of these regulations. The storage and handling of said substances may require a new or amended development permission in line with current policies and regulations.

For any non-residential uses hereby being approved, prior to commencement of any works on site or any eventual permitted change of use, the applicant shall be required to contact the Environment Protection Directorate (within MEPA) to obtain any necessary operational permit or registration. This requirement does not apply to Class 4, 5, 7 and 8 uses as listed in the Development Planning (Use Classes) Order (1994), or its subsequent amendments.

This decision is being published on 19 January 2013.

David Cassar
f/Head EPC Secretariat
Environment and Planning Commission

[PADCNCopy]

Copy of Original Decision Notice

Mr Frank Cachia
Flat 1, Block B Entrance 2
Swatar
Msida MSD 3321

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Our Ref: PA/02602/12

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PA/02602/12

Print Date: 09/01/2013

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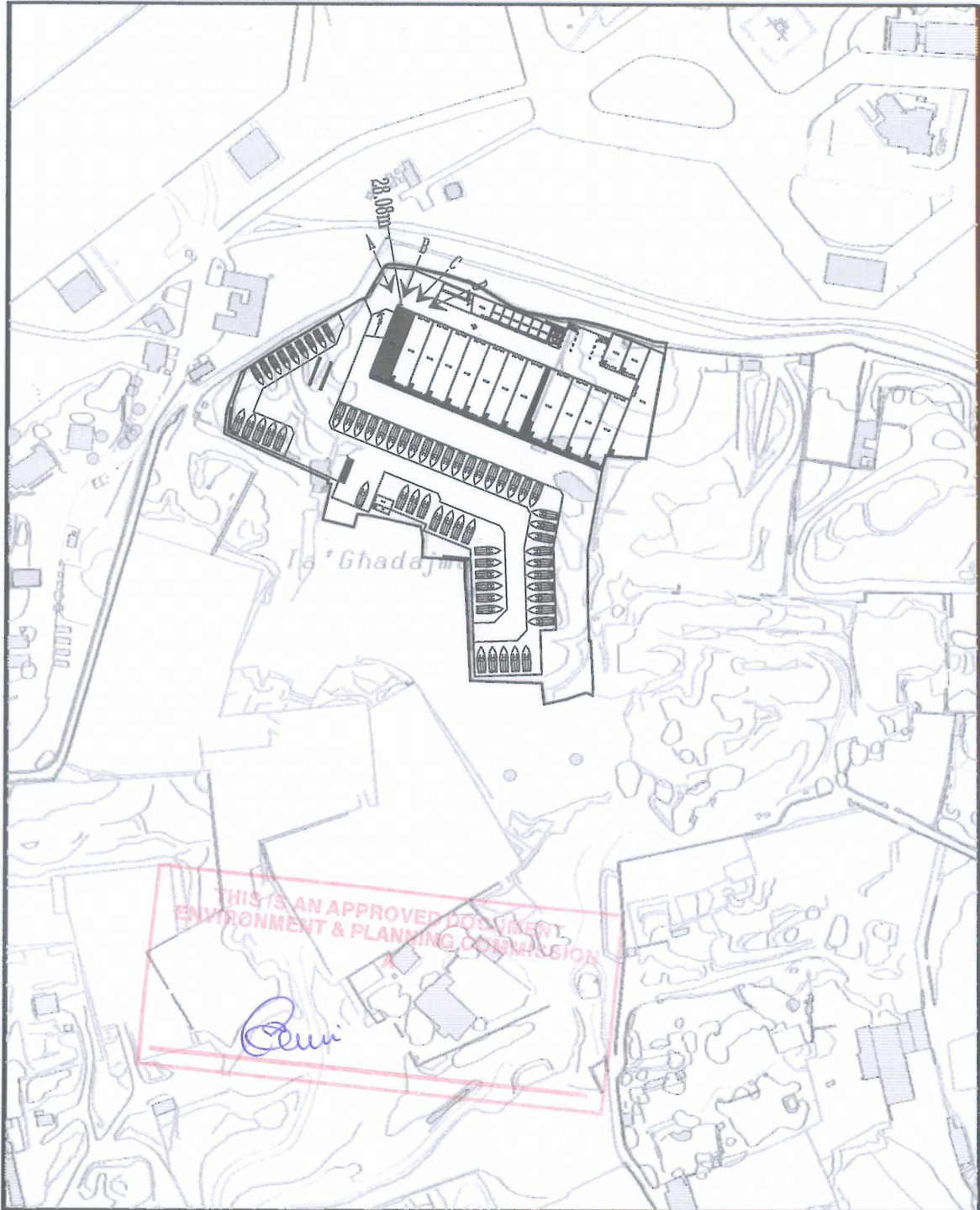
This decision is being published on 19 January 2013.



David Cassar
f/Head EPC Secretariat
Environment and Planning Commission

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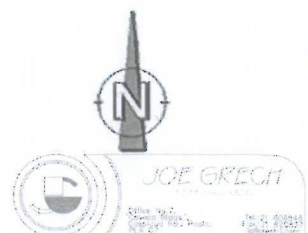
MEPA - www.mepa.org.mt

St. Francis Ravelin
Floriana FRN 1230, Malta
PO Box 200, Marsa MRS 1000, Malta
Tel: +356 2290 0000 Fax: +356 22902295

Site Plan, Scale 1:2500

Printed on: Monday, September 17, 2012

Not to be used for interpretation or scaling of scheme alignments
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Notes to Applicant and Perit

Right for reconsideration

Where applicable, you have a right to submit a request for reconsideration to the Authority in terms of regulation 10 of Legal Notice 514 of 2010.

Right for appeal

You have a right to submit an appeal, against the decision, to the Environment and Planning Review Tribunal in terms of article 41 and the Second Schedule of the Environment and Development Planning Act, 2010.

Time limits

Requests for reconsideration or appeals must be made within 30 days from the publication of the decision notification in the local press as required by regulation 6(6) of Legal Notice 514 of 2010.

Fees to submit a request for reconsideration or appeal

In either case, there is a fee to be paid which should accompany the request for reconsideration or the appeal. The fees are as follows:

For reconsideration - 3% of the Development Permit Fee paid in respect of the original application, subject to a minimum of €69.88.

For appeal - 5% of the Development Permit Fee paid in respect of the original application, subject to a minimum of €186.35.

Submission of request for reconsideration or appeal

With regards to requests for reconsideration, Form MEPA 6/10 must be used for submission. All fields of the Form must be filled in as appropriate. Requests for reconsideration can only be submitted electronically.

With regards to appeals, as required by the Second Schedule of the Act, the submission must include the detailed grounds for appeal and the requests being made by the appellant. Appeals must be submitted physically at the offices of the Environment and Planning Review Tribunal, St. Francis Ditch, Floriana.

Submission of an appeal — General Services Board

If this application has been refused on sanitary issues, an appeal to the General Services Board may be submitted within one month from publication of Decision Notification on the press.

Appendix III

Copy of the certificate of incorporation or registration
as per section A3.5

COMPANIES ACT, 1995

MALTA

CERTIFICATE OF REGISTRATION LIMITED LIABILITY COMPANY

(PURSUANT TO SECTION 77)

AGV NON FERROUS MALTA Limited

Name of Company

Caroline Court, Suite No. 2, Triq il-Mensija, San Gwann, Malta

Registered Office

C 49243

Registration Number

This is to certify that the above-mentioned Company
has been registered by the Registrar of Companies as a
Limited Liability Company on the

29th March 2010

Date of Registration



J. FARRUGIA

f/Registrar of Companies

Dated this **29th** day of **March** **10**
..... 20