



APPLICATION FORM TO TRANSFER A PART B PERMIT

LOCAL AUTHORITY POLLUTION PREVENTION AND CONTROL

Pollution Prevention and Control Act, 1999
Environmental Permitting (England and Wales) Regulations 2016

INTRODUCTION

WHEN TO USE THIS FORM

This regime is known as Local Authority Pollution Prevention and Control (LAPPC). Installations permitted under this regime are known as B installations. Use this form if you already have a 'Part B' permit and wish to transfer the permit in whole or in part to another person ('the proposed transferee'). You may apply to transfer the whole or part of your permit. Under the Environmental Permitting (England & Wales) Regulations 2016 ("the EP Regulations"), both the operator and the proposed transferee must jointly apply to have the permit transferred.

BEFORE YOU START TO FILL IN THIS FORM

Please read the DEFRA general guidance manual issued for LA-IPPC and LAPPC. This contains a list of other documents you may need to refer to when you are preparing your application, and explains some of the technical terms used. You will also need to read the relevant sector guidance note, BREF note or Process Guidance note. The Environmental Permitting (England and Wales) Regulations 2016 can be obtained from www.legislation.gov.uk website.

WHICH PARTS OF THE FORM TO FILL IN

You should fill in as much of this form as possible. The appropriate fee must be enclosed with the application to enable it to be processed further. When complete please send the original form and all other supporting material to:

Chelmsford City Council
Public Health & Protection Services
Civic Centre
Duke Street,
Chelmsford,
Essex
CM1 1JE

Tel: 01245 606800
Email: envpermits@chelmsford.gov.uk

INTRODUCTION

OTHER DOCUMENTS YOU MAY NEED TO SUBMIT

You must submit your existing permit with this form. There are number of other documents you may need to send us with your application to transfer your permit. Each time a request for a document 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 space provided on the form for this purpose. Please also mark the document(s) clearly with this reference number and the name of the installation.

USING CONTINUATION SHEETS

In the case of the questions 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.

IF YOU NEED HELP AND ADVICE

We have made the application form as straightforward as possible, but please get in touch with us at the local authority address given above if you need any advice on how to set out the information we need.

For Local Authority Use		
Application Reference:	Officer Reference:	Date Received:

A APPLICANT DETAILS

A1 Name of the installation

A2 Please give the address of the site of the installation

Postcode: _____ Telephone: _____

A3 Permit reference number

B THE OPERATOR

B1 Please provide the information requested below about the "Operator", which means the person who currently has control over the operation of the regulated facility.

Please provide the full name of Company or Corporate Body

Trading/business name (if different)

Registered office address:

_____ Postcode: _____

Principal office address (if different):

_____ Postcode: _____

Please indicate which address correspondence concerning this transfer should be sent to.

B2 Who can we contact about your application?

It will help 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 behalf of the operator. This could be an agent or consultant rather than the operator.

Name: _____

Position: _____

Address: _____

_____ Postcode: _____

Telephone Number: _____

Email Address: _____

B3 THE PROPOSED TRANSFEREE

Please provide the full name of Company or Corporate Body

Trading/business name (if different)

Registered office address:

_____ Postcode: _____

Principal office address (if different):

_____ Postcode: _____

Company registration number:

Please indicate which address correspondence concerning this transfer should be sent to.

B4 Who can we contact about your application?

It will help 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 behalf of the operator. This could be an agent or consultant rather than the operator.

Name: _____

Position: _____

Address: _____

Postcode: _____

Telephone Number: _____

Email Address: _____

C THE INSTALLATION

C1 Do you wish to transfer the permit in whole or in part?

Transfer Whole Permit ☐ Partial Transfer ☐

In the case of partial transfer only please fill in the table below with details of which parts of the installation are to be transferred to the proposed transferee, 'the transferred unit', and which parts of the installation will be retained by the original operator.

In **Column 1, Box A:** *Activities in the stationary technical unit which are to be retained by the operator* - Please identify all activities listed in Schedule 1 to the EP Regulations that are proposed to be retained by the original operator in the stationary technical unit of the installation.

In **Column 1, Box B:** *Directly associated activities which are to be retained by the operator* - Please identify any directly associated activities that are proposed to be retained by the original operator on the same site which:

- Have a technical connection with the activities in the stationary technical unit.
- Could have an effect on pollution.

The Transferred Unit

In **Column 1, Box A(i):** *Activities in the stationary technical unit which are to, or have, ceased operation* - Please identify all activities listed in Schedule 1 to the EP Regulations that are proposed to transfer to the proposed transferee in the stationary technical unit of the installation.

In **Column 1, Box B(i):** *Directly associated activities which are to, or have, ceased operation* - Please identify any directly associated activities that are proposed to be transfer to the proposed transferee on the same site which:

- Have a technical connection with the activities in the stationary technical unit.
- Could have an effect on pollution.

In **Column 2, both Boxes A and B:** Please quote the Chapter number, Section number, A(2) or B, then paragraph and sub-paragraph number as shown in Part 2 of Schedule 1 to the EP Regulations [For example, *Manufacturing glass and glass fibre where the use of lead or any lead compound is involved*, would be listed as Chapter 3, Section 3.3, Part B(b)].

C2 Installation table for partial transfer of permit

COLUMN 1	COLUMN 2
Box A Activities to be retained by the original operator in the Stationary Technical Unit	Section in Schedule 1 of the EP Regulations
Box B Directly associated activities to be retained by the original operator in the Stationary Technical Unit	Section in Schedule 1 of the EP Regulations
Box A(i) Activities proposed to be transferred to the proposed transferee	Section in Schedule 1 of the EP Regulations
Box B(i) Directly associated activities proposed to be transferred to the proposed transferee	Section in Schedule 1 of the EP Regulations

C3 Site maps

You do not need to provide a site map in the case of an application to transfer the whole of your permit.

In the case of partial transfer of the permit only please provide a suitable plan or map showing the activities on the site which are to be retained by the original operator and the activities which are proposed to transfer to the proposed transferee (the transferred unit) within the extent of the installation.

Document Reference Number: _____

C4 Additional information

Please supply any additional information which you would like us to take account of in considering this application for transfer.

Document Reference Number: _____

D FEES AND CHARGES

- D1 For details of how to calculate the application fee, please consult the appropriate charging scheme via the Defra website. Your application cannot be processed unless the application fee is correct and enclosed.

Please state the amount enclosed as an application fee for the installation:

£ _____

Cheques should be made payable to Chelmsford City Council

We will confirm receipt of this fee when we write to you acknowledging your application.

- D2 Please give any company purchase order numbers or other reference you wish to be used in relation to this fee:

E COMMERCIAL CONFIDENTIALITY

- E1 Is there any information in the application for the transfer that you wish to justify being kept from the public register on the grounds of commercial confidentiality?

No ☐ Yes ☐ If yes, please provide full justification, considering the definition of commercial confidentiality within the EP regulation.

Document Reference: _____

When providing information you should ensure that any information which you consider is commercially confidential is readily identifiable. It may assist the Council if any information you wish to be excluded from publication is submitted in a way which will allow it to be easily removed should your claim be granted. For example on separate pages marked "claimed confidential".

E2 Is there any information in the application to transfer, or partially transfer your permit, that you believe should be kept from the public register on the grounds of national security?

No ☐

Yes ☐

Document Reference: _____

Do not write anything about this information on the form. Please provide full details on separate sheets, plus provide a copy of the application form to the Secretary of State for a Direction on the issue of National Security.

F DATA PROTECTION

The information you give will be used by the Local Authority to process your application to transfer, or partially transfer your permit. It will be placed on the relevant public register. We may also use and or disclose any of the information you give us in order to:

- Consult with the public, public bodies and other organisations,
- Carry out statistical analysis, research and development on environmental issues,
- Provide public register information to enquirers,
- Make sure that you keep to the conditions of your permit and deal with any matters relating to your permit,
- Investigate possible breaches of environmental law and take any resulting action,
- Prevent breaches of environmental law,
- Offer you documents or services relating to environmental matters
- Respond to requests for information under the Freedom of Information Act 2000 and the Environmental Information Regulations 2004 (if the Data Protection Act allows),
- Assess customer service satisfaction and improve our service.

We may pass on the information to agents/representatives who we ask to do any of these things on our behalf.

It is an offence under Regulation 38 of the EP regulations, for the purpose of obtaining the transfer, or partial transfer of a permit (for yourself or anyone else) to:

- Make a false statement which you know to be false or misleading in a material particular,
- Recklessly make a statement which is false or misleading in a material particular.

If you make a false statement:

- We may prosecute you; and
- If you are convicted, you are liable to a fine or imprisonment (or both).

H DECLARATIONS

H1 Declaration by transferees: Previous Offences (delete whichever is not applicable)

I/We certify

EITHER

No offences have been committed in the previous five years which are relevant to my/our competence to operate this installation in accordance with the EP Regulations.

OR

The following offences have been committed in the previous five years which may be relevant to my/our competence to operating this installation in accordance with the Regulations:

H2 Signature of current operator(s)*+

I/We certify that the information in this application is correct. I/We apply for a transfer of an existing permit in respect of the particulars described in this transfer application (including supporting documentation) I/We have supplied.

Please note that each individual operator must sign the declaration themselves, even if an agent is acting on their behalf.

For the application from:

Installation Name: _____

Signature: _____

Name: _____

Position: _____

Date: _____

Signature: _____

Name: _____

Position: _____

Date: _____

**Where more than one person is defined as the operator, all should sign. Where a company or other body corporate – an authorised person should sign and provide evidence of authority from the board of the company or body corporate.*

+Also see paragraphs 25.15 – 25.20 of Part A of the General Guidance Manual in cases where transfer is due to the death of a sole operator or the current operator cannot be found.

H3 Signature of the proposed transferee(s)* applying to take over responsibility for the permit or part of the permit

I/We certify that the information in this application is correct. I/We apply for a transfer of an existing permit in respect of the particulars described in this transfer application (including supporting documentation) I/We have supplied.

Please note that each individual operator must sign the declaration themselves, even if an agent is acting on their behalf.

For the transfer application to:

Installation Name: _____

Signature: _____

Name: _____

Position: _____

Date: _____

Signature: _____

Name: _____

Position: _____

Date: _____

**Where more than one person is defined as the proposed transferee, all should sign. Where a company or other body corporate – an authorised person should sign and provide evidence of authority from the board of the company or body corporate.*