

## Environmental Permit

Environment Protection Act (CAP. 549)

Permit number

**CP 012655**

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

**Ing. Fredrick Azzopardi o.b.o. Infrastructure Malta**

(hereinafter “the Permit Holder”),

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

**Infrastructure Malta,  
Vjal I-Avjazzjoni  
Luqa,  
LQA 9023**

To carry out disposal at sea at:

**The official spoil ground located at 35°55.1’N, 14°34.0’E (outside the Grand Harbour)**

This permit is valid from the permit issue date until the last consignment date as indicated below.

Signed	Date
Mr. Anthony Aquilina Unit Manager	Permit Issued: <b>30/03/2021</b>  Valid Until: <b>30/03/2022</b>

**Authorised to sign on behalf of the Competent Authority**

**This page has deliberately been left blank**

## Conditions

### General

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

### Status Log

Detail	Date
<i>Application EP</i>	22 <sup>nd</sup> March 2021
<i>Permit determined</i>	30 <sup>th</sup> March 2021

### Permitted Activities

1. The Permit Holder is authorised to carry out the activities specified in Table 1.

Activity	Description of specified activity	Limits of specified activity
Disposal at sea	To dispose of clean dredged material from the site in Schedule 2 to official spoil ground	To transfer inert uncontaminated material dredged solely from the location illustrated in Schedule 2 as approved also by PA/04757/19 to the disposal location / official spoil ground located at 35°55.1'N, 14°34.0'E (outside the Grand Harbour) as indicated in S.L. 549.07 – Deposit of waste and rubble (fees) Regulations. This authorisation is limited to the dredging of spoil other than those mentioned in 17 05 05* as classified under EWC 17 05 06

### Site

2. The activity authorised under condition 1.1.1 shall not extend beyond the site, as shown on the site plan in Schedule 2 to this Permit.

### **Pre-Commencement of Activity/Works**

3. At least three (3) days prior to the first consignment, the Permit Holder shall notify ERA prior to the start of the disposal operations by submitting a properly filled Consignment Note (CN) form via e-mail on [ced.cn@era.org.mt](mailto:ced.cn@era.org.mt).
4. The permit holder is to nominate for ERA approval, at least seven (7) days prior to commencement of works, a suitably qualified and experienced independent monitor for monitoring of compliance with permit conditions

The ERA-approved monitor shall:

- i. Be engaged at the expense of the applicant;
- ii. Ensure that the works are carried out in line with the permit
- iii. Be present on site during the duration all loading operations at the site of generation and barge loading operations at the approved loading point shall be supervised by the monitoring consultant, unless directed otherwise by ERA officers monitoring the activity on site;
- iv. Ensure that only clean dredged material (in line with condition 1) is loaded on the barge and disposed at sea and that all loading operations are carried out in line with the conditions set out in this Permit.
- v. Notify ERA immediately of any breach of conditions.

Should the approved monitoring consultant, at any point during the loading operations, observe any deviations from the conditions of this Permit or any adverse environment effects as a result of the operation covered by this Permit, the consultant shall halt operations and immediately notify the ERA. Works shall only resume upon clearance by the Competent Authority.

### **Conditions of Activity/Work**

5. The disposal vessel shall be equipped with accurate positioning systems that shall be switched on and fully functioning at all times.
6. Barge loading operations shall only be carried out within the area approved in document in Schedule 2 and the barge shall be registered with the Authority as per the legal provisions of S.L.549.45 to transport waste classified under EWC 17 05 06/04.
7. The Permit Holder shall:
  - i. Keep a logbook of disposal at sea operations in line with Schedule 1;
  - ii. Submit such a logbook and yellow sheet of the Consignment Note to the Authority on a weekly basis to [ced.cn@era.org.mt](mailto:ced.cn@era.org.mt)
8. By virtue of the powers emanating from S.L. 549.07 – Deposit of waste and rubble (Fees) Regulations article 9, a payment of €8 (excluding V.A.T.) per metric tonne of material to be disposed of at sea shall be paid to ERA.
9. The Permit Holder is to ensure that all waste is safely stored and appropriately contained to prevent any escape from his control or that of any other person.

10. The Permit Holder shall be legally responsible and accountable to ensure that the waste management activity for which he has been granted a Permit is carried out in accordance with the above-mentioned regulations as well as with any conditions stipulated in this Permit.
11. The Permit Holder shall ensure that all possible measures to avoid any harm to the environment are taken. In the event that there is any damage to the environment from the disposal of the said material, the Permit Holder shall be kept responsible.
12. Without prejudice to condition 10 the Authority may take any action deemed necessary as empowered in Part VII of CAP549, including but not limited to the temporary suspension of this Permit until investigations are concluded. If the damage is not remedied or if the conditions of this Permit are not complied with, the Environment and Resources Authority may terminate the validity of the Permit immediately and without further consideration.

All expenses incurred in adhering to the above conditions shall be borne by the applicant.

13. This permit is granted saving third party rights. The Permit holder is not exempt from any other legislation or regulations, codes of practice, conditions or requirements imposed by any other competent authorities, including the obtaining of permits, licenses, or clearances including from site owners.
14. The validity of this permit is up last consignment date, that is, **30<sup>th</sup> March 2022**.
15. You may appeal from this decision to the Environment and Planning Review Tribunal in accordance with Article 63 of the Environment Protection Act and with the provisions of the Environment and Planning Review Tribunal Act.



Schedule 2

Site plan of dredged material and barge location

