



## **Permit with introductory note**

**NORTH EAST LINCOLNSHIRE COUNCIL**

**POLLUTION PREVENTION AND CONTROL ACT 1999  
Environmental Permitting Regulations 2016 (as amended)**

### **Installation address**

**Tesco Cleethorpes (3933)  
Hewitts Circus Retail Park  
Hewitts Avenue  
Cleethorpes  
North East Lincolnshire  
DN35 9QR**

**Permit Reference: EP/200200020/V3**

## **Introductory note**

*This introductory note does not form a part of the Permit*

The following Permit is issued under Regulation 13 of the Environmental Permitting (England and Wales) Regulations 2016 (S.I.2016 No.1154) ("the EP Regulations") to operate an installation carrying out one or more of the activities listed in Part 2 to Schedule 1 of those Regulations, to the extent authorised by the Permit.

The permit includes conditions that have to be complied with. It should be noted that aspects of the operation of the installation which are not regulated by those conditions shall be subject to best available techniques, used to prevent or, where that is not practicable, reduce emissions from the installation in relation to any aspect of the operation of the installation which is not regulated by any condition within the permit.

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

## **Confidentiality**

The Permit requires the Operator to provide information to North East Lincolnshire Council. The Council will place the information onto the public registers in accordance with the requirements of the EP Regulations. If the operator considers that any information provided is commercially confidential, it may apply to North East Lincolnshire Council to have such information withheld from the register as provided in the EP Regulations. To enable North East Lincolnshire Council to determine whether the information is commercially confidential, the Operator should clearly identify the information in question and should specify clear and precise reasons.

## **Variations to the permit**

Your attention is drawn to the Variation Notification Procedure condition in the permit. This Permit may be varied in the future. If at any time the activity or any aspect of the activity regulated by the following conditions changes such that the conditions no longer reflect the activity and require alteration, the Regulator should be contacted.

## **Surrender of the permit**

Where an Operator intends to cease the operation of an installation (in whole or in part) the regulator should be informed in writing, such notification must be made as specified in regulation 24(3) of the EP regulations.

## **Transfer of the permit or part of the permit**

Before the Permit can be wholly or partially transferred to another person, a joint application to transfer the Permit has to be made by both the existing and proposed holders, in accordance with Regulation 21 of the EP Regulations. 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 ensure compliance with the conditions of the transferred Permit.

## **Responsibility under workplace health and safety legislation**

This Permit is given in relation to the requirements of the EP regulations. It must not be taken to replace any responsibilities you may have under Workplace Health and Safety legislation.

## **Appeal against permit conditions**

### **Right to Appeal**

You have the right of appeal against this permit within 6 months of the date of the decision. The Council can tell you how to appeal. You will normally be expected to pay your own expenses during an appeal.

You will be liable for prosecution if you fail to comply with the conditions of this permit. If found guilty, the maximum penalty for each offence if prosecuted in a Magistrates Court is £50,000 and/or 6 months imprisonment. In a Crown Court it is an unlimited fine and/or 5 years imprisonment.

Our enforcement of your permit will be in accordance with the Regulators "Compliance Code."

Anyone who is aggrieved by the conditions attached to a Permit can appeal to the Secretary of State for the Environment, Food and Rural Affairs. Appeals must be made in accordance with the requirements of Regulation 31 and Schedule 6 of the EP Regulations.

Appeals should be received by the Secretary of State for Environment, Food and Rural Affairs. The address is as follows:

The Planning Inspectorate  
Environmental Team, Major & Specialist Casework  
Room 4/04 – Kite Wing  
Temple Quay House  
2 The Square, Temple Quay  
BRISTOL  
BS1 6PN  
Tel: 0117 372 8726  
Fax: 0117 372 8139

## **Please Note**

An appeal brought under Regulation 31 (1) (b) and Schedule 6, in relation to the conditions in a permit will not suspend the effect of the conditions appealed against; the conditions must still be complied with.

In determining an appeal against one or more conditions, the Act allows the Secretary of State in addition to quash any of the conditions not subject to the appeal and to direct the local authority either to vary any of these other conditions.

**End of introductory note**

**Permit issued under the Environmental Permitting Regulations (England and Wales) 2016 (as amended)**

**Permit**

**Permit Ref. No:** EP/200200020/V3

North East Lincolnshire Council (the Regulator) in exercise of its powers under Regulation 13(1) of the Environmental Permitting Regulations 2016 (S.I.2016 No.1154) hereby permits.

**Tesco Stores Limited** ("the operator"),

Whose registered office is:

**Tesco House  
Shire Park  
Kestrel Way  
Welwyn Garden City  
AL7 1GA**

Company Registration. no: 00519500

To operate an installation at:

**Tesco Cleethorpes (3933)  
Hewitts Circus Retail Park  
Hewitts Avenue  
Cleethorpes  
North East Lincolnshire  
DN35 9QR**

to the extent authorised by and subject to the activity description, conditions of this Permit and within the boundary identified in Appendix 1 (installation boundary) forming part of this Permit.

**Signed**



Adrian Moody  
Licensing & Environmental Protection Manager

Authorised to sign on behalf of  
North East Lincolnshire Council

**Dated**

29.11.2023

| Superseded Licenses                                                                                                    | Consents/ Authorisations | relating to this installation |
|------------------------------------------------------------------------------------------------------------------------|--------------------------|-------------------------------|
| Holder                                                                                                                 | Reference Number         | Date of Issue                 |
| Tesco Stores Ltd<br>Hewitts Circus Retail Park<br>Hewitts Avenue<br>Cleethorpes<br>North East Lincolnshire<br>DN35 9QR | EPA/PFS-09/JM            | 26 March 1999                 |

### Activity description

Tesco Stores Ltd is permitted to operate a listed activity at Tesco Cleethorpes (3933) Hewitts Circus Retail Park, Hewitts Avenue, Cleethorpes. The activity permitted is the unloading of petrol into storage, and motor vehicle refuelling at service stations as prescribed in the Environmental Permitting (England and Wales) Regulations 2016 (as amended) Schedule 1, Part 2, Section 1.2.

Tesco Stores Limited operates an unloading of petrol into stationary storage tanks at a service station process. The stationary technical unit comprises the following: - Six storage tanks, three of which contain diesel: - Tank 1, diesel Volume 21,920m<sup>3</sup>, Tank 2, unleaded Volume 44,700m<sup>3</sup>, Tank 3 diesel Volume 44,448m<sup>3</sup>, Tank 4 diesel 44,645m<sup>3</sup>, Tank 5 unleaded Volume 44,663m<sup>3</sup> and Tank 6 Momentum99 Volume 44,096m<sup>3</sup>.

Delivery and vapour return hoses, Stage I & II Open Active vapour recovery system (Torex) with return of vapours to storage tank and tank vapour release point all as described in the site plan shown in Appendix 2 attached to this Permit.

The installation boundary and key items of equipment mentioned in permit conditions are shown in the plan attached to this permit.

### Conditions

#### Petrol Delivery

1. Vapours displaced by the delivery of petrol into storage tanks shall be returned through a vapour-tight connection line to either the mobile container delivering the petrol or a container on the site.
2. Petrol delivery shall only be carried out using the Stage I petrol vapour recovery system and deliveries shall only be made when the system is fully operational.

#### Motor Vehicle Refuelling

3. Motor vehicle refuelling with petrol shall only take place when the Stage II petrol vapour recovery system is fully operational and operating in accordance with the requirements of Condition 4.

4. The petrol vapour capture efficiency of the Stage II petrol vapour recovery system shall be equal to or greater than 85% but less than 115% as certified by the manufacturer in accordance with relevant European technical standards or type approval procedures.
5. Where the recovered petrol vapour is transferred to a storage tank, the vapour/petrol ratio shall be equal to or greater than 0.95 but less than or equal to 1.05.
6. Where an automatic monitoring system has been installed, the petrol vapour capture efficiency shall be tested and the results recorded at least once every three years by checking that the vapour/petrol ratio under simulated petrol flow conditions, or by any other appropriate methodology. Any such automatic monitoring system shall automatically detect faults in the proper functioning of the Stage II petrol vapour recovery system and in the automatic monitoring system itself, indicate faults to the operator and automatically stop the flow of petrol from any faulty dispenser if the fault is not rectified within seven days.
7. Where automatic monitoring systems have not been installed the in-service petrol vapour capture efficiency of the Stage II petrol vapour recovery systems shall be tested the results recorded at least once a year by checking that the vapour/petrol ratio under simulated petrol flow conditions, or by any other appropriate methodology.
8. Where automatic monitoring systems have not been installed a weekly functionality check shall be undertaken to verify the operation of the vapour recovery system.
9. A sign, sticker or other notification shall be displayed on, or in the vicinity of, the petrol dispenser, informing consumers that a Stage II petrol vapour recovery system is in use.

### **Incident Reporting**

10. In the event of any incident at the site which could have an impact beyond the site boundary, the operator shall notify Council by telephone without delay on 01472 313131.

### **Management**

11. A copy of this permit shall be kept at the permitted installation. All staff who should be aware of its content shall be told where it is kept.
12. All relevant staff shall receive the necessary training and instruction to enable them to comply with the conditions of this permit.
13. The operator shall notify the Council of any changes to the persons nominated in the application as the primary point of contact, and deputy.

14. Maintenance and testing of vapour recovery systems shall be recorded.
15. All records made in compliance with this permit shall be kept in a written or computer log book or by using some other systematic method, and shall be clear and legible. If any entry is amended, a clear statement of the reason for doing so shall be included. Unless otherwise stated in this permit, all records required to be taken shall be kept available for inspection for at least 4 years from the date of its being made. A copy of the manufacturer's instructions referred to in this permit shall be available for inspection on request.

### **Best available techniques**

16. The best available techniques shall be used to prevent or, where that is not practicable, reduce emissions from the installation in relation to any aspect of the operation of the installation which is not regulated by any other condition of this permit.

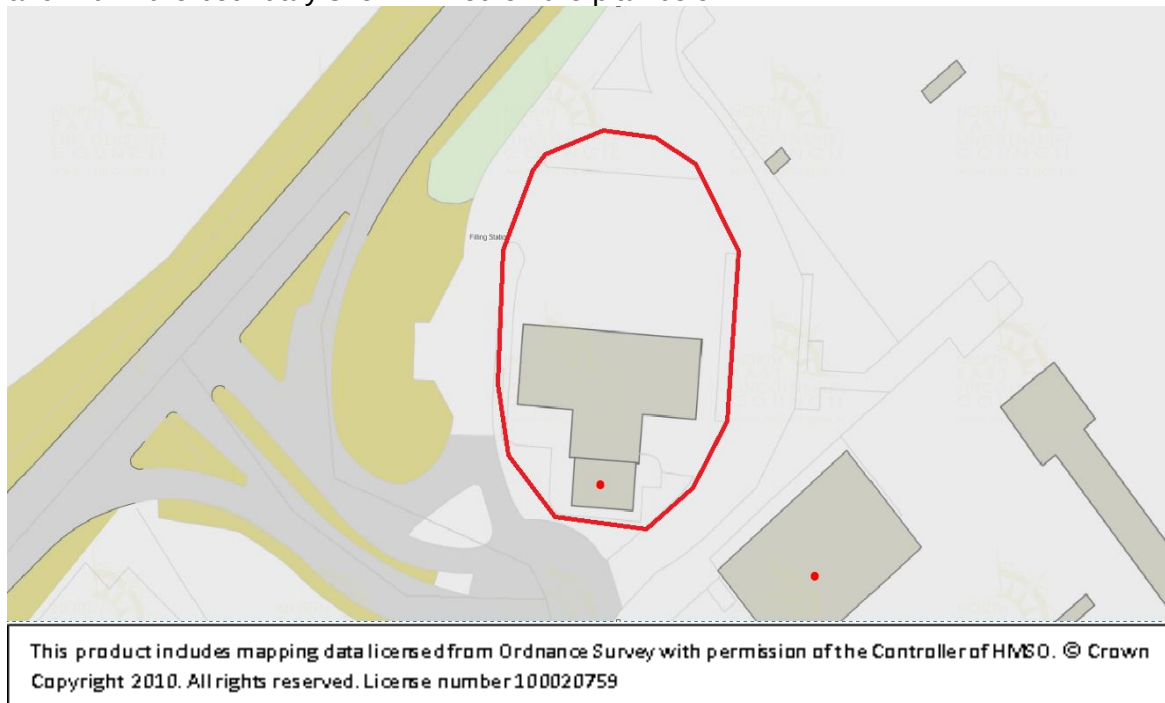
### **Process changes**

17. If the operator proposes to make a change in operation of the installation, he must, at least 14 days before making the change, notify the regulator in writing. The notification must contain a description of the proposed change in operation. It is not necessary to make such a notification if an application to vary this permit has been made and the application contains a description of the proposed change. In this condition 'change in operation' means a change in the nature or functioning, or an extension, of the installation, which may have consequences for the environment.

**End of Permit**

## Appendix 1 – Installation boundary

The operator is authorised to carry out the activities and/or associated as specified and within the boundary shown in red on the plan below



## Appendix 2 – Site Layout Plan

