



LAPPC/ LA-IPPC Advice Notes

Upgrading

Introduction

The aim of this Advice Note is to give operators general advice on what they must do when upgrading their installation.

Advice & Guidance

It is recommended that each operator should at least be aware of the general requirements of the following legislation and as a minimum obtain a copy of the PG Note that relates to their Permitted Installation.

- Pollution Prevention and Control Act 1999
- Pollution Prevention and Control (England and Wales) Regulations 2000 (as amended)
- Process Guidance Notes (PG Notes)
- Specific Guidance Notes (SG Notes Part A2's only)
- General Guidance Manual on Policy and procedures for A2 and B Installations
- BREF Notes (EU Guidance)

Most permits issued by King's Lynn and West Norfolk Borough Council under the Pollution Prevention and Control Act 1999 will contain a condition requiring the submission of a programme of upgrading outlining how a Company intends to comply with the final standards laid down in the Act. This runs alongside the requirement of all operators to upgrade to the standards of the relevant sector guidance (e.g. process guidance note, sector guidance note or Best Available Techniques (BAT) reference note (BREF) note) whenever the opportunity arises.

This will entail the environmental assessment of your Company's operation, and an assessment of the most appropriate methods of meeting the final standards and BAT requirement for your installation.

What should you include in your upgrading programme ?

The aim of your upgrading programme should be to provide the Borough Council with a clear statement of the action which will be taken, to improve your pollution control standards. The standards you are required by the Act to meet, are stated in your permit, this information will be reiterated in the relevant sector guidance.

The most logical approach for the installation operator is to respond to the conditions laid down in the permit in turn and to state what course of action is to be followed to address the environmental shortcomings of the installation. The action should include brief details

of the work to be undertaken, types of equipment to be installed, new working practices instituted and details of any outside consultancies/companies involved in this upgrading. A schedule of implementation should be included indicating when each stage of upgrading will commence and be completed.

If you are undecided as to the precise course of action you will be taking to comply with a condition you should indicate what steps you are taking to arrive at a decision and when the decision will be made.

In the majority of cases, all the requirements of the relevant sector/process guidance will be applicable. However, if you feel that a particular condition does not apply to you, this should be stated in the upgrading process.

Methods of complying with the relevant A2 sector guidance requirements will vary with each installation, but they can be classified in the following manner:-

1. Preventing emissions to atmosphere.
2. Substituting raw materials.
3. Compliance demonstration and monitoring.

Methods of complying with the relevant Part B process guidance requirements will vary with each installation, but they can be classified in the following manner:-

1. Preventing emissions to atmosphere.
2. Compliance demonstration and monitoring

How long should your upgrading programme be?

Although the length and complexity of an upgrading programme will vary from installation to installation, the upgrading plan does not have to be of extensive length. A short statement of action, relevant plans and time specifications relating to each condition should be the basis of an upgrading programme.

What happens once my upgrading programme is submitted?

Providing your upgrading programme supplies sufficient information it will be accepted by the Borough Council.

However, it is not sufficient to simply state that all the standards in the relevant sector / process guidance will be complied with by the date in question. If such a situation occurs the Borough Council are obliged to either:-

- (i) Serve a Notice to require further information (this may then require more information than previously required in the original permit.
- (ii) Issue a Variation Notice based on the relevant sector guidance note for your installation, which may then impose obligations not relevant to your equipment or emission limits unobtainable by you as the installation operator.

Contact Details

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