

EP Permit ref: EP/200200091/V2  
Variation ref: EP/200200091/V3

**North East Lincolnshire Council**  
**The Environmental Permitting (England and Wales) Regulations 2010,**  
**Regulation 20**

**Variation Notice**

To North East Lincolnshire Council  
Crematorium  
Weelsby Avenue  
Grimsby  
North East Lincolnshire  
DN32 7AU

North East Lincolnshire Council ("the Council"), in the exercise of the powers conferred upon it by regulation 20 of the Environmental Permitting (England and Wales) Regulations 2010 ("the 2010 Regulations") hereby gives you notice as follows-

The Council has decided to vary the conditions of permit reference EP/2002000091/V2 granted under regulation 13(1) of the Environmental Permitting (England and Wales) Regulations 2010.

The variation of the conditions of the permit and the dates on which they are to take effect are specified in Schedule 1 to this notice. The pages of the permit as varied by this notice are set out in Schedule 2.

Signed on behalf of North East Lincolnshire Council

  
.....  
Head of Service - Environment

Date 29<sup>th</sup> Aug 2013 .....

An authorised officer of the Council

EP Permit ref: EP/200200091/V2  
Variation ref: EP/200200091/V3

### Schedule 1

Variation to the conditions of the permit	Date(s) on which the variation is to take place
Change of Condition 7.2 of permit EP/200200091/V2 required following Direction received from DEFRA .	26 <sup>th</sup> August 2013
Delete pages 1 (front cover), 6 and 29 of existing permit document:- EP/200200091/V2	26 <sup>th</sup> August 2013
Insert new permit pages attached as Schedule 2 EP/200200091/V3 – pages 1, 6 and 29	26 <sup>th</sup> August 2013

Signed on behalf of North East Lincolnshire Council

  
.....  
Head of Service - Environment

Date... 20 Aug 2013 .....

An authorised officer of the Council

EP Permit ref: EP/200200091/V2  
Variation ref: EP/200200091/V3

**Schedule 2**

**Attached permit Ref: EP/200200091/V2 – Pages 1, 6 and 29**

## Guidance for operators receiving a Variation Notice

(This guidance does not form part of the Variation Notice, but it is for the guidance of those served with the notice.) Further guidance can be found in the PPC General Guidance Manual at

<http://www.defra.gov.uk/environment/ppc/localauth/pubs/guidance/manuals.htm>.

### Dealing with a Variation Notice

This notice varies the terms of the permit specified in the Notice by amending or deleting certain existing conditions and/or adding new conditions. The Schedules attached to the notice explain which conditions have been amended, added or deleted and the dates on which these have effect.

The Council may have included a 'consolidated permit', which takes into account these and previous variations. Where a consolidated permit is not included this variation notice must be read in conjunction with your permit document.

### Offences

Failure to comply with a Variation Notice is an offence under regulation 38(1) (b) of the 2007 Regulations. A person guilty of an offence under this regulation could be liable to (i) a fine of up to £20,000 or imprisonment for a term not exceeding 6 months or both; or (ii) to an unlimited fine or imprisonment for a term not exceeding 5 years or both, depending on whether the matter is dealt with in the Magistrates or Crown Court.

### Appeals

Under regulation 31 and Schedule 6 of the 2007 Regulations operators have the right of appeal against the conditions attached to their permit by a variation notice. The right to appeal does not apply in circumstances where the notice implements a direction of the Secretary of State/Welsh Ministers given under regulations 61 or 62 or a direction or when determining an appeal.

Appeals against a Variation Notice do not have the effect of suspending the operation of the Notice. Appeals do not have the effect of suspending permit conditions, or any of the mentioned notices.

Notice of appeal against a Variation Notice must be given within **two months** of the date of the variation notification, which is the subject matter or the appeal. The Secretary of State/Welsh Ministers may in a particular case allow notice of appeal to be given after the expiry of this period, but would only do so in the most compelling circumstances.

### How to appeal

There are no forms or charges for appealing. However, for an appeal to be valid, appellants (the person/operator making the appeal) are legally required

to provide the Secretary of State or Welsh Minister with the following (see paragraphs 2(1) and (2) of Schedule 6 of the 2007 Regulations):

- written notice of the appeal
- a statement of the grounds of appeal;
- a copy of any relevant application;
- a copy of any relevant environmental permit;
- a copy of any relevant correspondence between the appellant and the regulator;
- a copy of any decision or notice which is the subject matter of the appeal; and
- a statement indicating whether the appellant wishes the appeal to be in the form of a hearing or dealt with by way of written representations.

Appellants should state whether any of the information enclosed with the appeal has been the subject of a successful application for confidentiality under regulation 48 of the 2007 Regulations, and provide relevant details – see below. Unless such information is provided all documents submitted will be open to inspection.

#### Where to send your appeal documents

Appeals should be despatched on the day they are dated, and addressed to:

The Planning Inspectorate  
Environment Team, Major and Specialist Casework  
Room 4/04 Kite Wing  
Temple Quay House  
2 The Square  
Temple Quay  
Bristol BS1 6PN

Or for appeals in Wales:

The Planning Inspectorate  
Crown Buildings  
Cathays Park  
CARDIFF  
CF10 3NQ

If an appeal is made, the main parties will be kept informed about the next steps, and will also normally be provided with additional copies of each other's representations.

To withdraw an appeal – which may be done at any time - the appellant must notify the Planning Inspectorate in writing and copy the notification to the local authority who must in turn notify anyone with an interest in the appeal.

#### Costs

The operator and local authority will normally be expected to pay their own expenses during an appeal. Where a hearing or inquiry is held as part of the appeal process, by virtue of paragraph 5(6) of Schedule 6, either the appellant

or the authority can apply for costs. Applications for costs are normally heard towards the end of the proceedings and will only be allowed if the party claiming them can show that the other side behaved unreasonably and put them to unnecessary expense. There is no provision for costs to be awarded where appeals are dealt with by written representatives.

### Confidentiality

An operator may request certain information to remain confidential, ie not be placed on the public register. The operator must request the exclusion from the public register of confidential information at the time of supply of the information requested by this notice or any other notice. The operator should provide clear justification for each item wishing to be kept from the register. The onus is on the operator to provide a clear justification for each item to be kept from the register. It will not simply be sufficient to say that the process is a trade secret.

The test of whether information is confidential for the purposes of being withheld from the public register is complex and is explained, together with the procedures, in chapter 8 of the PPC General Guidance Manual.

### National security

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

## **Permit with introductory note**

**The Environmental Permitting (England and Wales)  
Regulations 2010 (as amended)**

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### **Installation address**

**North East Lincolnshire Council  
Crematorium  
Weelsby Avenue  
Grimsby  
North East Lincolnshire  
DN32 7AU**

**Permit Reference: EP/200200091/V3**

**Permit** issued under the Environmental Permitting (England and Wales) Regulations 2010 (as amended)

**Permit: 200200091/V3**

North East Lincolnshire Council (the Regulator) in exercise of its powers under Regulation 13(1) of the Environmental Permitting Regulations 2010 (S.I. 2010 No. 3538) hereby permits.

**North East Lincolnshire Council** ("the operator"),

Whose registered office is

**North East Lincolnshire Council  
Municipal Offices  
Town Hall Square  
Grimsby  
DN31 1HU**

To operate an installation at

**Crematorium  
Weelsby Avenue  
Grimsby  
North East Lincolnshire  
DN32 0AB**

to the extent authorised by and subject to the conditions of this Permit and within the boundary identified in condition C


Signed



Nathan Vear  
Head of Service - Environment

Authorised to sign on behalf of  
North East Lincolnshire Council

Dated





Provision for temperature and retention time differently expressed	Increased understanding of process	
Monitoring methods updated and results expressed using 95% confidence limits	The published methods have been revised	For each pollutant, three samples needed instead of two, but revised methods are quicker to use than old methods.
Primary monitoring methods changed from US to current British/European methods	UK monitoring houses are increasingly using BS/EN methods, which have been recently revised	
Control techniques		
Additional advice on coffin construction and content	To reduce pollutants emitted	Reflects new and improved cremation practices

- 7.1 Mercury abatement shall be fitted and fully operational by no later than 31 December 2012. The arrestment shall be installed to the extent necessary to ensure that 50% of all cremations carried out (based on the Federation of British Cremation Authorities' 2003 cremation statistics).
- 7.2 The operator shall send the regulator, by no later than 1 April each year, a certificate issued by the CAMEO Burden Sharing Scheme or appropriate evidence from a comparable audited burden sharing arrangement or scheme<sup>2</sup> which specifies, (excluding those cremations involving stillbirths, perinatal deaths, and deaths of infants under 5 years old):-
- a) the total number of cremations in the previous 12 months; and
  - b) the number of cremations undertaken in the previous 12 months in cremators fitted with operational mercury abatement equipment; or
  - c) the proportion of cremations undertaken in the previous 12 months subject to burden sharing arrangements under which money is paid for the benefit of abated crematoria; or
  - d) in cases where operational mercury abatement equipment is fitted but fewer than 50% of cremations at the installation were undertaken in cremators fitted with such equipment in the previous 12 months, the relevant information in both b) and c).

**END OF PERMIT-**