

**Form IPPC Part A – application for a permit, variation, transfer or surrender
For Environment & Resources Authority Use Only**

Data received

Fee received: Yes No

☐ ☐

Amount received

Name assigned to installation



**Application for a permit, variation, transfer
or surrender
Integrated Pollution Prevention and Control (IPPC)
Industrial Emissions (IPPC) Regulations 2013**

Introduction to Part A

When to use this form

Use this form if you are sending an application to the ERA under the Industrial Emissions (IPPC) Regulations, 2013.

The form is to be used for applications made in respect of both 'installations' and 'mobile plant' (and in the rest of the form, the term 'installation' also covers 'mobile plant' where appropriate).

Before you start to fill in this form

There may be two or more operators in a single installation. Each operator will need a permit, each obtained by a separate application. Your applications will principally relate to the part of the installation under your control, but will also need to include some information on the rest of the installation. This will help us to assess the operation of the whole installation. The term "installation", when used in this application form (and elsewhere) may refer to either the whole or part of the installation, depending on the nature of the information we are seeking to obtain.

Which parts of the form to fill in

The form is in five parts but we usually only send you the parts you need to fill in. Everyone has to fill in Part A, and prepare and sign a covering letter at the end of their application.

The other parts you need to fill in depends on the type of application you are making:

- To apply for a new permit – fill in Parts A and B;
- To vary an existing permit – fill in Parts A and C;
- To transfer all or part of an existing permit to

someone else – fill in Parts A and D. This should be a joint application by the transferor and the transferee;

- To surrender all or part of an existing permit – fill in Parts A and E.

Other documents we need to see

There are a number of other documents you will need to send us with your application. Each time a request for documents is made in the application form you will need to record a document reference number for the document or documents that you are submitting in the box provided on the form for this purpose.

Please also mark the document(s) clearly with this reference number and either the application reference number if you know it or your existing permit number. If you do not have either of these, please use the name of the installation.

If you know your Application Reference Number, please enter it into the box below:

Using continuation sheets

In the case of questions required to be answered on the application form itself, please use a continuation sheet if you need extra space; but please indicate clearly on the form that you have done so by stating a document reference number for that continuation sheet. Please also mark the continuation sheet itself clearly with the information referred to above.

Copies

Please submit 1 hard copy and 1 soft copy of the application form and all supporting information.

A soft copy of the application form must also be submitted to the consultees identified in Regulation 19(2) of Legal Notice 10 of 2013. A signed delivery note must be enclosed with the application to ERA.

If you need help and advice

We have made the application form as straightforward as possible, but please get in touch with us on tel: 2292 3500 or email: ippc@era.org.mt if you need any advice on how to set out the information we need.

A1 About your application

A1.1 What type of application are you making?

- ☐ new permit
- ☒ variation of an existing permit
- ☐ transfer of an existing permit
- ☐ surrender of an existing permit

A1.2 Name of the installation

AGV Non Ferrous Malta Ltd.

Please tell us if this name is:

- ☒ already agreed with the MEPA; or
- ☐ one that you are proposing.

A1.3 Please give the address of the site of the installation, and a map or plan showing the site of the installation and the location of the installation on the site

Street Address	Garage 41 and 42	
	Site at Ta'Ghadajma	
Locality	L/o Mqabba	Post Code

Map is provided in Appendix I

A1.4 Give details of any existing permit(s) for the installation.

Please give details of any applicable waste management licences, planning permits, environmental permits or sewer discharge permits. Include permit number(s), type(s) and date(s) of issue, and submit copies.

- Environmental Permit EP 0007/10/A (12/02/2013)
 - Waste Carrier Permit GBR00385/12 (18/04/2012)
 - Planning Permit PA/02602/12 (09/01/2013)
 - IPPC Permit IP 0004/13/A (30/09/2010)
- Copies are provided in Appendix II

A2 Authorised contacts

It will help us to have someone who we can contact directly with any questions about your application. The person you name should have the authority to act on your behalf.

A2.1 Who can we contact about your application?

This could be an agent rather than the operator.

Name

Sacha Dunlop

Position

Environmental Consultant (Departmental Head)

Address

Street Address	AIS Environment	
	AIS House	
	18, St John Street	
Locality	Fgura	Post Code: FGR1447

Phone Number: 21803374

Fax Number: 21803434

Email address: sachadunlop@ais.com.mt

A2.2 Operational contact

If different to the above, please identify the person we should contact to discuss operational matters on an ongoing basis.

Name

Frank Cachia

Position

Managing Director

Address

Street Address	Garage 41 and 42	
	Site at Ta'Ghadajma	
Locality	L/o Mqabba	Post Code

Phone Number: 99846461

Fax Number: N/A

Email address: frankcachia@gmail.com

A3 About the operator

Please provide the information requested below about the 'operator', which means:

- for applications for a new permit – the person who it is proposed will have control over the installation in accordance with the permit (if granted),
- for applications for a variation, transfer or surrender – the person who currently has control over the installation in accordance with the permit.

If you are applying for a transfer, we will ask for more information relating to the proposed new operator (transferee) in Part D.

Legal status of operator

A3.1 Is the operator an individual, a group of individuals, a partnership or a company/corporate body?

- ☐ Individual (sole trader) or group of individuals: go to question A3.2.
- ☐ Partnership: go to question A3.3.
- ☐ Company or corporate body: go to question A3.5.

Individual applicants

A3.2 Please give us the following details.

Where more than one person is applying (other than as a partnership) we need details of each person.

Continue on separate sheets if necessary.

Full Name

ID Card/Passport No.

Trading/business name (if any)

Business address

Street Address		
Locality		Post Code

Phone Number

Fax Number

Email address

Now go to question A4, What to do next.

Applications from partnerships

A3.3 Who is applying?

We can only issue permits to named individuals, not to a partnership name. We therefore need details of each person in the partnership.

Continue on separate sheets if necessary.

Person

Full Name

ID Card/Passport No.

Principal place of business

Street Address		
Locality		Post Code

Contact Numbers

Phone Number

Fax Number

Email address

Person

Full Name

ID Card/Passport No.

Principal place of business

Street Address		
Locality		Post Code

Contact Numbers

Phone Number

Fax Number

Email address

Person

Full Name

ID Card/Passport No.

Principal place of business

Street Address		
Locality		Post Code

Contact Numbers

Phone Number

Fax Number

Email address

A3.4 Please give us the following details about the partnership.

Name of partnership (if there is one)

--

Principal place of business

Street Address		
Locality		Post Code

Contact Numbers

Phone Number

Fax Number

Email address

Now go to question A4, What to do next.

Companies or other corporate applicants**A3.5 Please give us the following details.**

Full name of company or corporate body.

AGV Non Ferrous Malta Ltd.

Trading/business name (if different)

Same as above

Registered office address

Street Address	AGV Non Ferrous Malta Ltd	
	Garages 41 and 42	
	Site at Ta'Ghadajma	
Locality	L/o Mqabba	Post Code

Company registration number

C49243

Date of formation of company

29th March 2010

- For applications from companies, please provide a copy of the certificate of incorporation or registration and any certificates of subsequent name changes.

Document reference number

Attached in Appendix III

- For applications from other corporate bodies, please provide evidence of status.

Document reference number

N/A

A3.6 Is the operator a subsidiary of a holding company?

No ☒ X

Yes ☐ name of ultimate holding company

--

Registered office address

Street Address		
Locality		Post Code

Principal office address (if different)

Street Address		
Locality		Post Code

Company registration number

--

A4 What to do next

Now you need to fill in the other Parts of this form available online.

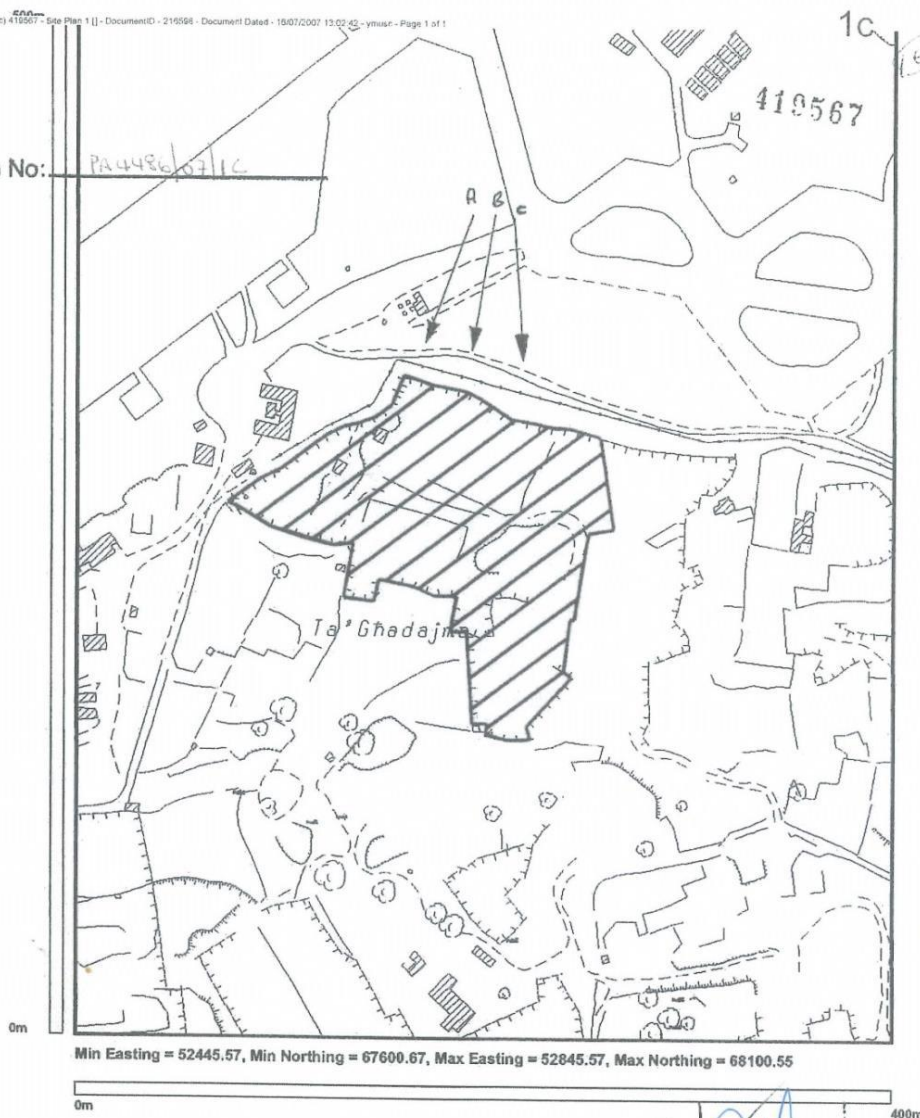
If you are applying for

- ☐ • A new permit – fill in Part B;
- ☒ • A variation – fill in Part C;
- ☐ • A transfer – fill in Part D;
- ☐ • A surrender – fill in Part E.

Appendix I

Location of the AGV Non Ferrous Malta Facility

Plan No: PA4486/07/1C



MEPA

St. Francis Ravelin
Floriana
PO Box 200, Valletta, Malta
Tel: +356 240976 Fax: +356 224846

www.mepa.org.mt

Site Plan, Scale 1:2500 Printed on: Wednesday, February 07, 2007

Not to be used for interpretation or scaling of scheme alignments

JOE GRACE ARCE
OFF 7 CAVECA BLD.
COSPIQUA RD. MALTA
21806549 7 476329

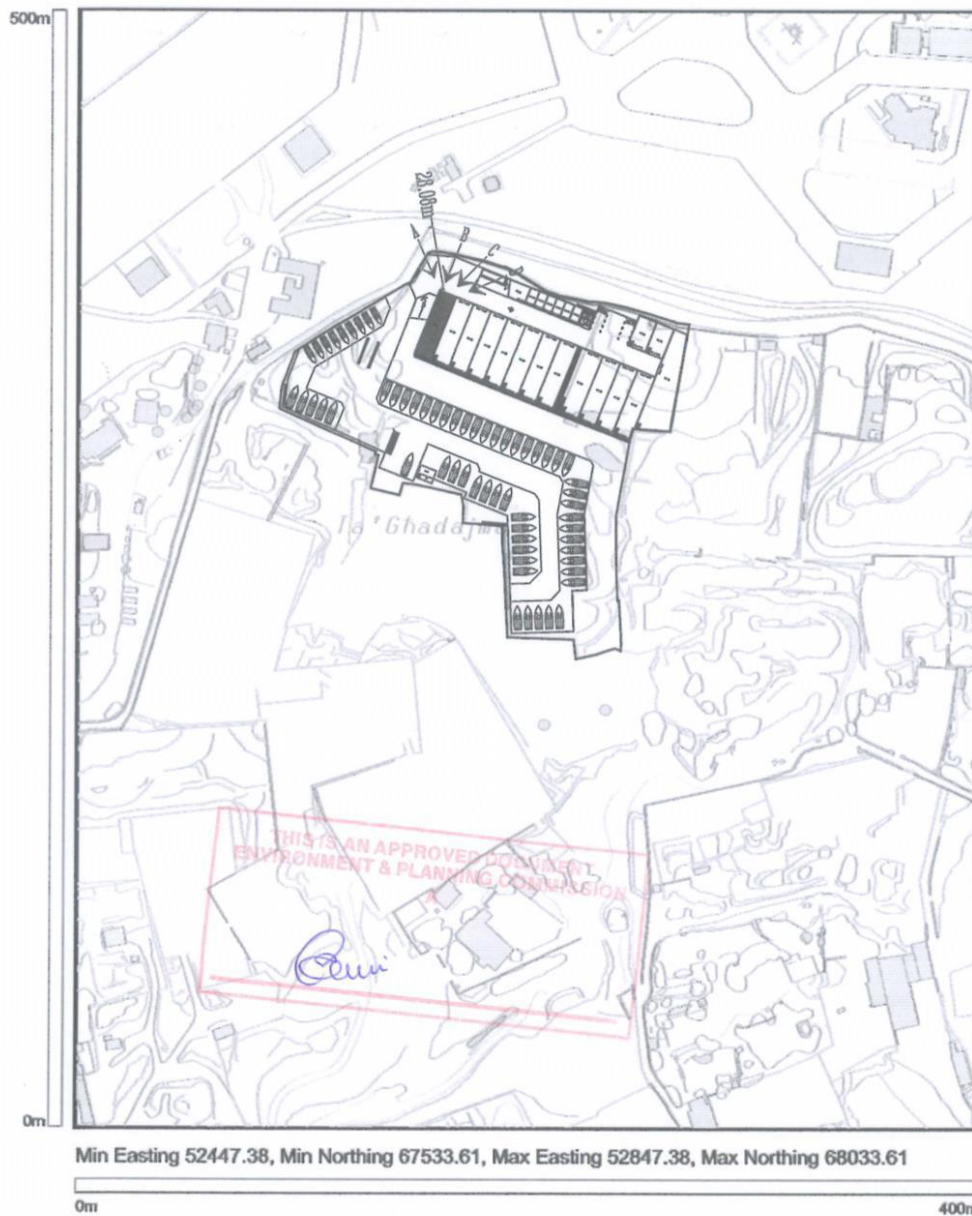
Malta Environmental & Planning Authority

APPROVAL

Board No. PA168-10/11 held on 28/11/2011

Chairman Secretary

Figure 1: Location of the Ta'Ghadajma Complex



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
 Copyright © MEPA - Malta Environment & Planning Authority. Not for resale.



Figure 2: Site plan showing layout of the Ta'Ghadajma Complex

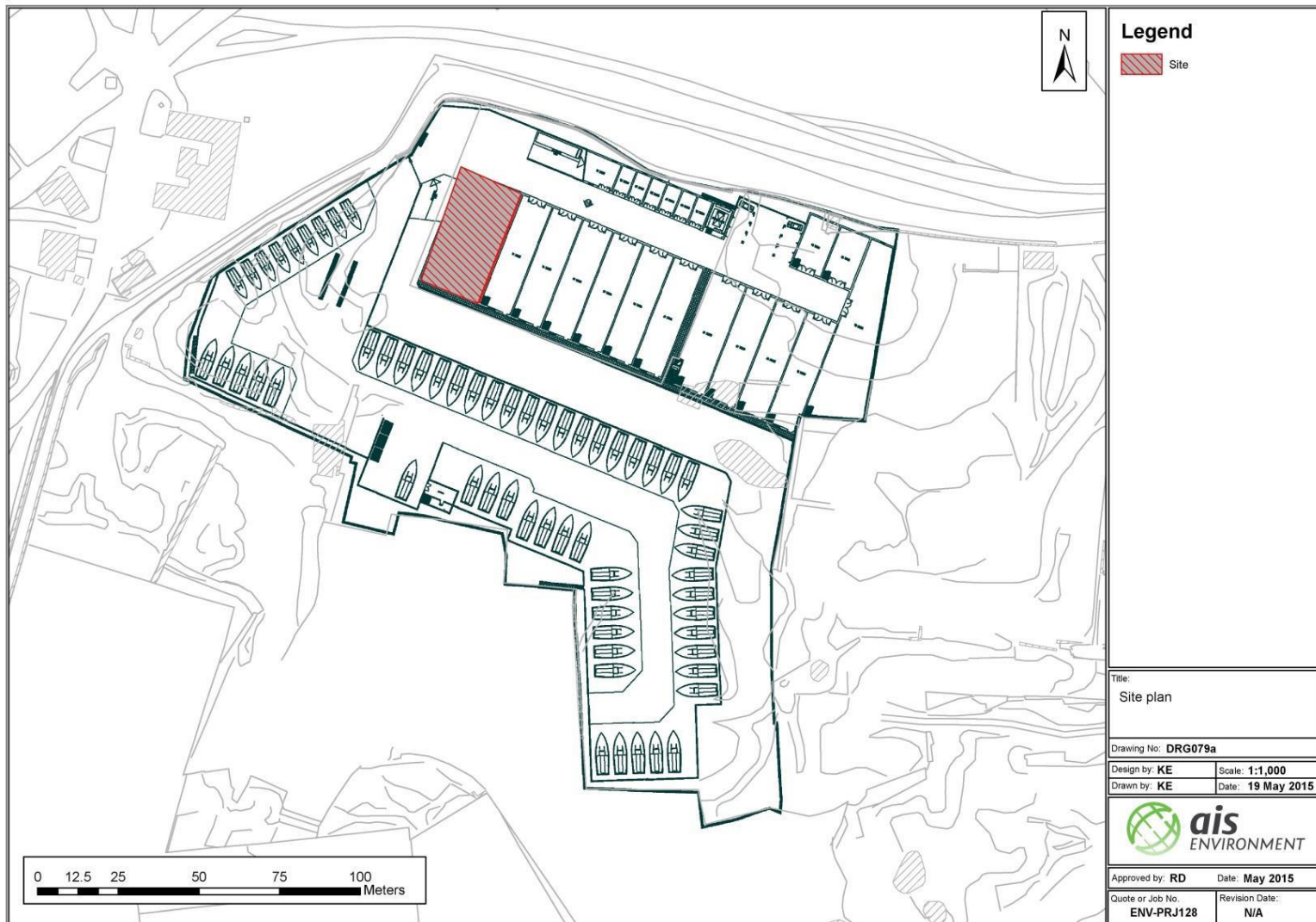


Figure 3: Location of the AGV Non Ferrous Malta Ltd. within the Ta'Għadajma Complex

Appendix II

Copies of applicable environmental permits, trade permits and existing IPPC permit

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
	<div>___/___/ 2013</div>

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 Tran boundary 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

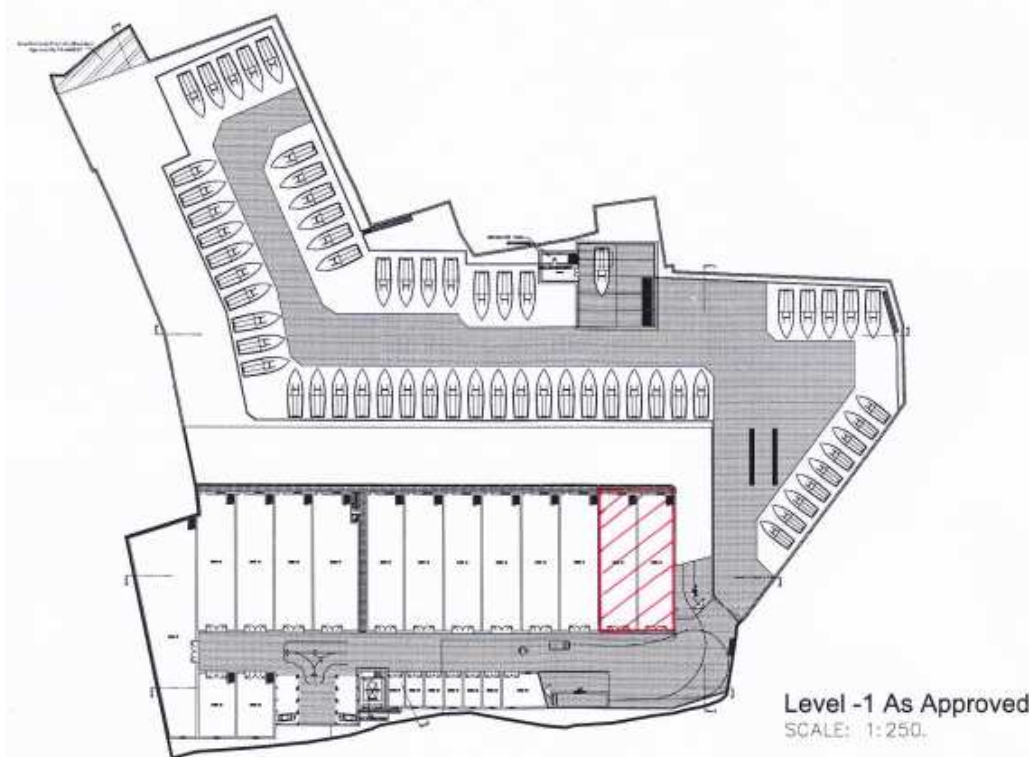


Fig. 2: Site of permitted installation, showing extent of area delineated in red

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				
Total Nickel-Cadmium (NiCd) ⇒ Collected				
Total Other: PLEASE SPECIFY ⇒ Collected				
Total Automotive Batteries or Accumulators ⇒ Collected				

Table 2: Industrial batteries or accumulators

TYPE	Amount in Numbers (Quantity)	Total weight (kgs)	Amount in Numbers (Quantity)	Total weight (kgs)
Total Alkaline ⇒ Collected				
Total Zinc (Zn) ⇒ Collected				
Total Nickel-Cadmium (NiCd) ⇒ Collected				
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 Ghadaima
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

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

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

Application Number: PA/02602/12
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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.

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PA/02602/12

Print Date: 09/01/2013

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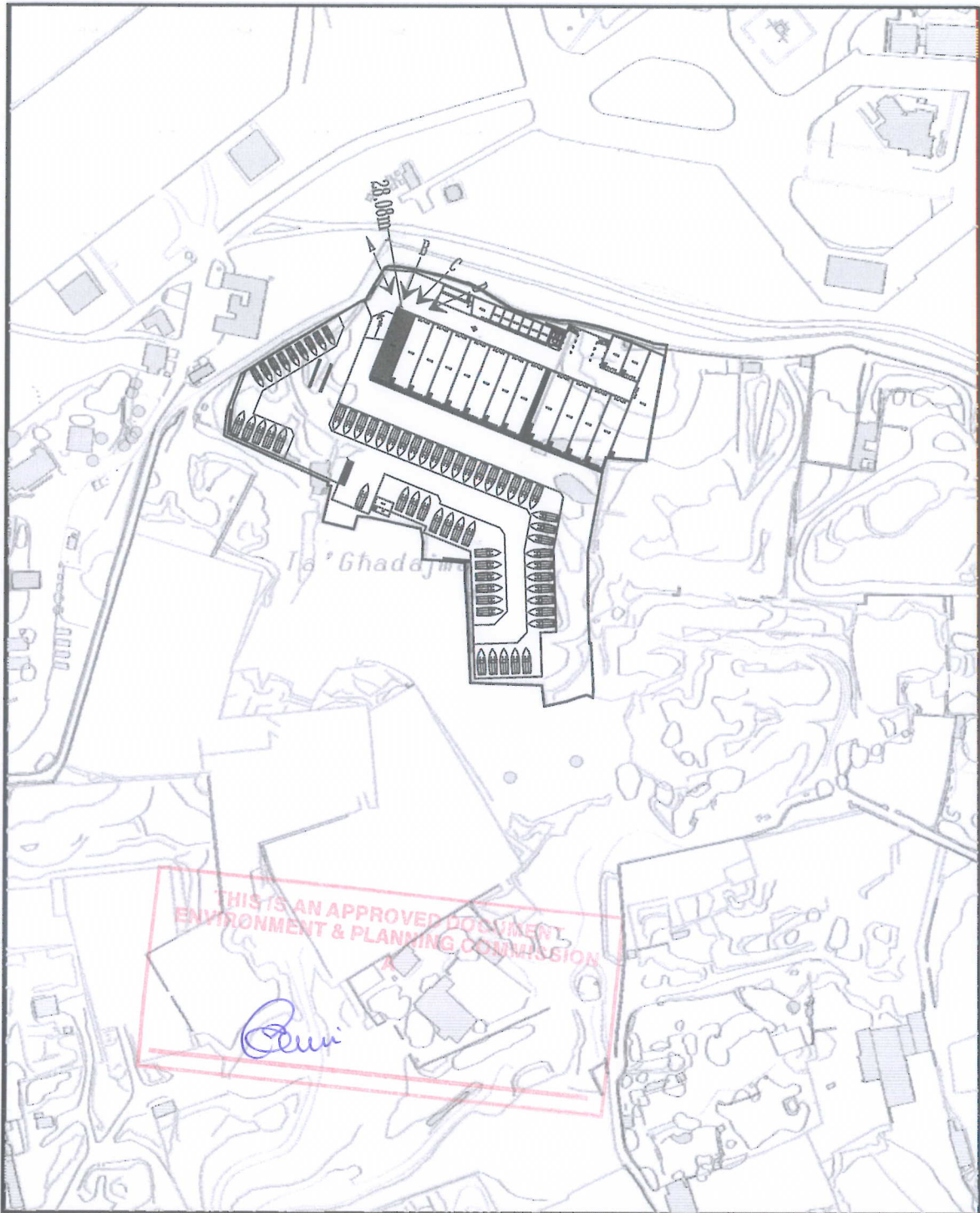
This decision is being published on 19 January 2013.



David Cassar
f/Head EPC Secretariat
Environment and Planning Commission

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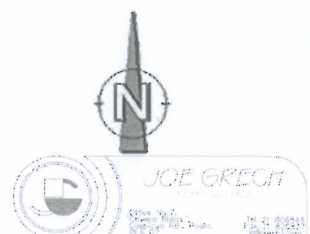
MEPA - www.mepa.org.mt

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.

Permit with introductory note

Industrial Emissions (Integrated Pollution Prevention and Control) Regulations, LN 10 of 2013.

AGV Non-Ferrous Ltd
Garages 41 and 42
J&J Boatyard & Warehousing
Ta' Ghadajma I/o Mqabba

Permit number
IP 0004/13/A

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Introductory note

This introductory note does not form part of the Permit

The following Permit is issued under Regulation 7 of the Industrial Emissions (Framework) Regulations, 2013 (LN 9 of 2013) ("the Industrial Emissions (Framework) Regulations") to operate an installation carrying out activities covered by the description in Sections 5.3(b)(iv) and 5.5 in Schedule 1 of the Industrial Emissions (IPPC) Regulations (LN 10 of 2013), to the extent authorised by the Permit, i.e.

Temporary storage of hazardous waste not covered under point 5.4 pending any of the activities listed in points 5.1, 5.2, 5.4 and 5.6 with a total capacity exceeding 50 tonnes, excluding temporary storage, pending collection, on the site where the waste is generated."

Aspects of the operation of the installation which are not specifically regulated by conditions in the Permit may also be subject to the condition implied by Regulation 8 of the Industrial Emissions (IPPC) Regulations, which require the Operator to use the best available techniques for preventing or, where that is not practicable, reducing emissions from the installation.

Techniques include both the technology used and the way in which the installation is designed, built, maintained, managed, operated and decommissioned.

In some sections, the Permit conditions require the Operator to use Best Available Techniques (BAT), in each of the aspects of the management of the installation, to prevent and where that is not practicable to reduce emissions. These conditions do not explain what is BAT.

A non-technical description of the installation is given in the application, but the main activity of the installation is as follows:

- **Operation of a waste storage facility for batteries and other specified non-hazardous wastes.**

Note that the Permit requires the submission of certain information to the Competent Authority (see sections 1, 2, 4 and 5). In addition, the Competent Authority has the power to seek further information at any time under regulation 11 of the Industrial Emissions (Framework) Regulations, provided that it acts reasonably.

Other IPPC Permits relating to this installation

Permit holder	Permit Number	Date of Issue
<i>Not applicable</i>		

Superseded Licences/Authorisations/Consents relating to this installation

Holder	Reference Number	Date of Issue
<i>AGV Non-Ferrous Ltd</i>	<i>EP 007/10/C</i>	<i>30th September 2010</i>

Public Registers

This IPPC Permit and application is available to the public through the Competent Authority in accordance with the requirements of the Industrial Emissions (IPPC) Regulations. Although certain information may be withheld from the public where it is commercially confidential or contrary to national security, this clause has not been applied to this application and the relevant documentation and permit.

Variations to the Permit

This Permit may be varied at any time in the future (by the Authority serving a Variation Notice on the Operator). If the Operator himself wants any of the Conditions of the Permit to be changed, a formal application must be submitted to the Competent Authority. The **Status Log** within the Introductory Note to any such Variation Notice will include summary details of this Permit, variations issued up to that point in time and state whether a consolidated version of the Permit has been issued.

Surrender of the Permit

Before this Permit can be wholly or partially surrendered, an Application to surrender the Permit has to be made to the Competent Authority by the Operator. For the application to be successful, the Operator must be able to demonstrate to the Competent Authority that there is no pollution risk and that no further steps are required to return the site to a satisfactory state.

Transfer of the Permit or part of the Permit

Before the Permit can be wholly or partially transferred to another person, an Application to transfer the Permit has to be made to the Competent Authority, by the existing and proposed holders jointly. A transfer will be allowed unless the Authority considers that the proposed holder will not be the person who will have control over the operation of the installation or will not comply with the conditions of the transferred Permit. If, however, the Permit authorises the carrying out of a specified waste management activity, the transfer will only be allowed if the proposed holder is also considered to be a technically competent person.

Status Log

Detail	Date	Comment
<i>Application IP 0004/13</i>	<i>Received 05 July 2013</i>	<i>Not 'Duly Made'</i>
<i>Response to request for information</i>	<i>Request dated 12th March 2014</i>	<i>Response received on 29th August 2014</i>
<i>Response to request for information</i>	<i>Request dated 21st November 2014</i>	<i>Response received on 2nd March 2015</i>
<i>Response to request for information</i>	<i>Request dated 11th May 2015</i>	<i>Response received on 16th June 2015</i>
<i>Application 'duly made' and submission of consolidated application</i>	<i>5th August 2015</i>	
<i>Public consultation</i>	<i>Commenced on 8th August 2015</i>	<i>Concluded on 5th September 2015</i>
<i>Permit determined</i>	<i>21st January 2016</i>	<i>Permit issued: Refer to covering note</i>
		<i>Expires on: Refer to covering letter</i>

End of Introductory Note

Permit

Industrial Emissions (Integrated Pollution Prevention and Control) Regulations (LN 10 of 2013)

Permit number

IP 0004/13/A

The Malta Environment and Planning Authority (hereinafter the Authority; the Competent Authority or MEPA) in exercise of its powers Regulation 7 of the Industrial Emissions (Framework) Regulations, 2013 (LN 9 of 2013) ("the Industrial Emissions (Framework) Regulations"), hereby authorises:

AGV Non-Ferrous Ltd (hereinafter "the Operator" or "the Permit Holder"),
Of / Whose Registered Office (or principal place of business) is at:

Garages 41 and 42
J&J Boatyard & Warehousing
Ta' Ghadajma I/o Mqabba

(Company registration number: **C49243**)

to operate an installation at:

Same as above

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

Signed

Date

	Refer to Covering Letter
--	--------------------------

Authorised to sign on behalf of the Competent Authority

Name in block letters:

ID Number:

Conditions

1 General

These permit conditions shall be read in conjunction with the IPPC Application received on 05 July 2013, as subsequently clarified and recorded in the status log above, which forms an integral part of these permit conditions.

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 listed in Schedule 1 of the Industrial Emissions (IPPC) Regulations / Associated Activity	Description of specified activity	Limits of specified activity
Temporary storage of hazardous waste (waste batteries) not covered under point 5.4 pending any of the activities listed in points 5.1, 5.2, 5.4 and 5.6; with a total capacity exceeding 50 tonnes, excluding temporary storage pending collection on the site where the waste is generated	Receipt and storage of waste batteries and related sorting, management, and repackaging for export of collected batteries	From receipt of waste batteries according to Schedule 3 to dispatch of repackaged waste batteries authorised facilities abroad. Storage quantities shall not exceed the limits identified in the IPPC application. Storage of wastes accepted on site shall not exceed a period of 12 months on site if pending disposal and 36 months if pending recovery.
Storage of non-hazardous wastes (glass, metals, wood) in loose format or in other packaging (i.e. jumbo bags or similar)	Receipt and storage of non-hazardous wastes in designated areas for a period of up to 12 months on site if pending disposal and 36 months if pending recovery.	From receipt of waste to dispatch of loose or packaged waste to authorised facilities for recovery/recycling either locally or abroad.
Storage of baled non-hazardous waste (paper, cardboard, plastic, metals)	Receipt and storage of baled non-hazardous waste in designated areas for a period of up to 12 months on site if pending disposal and 36 months if pending recovery	From receipt of baled waste according to Schedule 3 to dispatch of said bales to authorised waste facility, 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 Plan in Schedule 5 to this Permit.

- 1.2.2 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 contain the following information:
- a) The company name and address
 - b) List of authorised activities on site
 - c) 24 hour emergency mobile number
 - d) IPPC Permit Number (making it clear this site is permitted by the Authority)
 - e) Opening hours of the site.
- 1.2.3 Site security systems shall be provided at all times during the subsistence of this Permit, the objective of which shall be to prevent access by humans, and livestock, which is not authorised either by the Permit Holder or under legal powers of entry. These shall be installed, operated and maintained, and shall be fully documented and recorded.

1.3 Hours of Operation

- 1.3.1 The waste management operations authorised by this Permit shall only be carried out within the times specified below:
- | | |
|--|---------------|
| Monday to Friday (except public holidays): | 07:00 – 17:00 |
| Saturday: | 07:00 - 17:00 |
| Sunday: | Closed |
| Public Holidays: | Closed |
- 1.3.2 The Authority may authorise temporary operation beyond the days and times specified in condition 1.3.1 for the purposes of any additional monitoring which may be required to be carried out in compliance with Section 2.2.9 or 2.7 of this permit.

1.4 Overarching Management Condition

- 1.4.1 Without prejudice to the other conditions of this Permit, the Operator shall implement and maintain an Environmental Management System (EMS), and an organisational structure, and allocate resources that are sufficient to achieve compliance with the limits and conditions of this Permit. 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.
- 1.4.2 The Permit Holder shall submit (including as part of the EMS) the following reports annually as part of the Annual Environmental Report of the site, according to the timeframe specified in Condition 4.2:
- 1.4.2.1 Environmental Policy containing the installation’s environmental objectives and targets;
 - 1.4.2.2 Environmental Management Programme report (for the reporting year);
 - 1.4.2.3 Environmental Management Programme proposal (for the following year).
 - 1.4.2.4 All waste reporting, submitted according to the templates valid to the specific waste stream and year
- 1.4.3 The Permitted Installation shall, subject to the conditions of this Permit, be managed, controlled and operated as described in the application and subsequent responses to requests for information submitted as per the Status Log above, or as otherwise previously agreed in writing 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, 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	Date
1	Installation of low rim/lip bund at the main doors into the warehouses, in accordance with Condition 2.2.6.7 of this permit.	Within 3 months of issue of permit
2	Installation of a raised shower tray or other form of physical prevention of any liquid seeping into emergency shower drain on site	Within 3 months of issue of permit
3	TCP to undergo training programme related to handling of dangerous substances	TCP to commence course within 6 months of issue of permit (evidence of enrolment shall also be presented within this timeframe) Certificate of completion of course or other qualification achieved (e.g. license) to be presented to the Authority within one month of completion of course
4	Provision of details (including 24hr contact number and CV) of delegate for the Technically Competent Person in accordance with Condition 2.3.13	Within one month of the date of issue of this permit
5	Submission of an Outline Decommissioning Plan, in accordance with Condition 2.9.2	Within 1 year of issue of the permit

1.6 Operational Changes

- 1.6.1 The Operator shall seek the Authority's written agreement to any operational change as defined by LN 10 of 2013 and its amendments, by sending to the Authority: 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 and public health from the Permitted Installation; any relevant supporting assessments and drawings; and the proposed implementation date.
- 1.6.2 Any such change shall not be implemented until agreed to in writing by the Authority. As from the agreed implementation date, the Operator shall operate the Permitted Installation in accordance with that change, and relevant provisions in the Application shall be deemed to be amended.
- 1.6.3 The Director of Environment Protection and any officials to whom this role is delegated are hereby authorised to make decisions on variations to this permit, with the exception of the following cases:
- variations which could lead to significant impact on human health or the environment;
 - any change in the nature or functioning or an extension of an installation where the change or extension in itself reaches the capacity thresholds set out in Schedule 1 of the Industrial Emissions (IPPC) Regulations;
 - variations covered by the Environmental Impact Assessment Regulations;
 - aspects of the operations specifically prohibited by this permit;

- e) changes to emission limit values;
- f) changes to fees;
- g) renewal of the validity of this permit.

1.7 Off-site Conditions

- 1.7.1 The Permit holder shall ensure that no chemicals or waste escape to the environment including when transporting such materials offsite or onsite.
- 1.7.2 At all times during the year the Permit Holder and/or Technically Competent Person (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.

2 Operating Conditions

2.1 In-Process Controls

- 2.1.1 The Permitted Installation shall, subject to the conditions of this Permit, be operated using the techniques and in the manner described in the IPPC application, or as otherwise agreed in writing by the Authority.

2.2 Emissions

2.2.1 Emissions to Air (excluding Odour, Noise or Vibration) from Specified Points

- 2.2.1.1 This Part 2.2.1 of this Permit shall not apply to releases of odour, noise or vibration.
- 2.2.1.2 The Authority reserves the right to request emissions monitoring from the installation should this be deemed necessary.
- 2.2.1.3 All non-road mobile machinery and diesel vehicles shall use automotive diesel which conforms to EN 590.
- 2.2.1.4 Under abnormal operating conditions such as in the case of breakdown, the Operator shall reduce or close operations as soon as practical until normal operation can be restored.
- 2.2.1.5 The exhaust from general building ventilation (e.g. extractors or fans in walls or roofs) shall be vented in such a way as to avoid local nuisance.
- 2.2.1.6 For those activities, where it can be shown to the satisfaction of MEPA that the above venting requirements are not practical, sensible or necessary, stacks and vents shall be located and designed so as to minimise local nuisance.

2.2.2 Discharges to surface water

- 2.2.2.1 No discharges to surface water shall take place from the installation.

2.2.3 Discharges of Effluents

- 2.2.3.1 No discharges of trade effluent into the sewer (whether from off-site or on-site discharge points) are allowed, unless specifically authorised by the Water Services Corporation. Prior to any discharge of trade effluent, the operator must provide evidence of authorisation from the Water Services Corporation to the Authority and apply to the Authority for a variation of this permit.
- 2.2.3.2 No discharges to the common cesspit for the warehouse complex are allowed, barring those from use of the emergency shower.

2.2.4 Discharges to groundwater

- 2.2.4.1 No emission from the Permitted Installation shall give rise to the introduction into groundwater of any substance included in the Regulations for the Protection of Groundwater against pollution and deterioration (LN 108 of 2009).
- 2.2.4.2 For substances other than those in LN 108 of 2009, the Operator shall not allow any discharges to groundwater from the Permitted Installation without prior consent of the Competent Authority.
- 2.2.4.3 The operations of the installation shall not hinder the achievement of good chemical and quantitative status of groundwaters as prescribed under the Water Policy Framework Regulations, LN 194 of 2004, and as may be amended from time to time.

2.2.5 Fugitive emissions of substances to air

- 2.2.5.1 The Operator shall use BAT so as to prevent or where that is not practicable to reduce fugitive emissions of substances to air from the Permitted Installation, in particular from the:
- process areas with particular reference to shredding
 - storage areas, including solvent storage, fuel storage, raw materials storage and waste storage
 - buildings
 - pipes, valves and other transfer systems
 - open surfaces

provided always that the techniques used by the Operator shall be no less effective than those described in the Application, where relevant.

- 2.2.5.2 The Operator shall use BAT so as to prevent or where that is not practicable to reduce release of litter from the Permitted Installation provided always that the techniques used by the Operator shall be no less effective than those described in the Application, where relevant.

2.2.6 Fugitive emissions of substances to water and sewer

- 2.2.6.1 Subject to condition 2.2.6.2, the Operator shall use BAT so as to prevent or where that is not practicable to reduce fugitive emissions of substances to water (including to groundwater) and sewer from the Permitted Installation, in particular from:
- All structures under or over ground
 - Surfacing
 - Storage areas
 - Bunded areas.

2.2.6.2 The operations of the installation shall not hinder the achievement of good status for surface waters as required under the Water Policy Framework Regulations, LN 194 of 2004 (as amended).

2.2.6.3 There shall be no release to water that would cause a breach of an EQS (Environmental Quality Standard) established to implement the Dangerous Substances Directive 76/464/EEC (LN 213 of 2001) and daughter directives (LN 218 of 2001, LN 219 of 2001, LN 220 of 2001, LN 221 of 2001 and LN 227 of 2001) and any other directives regulating discharges into the aquatic environment.

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

2.2.6.5 Engineered site containment and drainage systems (including impermeable flooring) 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;
- Be kept free from cracks which could increase permeability;
- Be leak-proof and resistant to physical, mechanical and chemical stresses to which they may be subjected;

Such systems shall be certified by an independent, warranted civil engineer or engineer as being leak-proof and resistant to physical, mechanical and chemical stresses to which they may be subjected. Such testing and certification shall be carried out upon commissioning and in the year prior to any renewal of this IPPC permit. The certification shall be submitted as part of the AER in the format specified in Schedule 2.

2.2.6.6 All storage of hazardous waste shall be carried out in contained and roofed areas.

2.2.6.7 All process and storage areas must be appropriately contained. The capacity of each bund shall be a minimum of 110% of the largest container within the bund or 25% of the total capacity of all the containers within the bund, whichever is the greater.

2.2.6.8 Only sweeping of the floor within the installation is allowed. Washing with water or chemicals is prohibited.

2.2.6.9 Any accidental release of substances shall be duly treated collected and disposed of as described in the IPPC application

2.2.6.10 The operations of the installation shall not hinder the achievement of good ecological status for surface waters as prescribed under the Water Policy Framework Regulations, LN 194 of 2004.

2.2.7 Odour

2.2.7.1 The Operator shall use BAT so as to prevent or where that is not practicable to reduce odorous emissions from the Permitted Installation, in particular by:

- limiting the use of odorous materials;
- restricting odorous activities;
- controlling the storage conditions of odorous materials;
- controlling processing parameters to minimise the generation of odour;
- optimising the performance of abatement systems;
- timely monitoring, inspection and maintenance;
- employing, where appropriate, an approved odour management plan;

provided always that the techniques used by the Operator shall be no less effective than those described in the Application, where relevant.

- 2.2.7.2 There shall be no significant offensive odour, as perceived by an Authorised Officer of the Competent Authority, at sensitive locations.

2.2.8 Emissions to Land

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

2.2.9 Noise and Vibration

- 2.2.9.1 The Operator shall use BAT so as to prevent or where that is not practicable to reduce emissions of noise and vibration from the Permitted Installation, in particular by:

- 2.2.9.1.1 equipment maintenance, e.g. circulating pumps, extraction fans, compressors.
- 2.2.9.1.2 use and maintenance of appropriate attenuation, eg. silencers, barriers, enclosures;
- 2.2.9.1.3 appropriate timing and location of noisy activities and vehicle movements;
- 2.2.9.1.4 periodic checking of noise emissions, either qualitatively or quantitatively;
- 2.2.9.1.5 mounting any equipment or machinery which may cause substantial vibrations on rubber mountings or other specialized vibration reduction mountings in order to reduce vibration impacts; and
- 2.2.9.1.6 maintenance of building fabric.

provided always that the techniques used by the Operator shall be no less effective than those described in the Application, where relevant.

- 2.2.9.2 Emergency generators/alarms/sirens/release valves shall only be tested between the hours of 10.00 and 17.00 Monday to Friday and not on any Public Holiday.
- 2.2.9.3 The level of noise emitted from the installation at all operational times shall not exceed the background noise level by more than 5dB.
- 2.2.9.4 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

2.3 Management and Technically Competent Person

- 2.3.1 A copy of this Permit and those parts of the application referred to in this Permit shall be available at the place of work, at all times, for reference by all staff carrying out work subject to the requirements of the Permit.
- 2.3.2 The site must be well secured to minimise the opportunity for unauthorised entry.
- 2.3.3 During non-operating hours the site should be firmly closed and totally inaccessible to third parties, both by vehicle and on foot.

Training

- 2.3.4 The Permitted Installation shall be supervised and controlled by staff who are suitably trained and fully conversant with the requirements of this Permit.

- 2.3.5 All staff shall be fully conversant with those aspects of the Permit conditions which are relevant to their duties and shall be provided with adequate professional technical development and training and written operating instructions to enable them to effectively carry out their duties.
- 2.3.6 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.

Maintenance

- 2.3.7 All plant and equipment used in operating the Permitted Installation shall be maintained in good operating condition.
- 2.3.8 The Operator shall maintain a record of plant and equipment covered by condition 2.3.7, and for such plant and equipment:
- 2.3.8.1 a written or electronic maintenance programme; and
 - 2.3.8.2 records of its maintenance.

Incidents and Complaints

- 2.3.9 The Operator shall maintain and implement written procedures for:
- 2.3.9.1 taking prompt remedial action, investigating and reporting to the Competent Authority actual or potential non-compliance with operating procedures or emission limits and if such events occur;
 - 2.3.9.2 investigating incidents, (including any malfunction, breakdown or failure of plant, equipment or techniques, down time, any short-term and long-term remedial measures and near-misses) and prompt implementation of appropriate actions; and
 - 2.3.9.3 ensuring that detailed records are made of all such actions and investigations.
- 2.3.10 The Operator shall record and investigate complaints concerning the Permitted Installation's effects or alleged effects on the environment and public health. The record shall give the date and nature of complaint, time of complaint, name of complainant (if given), a summary of any investigation and the results of such investigation and any actions taken.
- 2.3.11 As part of the Annual Environmental Report, the Operator shall provide a summary record of incidents and complaints in the format specified in Schedule 2.

Attendance of Technically Competent Person(s)

- 2.3.12 Attendance of the technically competent person(s) at the Site shall be recorded.
- 2.3.13 For the whole operational hours permitted for the Site under this Permit, the Technically Competent Person/s or his/her delegate/s shall be physically in attendance at the Site.. The operator is to provide details as to how he/she intends to provide this coverage in order to take into account unavoidable absences due to vacation or sick leave. Details including Curriculum Vitae of the technically competent person/ and his/her/their delegate/s shall be provided to the Authority.
- 2.3.14 Where the Site has been notified to the Authority as being either non-operational or closed, the Technically Competent Person or his/her delegate shall be capable of attending the Site within one hour.

Changes in Technically competent Persons

- 2.3.15 Any changes/additions in technically competent management (Person/s) and the name of any incoming person together with evidence that such person has the required technical competence and 24-hour contact details shall be submitted to the Authority in writing within 5 working days of the change in management.
- 2.3.16 In the event of the death, dismissal, resignation, leave, or of extended sick leave of the Technically Competent Management of the Site, the Permit Holder shall immediately inform the Authority, and prove to the Authority that the Permit Holder is actively seeking a replacement.

2.4 Waste

2.4.1 Waste acceptance

- 2.4.1.1 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.
- 2.4.1.2 Only waste streams as set out in the European Waste Catalogue codes found in Schedule 3 shall be permitted on site.
- 2.4.1.3 Separately collected and mixed recyclables (paper, cardboard, plastics, metals) from private domestic households cannot be accepted on site
- 2.4.1.4 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. Such wastes may not be mixed with other wastes on site.
- 2.4.1.5 The Permit Holder shall maintain records of the weight of each waste consignment received and /or removed from the site, and such data is to 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 on site weighing.
- 2.4.1.6 The Permit Holder shall ensure to issue a receipt 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 should 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 as part of any recycling scheme.
- 2.4.1.7 As part of the Annual Environmental Report for the installation, the Operator shall produce a report on the wastes accepted at, removed from and remaining in stock at the Permitted Installation over the previous calendar year, providing the information described in Schedule 2 according to the approved template for reporting for that given year.

2.4.2 Waste storage and handling

- 2.4.2.1 The Operator shall use BAT in the design, maintenance and operation of all facilities for the storage and handling of waste on site such that there are no releases to water or land during normal operation and that emissions to air and risk of accidental release to water or land are minimised.

- 2.4.2.2 All wastes shall be stored within their designated and controlled storage area(s) prior to ultimate disposal or recovery.
- 2.4.2.3 All hazardous waste storage is to be carried out indoors in the buildings designated for that purpose.
- 2.4.2.4 All liquid hazardous wastes (including wastes containing liquids, e.g. batteries) shall be stored indoors or under cover in a bunded area. The capacity of each bund shall be a minimum of 110% of the largest container within the bund or 25% of the total capacity of all the containers within the bund, whichever is the greater.
- 2.4.2.5 The total amount of waste that can be stored at any given time cannot exceed the quantities indicated in the IPPC application and the permitted site boundary limits as specified in Figure 2 of Schedule 5.
- 2.4.2.6 Storage of waste processed on site to be sent for recycling/recovery (e.g. waste metals) may be stored on site for a maximum of 36 months. In the case of wastes to be sent for disposal (e.g. any waste going to landfill or for incineration either locally or abroad) may be stored on site for a maximum period of 12 months.

2.4.3 Waste recovery or disposal

- 2.4.3.1 The Operator shall be committed to reduce waste generation where possible.
- 2.4.3.2 Waste produced at the Permitted Installation shall be recycled, reused or recovered unless technically and/or economically impossible.
- 2.4.3.3 Disposal or recovery/recycling of wastes leaving the installation shall take place only at permitted sites, locally or abroad.
- 2.4.3.4 With regards to direct export of batteries to authorized facilities abroad, the operator must supply the Authority with full information related to recycling efficiency rates of the facility to which the waste is being exported in line with the requirements of Article 12(5) of Directive 2006/66/EC.
- 2.4.3.5 No incineration of waste or any other material is permitted on site.
- 2.4.3.6 The Operator shall keep up to date records of all incoming and outgoing wastes. Such a system of record keeping shall include records of:
- 2.4.3.6.1 quantities of waste;
 - 2.4.3.6.2 information on the date of acceptance/removal from site;
 - 2.4.3.6.3 European Waste Catalogue (EWC) code of the waste;
 - 2.4.3.6.4 Consignment note number, in the case of hazardous wastes;
 - 2.4.3.6.5 description of the waste;
 - 2.4.3.6.6 the mode of transport and the names of the agent and transporter of the waste, together with the Waste Carrier Registration Number (GBR Number) where applicable;
 - 2.4.3.6.7 information on where such wastes are deposited and the name of the person responsible for ultimate disposal or recovery;
 - 2.4.3.6.8 whether wastes are recovered or disposed, and if they are recovered, the details of this process;
 - 2.4.3.6.9 information on any treatment/s applied (before disposal/recovery).
- 2.4.3.7 Without prejudice to condition 2.4.3.2, disposal of wastes including rejects, expired products, and other wastes are to be managed in accordance with the legal obligations of the Waste Regulations 2011, as published by Legal Notice 184 of 2011 and as amended by L.N. 441 of 2011, or any statutory provisions or regulations amending or replacing them. Off-site disposal or recovery of wastes may only take place at a facility licensed for that purpose.

- 2.4.3.8 End-of-waste criteria must be met for any waste to be classified as a product. In such cases, the operator shall comply with relevant criteria set by legislation. For scrap metal, the criteria in Council Regulation 333/2011, as may be amended, shall apply. In the absence of any relevant legislation, the operator shall follow the procedure laid down in Regulation 6 of Legal Notice 184 of 2011.
- 2.4.3.9 Without prejudice to condition 2.4.3.2, movement of hazardous waste to and from authorised facilities shall be covered by a valid consignment permit obtainable from the Competent Authority. Each movement shall also be covered by a consignment note obtainable from the Authority.
- 2.4.3.10 Disposal certificates shall be kept on record and made available for inspection for a period of at least 5 years from date of their issue.
- 2.4.3.11 Without prejudice to condition 2.4.3.2, shipment of hazardous waste outside the Maltese Islands is to follow the obligations listed in the following regulations, as amended from time to time:
- 2.4.3.11.1 Regulation (EC) 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste;
 - 2.4.3.11.2 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
 - 2.4.3.11.3 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.

2.4.4 Batteries

- 2.4.4.1 The waste batteries types listed in Schedule 3 as per the individual EWC codes are the only waste batteries that can be accepted on site.
- 2.4.4.2 The Operator shall use BAT in the storage and handling of batteries at the Permitted Installation.
- 2.4.4.3 All waste battery storage, including temporary storage, shall take place in areas with impermeable surfacing and suitable weatherproof covering or indoors.
- 2.4.4.4 All waste batteries must be segregated in designated storage areas for each waste stream. These storage areas must be clearly labelled and no mixing of different hazardous wastes is permitted.
- 2.4.4.5 The Operator is to provide evidence to the Authority on an annual basis as part of the AER in Schedule 2 that the overseas facility starting the recycling process (defined as the 'first recycler' in Commission Regulation (EU) 493/2012) has a recycling efficiency rate which achieves the targets set out in Directive 2006/66/EU
- 2.4.4.6 The operator shall only export batteries to authorised facilities abroad which have been pre-approved by the Authority. Any changes to the export facility being considered must first be communicated to and authorised by the Authority.
- 2.4.4.7 In conjunction with Condition 2.4.4.6, approval of new export facilities will in part be based on a certificate showing the recycling efficiencies achieved within the previous year; and shall include the following information as a minimum:
- Recycling efficiencies achieved specified by battery type
 - Date of issue of certification

2.5 Energy Efficiency

- 2.5.1 As part of the Annual Environmental Report, the Operator shall produce a report on the energy consumed at the Permitted Installation over the previous calendar year, by the end of March of each year, providing the information listed in Schedule 2. The energy consumption of the waste recovery unit is also to be included in this report.
- 2.5.2 The Operator shall maintain and operate the Permitted Installation so as to secure energy efficiency, in particular by:
- Ensuring that the appropriate operating and maintenance systems are in place;
 - Ensuring that all the plant is adequately insulated to minimise energy loss or gain;
 - Ensuring that the type of lighting used is energy-efficient;
 - Ensuring that all appropriate containment methods (e.g. seals) are employed and maintained to minimise energy loss;
 - Maintaining and implementing an energy efficiency plan which identifies energy-saving techniques that are applicable to the activities and their associated environmental benefit, and prioritises them.

2.6 Accident prevention and control

- 2.6.1 In the case of an accident, the Operator shall follow the Emergency Plan submitted as part of the IPPC application, as may be updated from time to time.
- 2.6.2 The plan shall be reviewed at least every 2 years or as soon as practicable after an accident, whichever is the earlier, and the Authority notified of the results of the review within 2 months of its completion.
- 2.6.3 The Operator shall maintain and implement all health and safety measures in compliance with Act XXVII of 2000; Occupational Health and Safety Authority Chapter 424 and all relevant subsidiary legislation, to the satisfaction of the Occupational Health and Safety Authority.
- 2.6.4 The Operator shall have sufficient employees trained to deal with any emergency that may arise, e.g. fire-fighting and first aid.
- 2.6.5 The Operator is to keep the Authority updated on any major changes in operations that may impact on the health and safety of the employees, to the satisfaction of the Occupational Health and Safety Authority.
- 2.6.6 The Operator is to make available Health and Safety documentation freely available, to the satisfaction of the Occupational Health and Safety Authority.

2.7 Monitoring

- 2.7.1 The Authority reserves the right to request monitoring of any emissions to air, water, or ground; noise and vibration, should the Authority determine that this is required.
- 2.7.2 Should this be required by the Authority at any point throughout the lifetime of the permit, sampling and analysis of all pollutants, as well as reference measurement methods to calibrate automated, continuous measurement systems shall be carried out as specified by the appropriate CEN standards. If CEN standards are not available, ISO standards, national or international standards, which will ensure the provision of data of an equivalent scientific quality, as agreed in writing with the Authority, shall apply.

- 2.7.3 Monitoring equipment, techniques, personnel and organisations which may be requested as per condition 2.7.1 of this Permit shall be from a certified or accredited laboratory or laboratory in the process of accreditation, as confirmed by the National Accreditation Body (NAB-Malta). As part of the Annual Environmental Report, the operator shall provide evidence of certification or accreditation of laboratories used for the emissions monitoring programme.
- 2.7.4 The Operator shall maintain records of all monitoring taken or carried out (this includes records of the taking and analysis of samples, instrument measurements (periodic and continual), calibrations, examinations, tests and surveys) and any assessment or evaluation made on the basis of such data, for at least a period of 5 years. Such records may be requested at any time by the Authority.
- 2.7.5 There shall be provided safe and permanent means of access to enable sampling/monitoring to be carried out in relation to any sampling/monitoring points when required by the Authority.
- 2.7.6 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.
- 2.7.7 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.

2.8 Transport

- 2.8.1 Independent of any Environment Management System, the Operator shall be responsible for making use of the services of an ADR (The European Agreement concerning the International Carriage of Dangerous Goods by Road) certified carrier for transport of chemicals and hazardous wastes on land.
- 2.8.2 The Operator shall make use of the services of a registered waste carrier for the transport of waste to and from the site in accordance with LN 106/2007.
- 2.8.3 Trucks leaving and entering the site must be properly contained so as to avoid possible escape of material.

2.9 Closure and Decommissioning

- 2.9.1 The Operator shall maintain and operate the Permitted Installation so as to prevent or minimise any pollution risk, including the generation of waste, on closure and decommissioning in particular by:
- Attention to the design of new plant or equipment;
 - The maintenance of a record of any events which have, or might have, impacted on the condition of the site along with any further investigation or remediation work carried out; and
 - The maintenance of an outline decommissioning plan as per conditions 2.9.2 and 2.9.3.
- 2.9.2 The Operator shall draft and maintain an Outline Decommissioning Plan for the installation. This Outline Decommissioning Plan shall at least include the following information:
- 2.9.2.1 A draft waste management strategy which shall include:

- The identification and characterisation of sources, types of wastes (including equipment, tanks, fuels and by-products);
- Criteria for segregation of wastes;
- Proposed treatment, conditioning, transport, storage and disposal/recovery methods;
- Potential reuse/recycling of such wastes.

2.9.2.2 A qualitative assessment of the potential for contamination of land and groundwater pollution which might arise from the historical and current processes carried out at the installation.

2.9.3 The Operator shall carry out a full review of the outline Decommissioning Plan at least every 4 years.

2.9.4 The Operator shall notify the Authority immediately upon a decision being taken to decommission all or part of the site, or planned cessation for a period greater than 6 months, of all or part of the permitted activities. The Authority may impose further requirements in the case of planned cessation for a period greater than 6 months.

2.9.5 One year before the planned decommissioning of all or part of the site, the operator shall submit for approval to the Authority a full Decommissioning Plan which shall at least include:

2.9.5.1 If required:

2.9.5.1.1 Land and groundwater monitoring results (as per the approved monitoring proposal in condition 2.9.1) showing the state of land and groundwater upon cessation of activities.

2.9.5.1.2 The levels to which the site and any affected land and groundwater will have to be decontaminated

2.9.5.2 Where the contamination of land and groundwater at the site poses a significant risk to human health or the environment as a result of the activities carried out by the operator, the operator shall submit a report indicating the actions to be taken for removal, control, containment or reduction of relevant hazardous substances so that the site, taking into account its current or approved future use, ceases to pose such a risk.

2.9.5.3 The methods which will be used in order to decontaminate the land. Such methods may also include isolation.

2.9.5.4 A detailed waste management strategy which shall include:

- The identification and characterisation of sources, types and quantities of waste (including equipment, fuels, by-products such as ash, etc.);
- Criteria for segregation of wastes;
- Proposed treatment, conditioning, transport, storage and disposal/recovery methods;
- Potential reuse/recycling of such wastes.

2.9.5.5 The identification of potential sources of emissions to the atmosphere, land and water (both seawater and groundwater) pollution which might arise from the decontamination process and corresponding mitigation measures to minimise the likelihood of such emissions.

2.9.6 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.

2.10 Multiple Operator installations

2.10.1 This is not a multi-Operator installation.

3 Records

- 3.1 A daily operations log should be kept on site in which the following information shall be maintained as they arise:
- 3.1.1 Total amount of waste in kilos accepted on site;
 - 3.1.2 Total amount of waste in kilos removed from site for disposal or further treatment;
 - 3.1.3 Total amount of waste in kilos refused entry on site;
 - 3.1.4 Total amount in kilos of unaccepted material sent to the quarantine area and by which registered waste carrier it was transported;
 - 3.1.5 The name of each carrier used in the transport of the substances specified in conditions 2.8.1 and 2.8.2
 - 3.1.6 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;
 - 3.1.7 Names of visitors;
 - 3.1.8 Any other incidents that the Permit Holder deems important to record
- 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:-
- 3.2.1 be made available for inspection by the Authority at any reasonable time;
 - 3.2.2 be supplied to the Authority on demand and without charge and in the format requested;
 - 3.2.3 be legible;
 - 3.2.4 be made as soon as reasonably practicable;
 - 3.2.5 indicate any amendments which have been made and shall include the original record wherever possible; and
 - 3.2.6 be retained at the Permitted Installation, or other location agreed by the Authority in writing, for a minimum period of 5 years from the date when the records were made, unless otherwise agreed in writing.

4 Reporting

- 4.1 All reports and written and/or oral notifications required by this Permit and notifications required by Regulation 7 of the Industrial Emissions (IPPC) Regulations shall be made and sent to the Authority using the contact details notified in writing to the Operator by the Authority.
- 4.2 The Operator shall submit to the Authority an Annual Environmental Report (AER) of the previous year to the Competent Authority by the end of March of each year. The AER shall contain all the information listed in Schedule 2 of this Permit and in the format specified therein, subject to the other conditions of this permit. The first report shall cover the first year (or part thereof) of operations.
- 4.3 The Operator shall, within 6 months of receipt of written notice from the Authority, submit to the Authority a report assessing whether all appropriate preventive measures continue to be taken against pollution, in particular through the application of the best available techniques, at the installation. The report shall consider any relevant published technical guidance current at the time of the notice which is either supplied with or referred to in the notice, and shall assess the costs and benefits of applying techniques described in that guidance, or otherwise identified by the Operator, that may provide environmental improvement.
- 4.4 An independent auditor shall be engaged by the Operator to certify all of the annual waste reporting required by this permit, in line with the Terms of Reference found in Schedule 4 of this permit.

- 4.5 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.

5 Notifications

- 5.1 The Operator shall notify the Authority without delay of:-
- 5.1.1 the detection of an emission of any substance which exceeds any limit or criterion in this Permit specified in relation to the substance;
 - 5.1.2 the detection of any fugitive emission which has caused, is causing or may cause significant pollution and/or a public health risk unless the quantity emitted is so trivial that it would be incapable of causing significant pollution and/or a public health risk;
 - 5.1.3 the detection of any malfunction, breakdown or failure of plant or techniques which has caused, is causing or has the potential to cause significant pollution and/or public health risk; and
 - 5.1.4 any accident which has caused, is causing or has the potential to cause significant pollution and/or public health risk; including but not limited to fires and spill of hazardous liquid substances.
- 5.2 The Operator shall submit written confirmation to the Authority of any notification under condition 5.1. In the case of unauthorised emissions, the notification is to be made by sending:-
- 5.2.1 the information listed in Part A of Schedule 1 to this Permit within 24 hours of such notification; and
 - 5.2.2 the more detailed information listed in Part B of Schedule 1 as soon as practicable thereafter;
 - 5.2.3 the information regarding non-compliance incidents in Schedule 2 (Section 2.6) according to the timeframe specified in Condition 4.2;
- and such information shall be in accordance with that Schedule.
- 5.3 The Operator shall give written notification as soon as practicable prior to any of the following:-
- 5.3.1 Permanent cessation of the operation of part or all of the Permitted Installation;
 - 5.3.2 Cessation of operation of part or all of the Permitted Installation for a period likely to exceed six months; and
 - 5.3.3 Resumption of the operation of part or all of the Permitted Installation after a cessation notified under condition 5.3.2.
- 5.4 The Operator shall notify the Authority, as soon as practicable, of any information concerning the state of the site which affects or updates that provided to the Authority as part of the Site Report submitted with the application for this Permit.
- 5.5 The Operator shall notify the following matters to the Authority in writing within 10 working days of their occurrence:-
- 5.5.1 Where the Operator is a registered company:-
 - 5.5.1.1 any change in the Operator's trading name, registered name or registered office address;
 - 5.5.1.2 any change to particulars of the Operator's ultimate holding company (including details of an ultimate holding company where an Operator has become a subsidiary); and
 - 5.5.1.3 any steps taken with a view to the Operator going into administration, entering into a company voluntary arrangement or being wound up.

- 5.5.2 Where the Operator is a corporate body other than a registered company:
 - 5.5.2.1 any change in the Operator's name or address; and
 - 5.5.2.2 any steps taken with a view to the dissolution of the Operator.
- 5.5.3 In any other case: -
 - 5.5.3.1 the death of any of the named Operators (where the Operator consists of more than one named individual);
 - 5.5.3.2 any change in the Operator's name(s), address(es) or other contact details;
 - 5.5.3.3 any steps taken with a view to the Operator, or any one of them, going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case them being in a partnership, dissolving the partnership.

6 Interpretation

- 6.1 In this Permit, the following expressions shall have the following meanings:-
 - 6.1.1 "*AER*" means the Annual Environmental Report.
 - 6.1.2 "*Application*" means the application for this Permit, together with any response to a notice served under Regulation 5 to the Industrial Emissions (IPPC) Regulations and any operational change agreed under the conditions of this Permit.
 - 6.1.3 "*Authorised Officer*" means any officer of the Authority.
 - 6.1.4 "*BAT*" means best available techniques, which means the most effective and advanced stage of development of activities and their methods of operation which indicates the practical suitability of particular techniques to prevent and where that is not practicable to reduce emissions and the impact on the environment as a whole. For these purposes: "available techniques" means "those techniques which have been developed on a scale which allows implementation in the relevant industrial sector, under economically and technically viable conditions, taking into consideration the cost and advantages, whether or not the techniques are used or produced in Malta, as long as they are reasonably accessible to the operator"; "best" means "in relation to techniques, the most effective in achieving a high general level of protection of the environment as a whole" and "techniques" "includes both the technology used and the way in which the installation is designed, built, maintained, operated and decommissioned."
 - 6.1.5 "*Fugitive emission*" means an emission to air or water (including sewer) from the Permitted Installation which is not controlled by an emission or background concentration limit
 - 6.1.6 "*Groundwater*" means all water which is below the surface of the ground in the saturation zone and in direct contact with the ground or subsoil.
 - 6.1.7 "*Industrial Emissions (IPPC) Regulations*" means the Industrial Emissions (Integrated Pollution Prevention and Control) Regulations (LN 10 of 2013) and words and expressions defined in the Industrial Emissions (IPPC) Regulations shall have the same meanings when used in this Permit save to the extent they are specifically defined in this Permit. It shall include any future amendments or superseding legislation.
 - 6.1.8 "*Malta*" means the Island of Malta, the Island of Gozo and the other islands of the Maltese Archipelago, including the territorial waters thereof.
 - 6.1.9 "*Monitoring*" includes the taking and analysis of samples, instrumental measurements (periodic and continual), calibrations, examinations, tests and surveys.
 - 6.1.10 "*Permitted Installation*" means the activities and the limits to those activities described in Table 1.1.1 of this Permit.
 - 6.1.11 "*Sewer*" means sewer within the meaning of section 219(1) of the Water Industry Act 1991.

- 6.1.12 “*Staff*” includes employees, directors or other officers of the Operator, and any other person under the Operator’s direct or indirect control, including contractors.
 - 6.1.13 “*Surface water*” means inland waters, except groundwater; transitional waters and coastal waters.
 - 6.1.14 “*Technically Competent Person*” means a person possessing the qualifications, experience and technical competence to abide by the conditions of the Permit;
 - 6.1.15 “*Technically Competent Management*” means the Technically Competent Person or Persons in control of the day-to-day activities authorised by the Permit and carried on at the Site;
 - 6.1.16 “*The Authority*” or “*the Competent Authority*” means the Authority or such other body or person as the Minister responsible for the environment may by order in the Gazette prescribe;
 - 6.1.17 “*The Permit Holder*” means the Permit Holder specified in the Permit or other person to whom the Permit has been transferred in accordance with the Industrial Emissions (Integrated Pollution Prevention and Control) Regulations (LN 10 of 2013), and any statutory provisions or regulations amending or replacing them;
 - 6.1.18 “*The Operator*” means a person who is in occupation of the Site and has responsibility for carrying out day to day activities at the Site;
 - 6.1.19 “*The Regulations*” means the Industrial Emissions (Integrated Pollution Prevention and Control) Regulations 2013 (LN 10 of 2013), and any regulations amending or replacing them;
 - 6.1.20 “*The Site*” means the land, structures, plant and equipment to which this Permit relates;
 - 6.1.21 “*Year*” or “*reporting year*” means calendar year ending 31 December.
- 6.2 Where any condition of this Permit refers to the whole or parts of different documents, in the event of any conflict between the wording of such documents, the wording of the document(s) with the most recent date shall prevail to the extent of such conflict.

Schedule 1

Notification of abnormal emissions

This page outlines the information that the Operator must provide to satisfy conditions 5.1 and 5.2 of this Permit.

Units of measurement used in information supplied under Part A and B requirements shall be appropriate to the circumstances of the emission. Where appropriate, a comparison should be made of actual emissions and authorised emission limits.

If any information is considered commercially confidential, it should be separated from non-confidential information, supplied on a separate sheet and accompanied by an application for commercial confidentiality under the provisions of the Industrial Emissions (IPPC) Regulations.

Part A

Permit Number	
Name of Operator	
Location of Installation	
Location of the emission	
Time and date of the emission	

Substance(s) emitted	Media (e.g. air, groundwater)	Best estimate of the quantity or the rate of emission (include units)	Time between which the emission took place

Measures taken, or intended to be taken, to stop the emission	
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Part B

Any more accurate information on the matters for notification under Part A.	
Measures taken, or intended to be taken, to prevent a recurrence of the incident.	
Measures taken, or intended to be taken, to rectify, limit or prevent any pollution of the environment or harm which has been or may be caused by the emission.	
The dates of any unauthorised emissions from the installation in the preceding 24 months.	

Name ⁱ	
I.D. Card No./Passport No.	
Post	
Signature	
Date	

ⁱ authorised to sign on behalf of Operator

Schedule 2

Annual Environmental Report

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.

S2.1 Introduction

IPPC Permit Number	
Reporting Year	
Name and location of Site	
Brief description of activities at the site	

S2.2 Environment Management System & Reporting

Please attach a supporting document with the following:

1. Environmental Policy containing the installation's environmental objectives and targets;
2. Environmental Management Programme report (for the reporting year);
3. Environmental Management Programme proposal (for the following year).

Tick (✓)

S2.3 Process Data

S2.3.1 Annual Summary

	Units	Previous reporting year ⁱ	Current reporting year
Quantity of waste treated	tonnes		
Total Annual Energy Consumption (from electricity and other sources)	MWh		
Electricity from renewable energy sources	MWh		
Total energy consumption per unit waste treated	MWh/tonne of waste treated		
Annual water consumption from mains water	m ³		
Annual water consumption from rainwater	m ³		
Annual water consumption from other sources (e.g. bowser)	m ³		
Total water consumption per unit waste treated	m ³ /tonne of waste treated		
Annual quantity of waste produced (excluding waste accepted on site as part of the facility's normal operations)	tonnes		
Waste produced per unit waste treated	tonne waste produced/tonne waste treated		

ⁱ "Previous reporting year" is not applicable for the first reporting year

S2.3.2 Fuel consumption

	Units	Sulphur Content ⁱ	Consumption	
			Previous Year	Current Year
Diesel	m ³			
Biodiesel	m ³			

S2.3.3 List of Raw Materials

Raw Material	Risk phrase	Annual Quantity Used (kg)

S2.4 Total amount of waste accepted and processed on site

A summary record of the waste quantities accepted and removed from the site per month and for the whole calendar year will need to be submitted. Reporting templates for specific wastes which may have specific reporting requirements (e.g. Packaging, Batteries) will also need to be reported using the correct template for any given reporting year.

The operator is to obtain the necessary templates from the Authority in sufficient time to submit waste reporting within the required timeframes as prescribed by the Authority.

Evidence of the recycling efficiency achieved by the 'first recycler' in the reporting year

☐
Tick (✓)

S2.5 Monitoring Data**S2.5.1 Emissions to air**

In accordance with Section 2.7, the results of any monitoring survey imposed by the Authority; shall be reported as part of the AER under this section for the years in which said monitoring takes place.

The parameters and templates for reporting of this data shall be communicated by the Authority as part of the request for any such monitoring

S2.5.2 Discharges to sewer

In accordance with Section 2.7, the results of any monitoring survey imposed by the Authority; shall be reported as part of the AER under this section for the years in which said monitoring takes place.

The parameters and templates for reporting of this data shall be communicated by the Authority as part of the request for any such monitoring

ⁱ Specify units (e.g. as percentage, or mg/kg)

S2.5.3 Noise monitoring

In accordance with Section 2.7, the results of any noise monitoring survey imposed by the Authority; shall be reported as part of the AER under this section for the years in which said monitoring takes place.

The parameters and templates for reporting of this data shall be communicated by the Authority as part of the request for any such monitoring

S2.6 Incidents and Complaints

S2.6.1 Non-Compliance Incidents during Reporting Year

Date of incident	Brief description of Incident	Cause	Corrective action

Total number of non-compliance incidents for previous year:ⁱ

Total number of non-compliance incidents for current reporting year:

S2.6.2 Complaints made by the public

Date of Complaint	Description of complaint	Actions taken

Total number of complaints for previous year: ⁱ

Total number of complaints for current reporting year:

ⁱ "Previous year" data is not required in the first reporting year.

Schedule 3**List of wastes authorised to be accepted**

By European Waste Code:**Incoming & Outgoing:**

15 01 01	Paper and packaging
15 01 02	Plastic Packaging
15 01 03	Wooden Packaging
15 01 04	Metallic Packaging
15 01 06	Mixed Packaging (from commercial/industrial sources <u>only</u>)
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
16 06 05	Other 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 4

Terms of Reference for Compliance Audits related to Annual Reporting for Authorised Waste Facilities

- S3.1 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 should have access to in-house environmental expertise or otherwise appoint a consultant having environmental expertise to assist him.
- S3.2 The auditor would be required to certify all the information reported to the Authority by the Authorised Waste Facility as specified in the MEPA permit itself.
- S3.3 A sound auditing procedure for traceability, monitoring, and control should be in place for all the authorised waste managed on site in relation to the Waste Management permit or an Environmental permit.
- S3.4 The audit trail should cover all waste from the point of acceptance of waste into the facility to the end recovery or disposal facility (local or foreign).
- S3.5 Proper records and documentation should be kept where authorised waste are sent to duly authorised interim storage facilities, pending transfer to an authorised end disposal/recovery facilities. In such cases, proof is to be provided, as regards to that the authorised waste has been transferred to an authorised end disposal/recovery facility within a maximum of twelve (12) calendar months from the end of the annual reporting period.

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	W/P ref
1	Objective: To confirm that there is a signed receipt for every waste transfer received at the site <ul style="list-style-type: none"> Choose a random sample of 10% of the signed receipts for every waste transfer received at the site for each quarter within the calendar year and confirm that all waste entries are covered by an issued signed receipt. 			
2	Objective: To ensure that an adequate audit trail is maintained to ensure that when a particular waste stream is being treated it can be traced back to its waste generator <ul style="list-style-type: none"> Choose a random sample of 10% of the total waste being treated and ensure that its origin can be traced back. 			
3	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"> In cases of movement within the island of Malta, choose a random sample of 10% of the total no. of hazardous waste movements into and out of the site and confirm that all such movements are covered by a valid hazardous waste consignment permit and a waste consignment note. Confirm also that the relevant EWC code has been used. 			
4	Objective: To confirm that any hazardous waste movements from the site (entry & exit) are covered with relevant TFS documentation of the Waste Shipments Regulation in cases of export <ul style="list-style-type: none"> In cases of export, choose a random sample of 10% of the total no. of hazardous waste movements out of the site and the relevant TFS movement forms and confirm that all such movements are covered by valid relevant documentation. Confirm also that the relevant EWC code has been used. In the case of waste broker usage, ensure that the waste brokers used are registered with MEPA as such. 			

5	<p>Objective: To confirm that any movement of non-hazardous waste movements from the site being sent for treatment abroad are covered by the relevant Annex VII documentation of the Waste Shipments Regulation in cases of export</p> <ul style="list-style-type: none"> Choose a random sample of 10% of the total no. of non-hazardous waste movements into and out of the site are covered by valid relevant documentation and/or records. Confirm also that the relevant EWC code has been used. In the case of waste broker usage, ensure that the waste brokers used are registered with MEPA as such. 			
6	<p>Objective: To verify whether the quantities reported by the Waste Facility make reasonable sense</p> <ul style="list-style-type: none"> Choose a random sample of 10% of the total amount of waste being handled at the facility and confirm that all waste entries (in and out of the site) reported are verified by relative documentation and/or records. 			
7	<p>Objective: To ensure that the waste vehicles used by the authorised facility to transfer the waste to other permitted sites are registered with MEPA</p> <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. 			
8	<p>Objective: To ensure that, in cases where waste is transferred from the facility to other waste management facilities, locally or abroad, the waste management facilities used would either be 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. 			
9	<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. 			

10	<p>Objective: To identify the waste being treated both locally and abroad, and ensure that it has been recovered appropriately</p> <ul style="list-style-type: none">• Ensure that all relevant documentation, including but not limited to, the hazardous waste consignment permit and consignment note applications, are available in case of local treatment.• 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.			
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Schedule 5

Site Plan

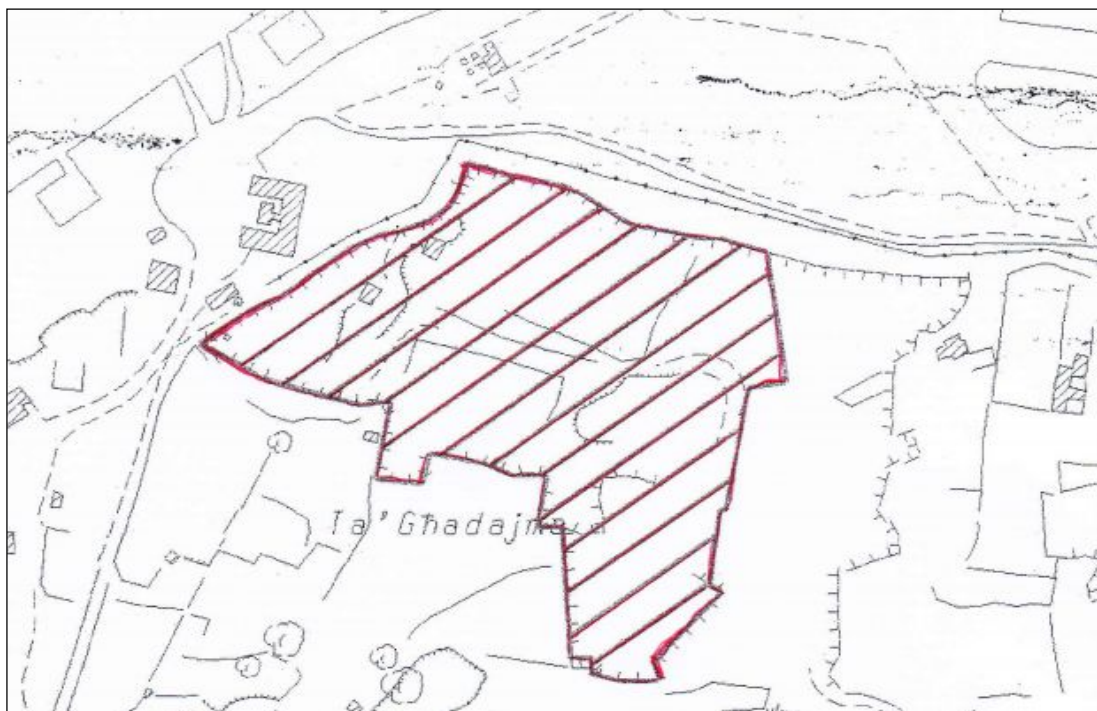


Fig. 1: Site plan of J&J Boatyard & Warehousing, showing extent of complex delineated in red

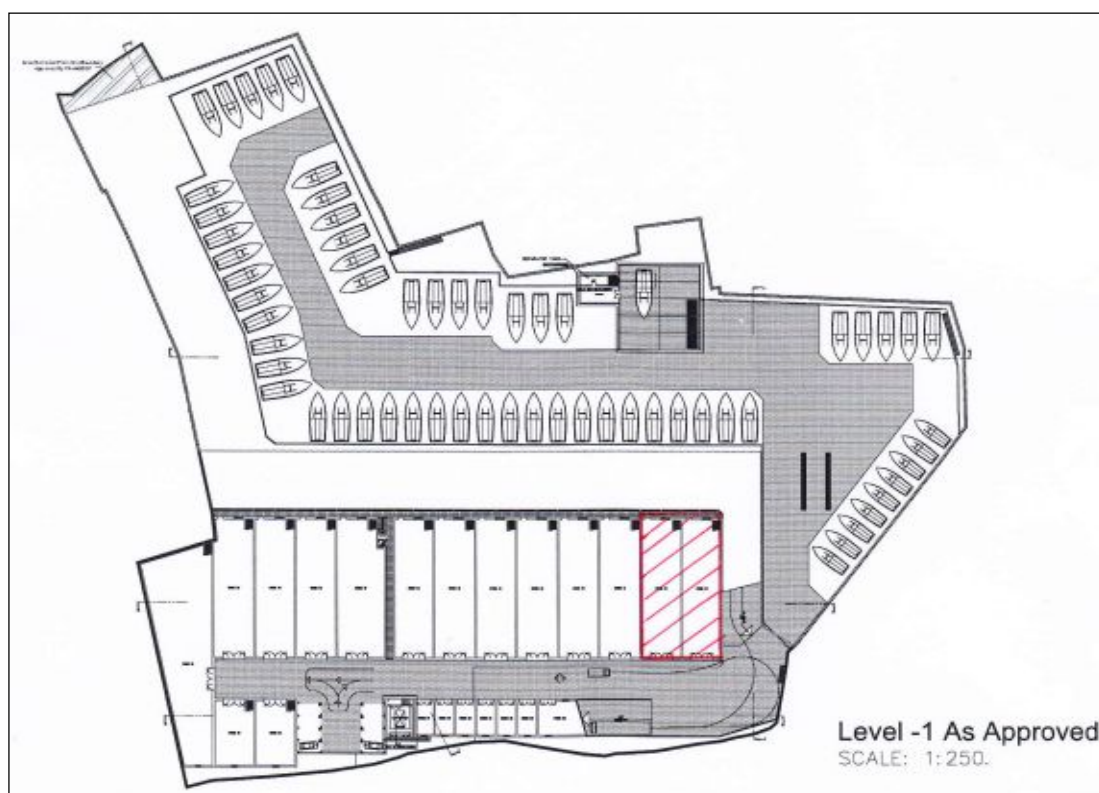


Fig. 2: Site plan of permitted installation, showing extent of area permitted under this permit delineated in red

END OF PERMIT

Appendix III

Copy of the certificate of incorporation

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