

**Environmental Permitting (England and Wales) Regulations 2016
Regulation 61(1)**

NOTICE REQUIRING INFORMATION

To: **NGF Europe Limited**
Lea Green Road
St Helens
Merseyside
WA9 4PR

Permit reference: **STHP/09/12/24**
Regulated Facility: **NGF Europe**

St Helens Council requires you to provide the information specified in Schedule 1 by 9th December 2025.

THE INFORMATION MUST BE SENT TO:

Atlas House,
2 Corporation St,
Saint Helens W
A9 1LD

Or by email to emmawoodrow@sthelens.gov.uk

Date ...09/12/2024.....



Signed
Mike Petersen
Principal Environmental Health Officer

Please see over for notes.

Environmental Permitting (England and Wales) Regulations 2016 Regulation 61(1)

Notes:

1. For the purposes of discharging its functions under the Environmental Permitting (England and Wales) Regulations 2016, St Helens Council may (under Regulation 61(1)), require any person to provide information, within the period it specifies in this notice.
2. Failure to comply with this notice without reasonable excuse is an offence under Regulation 38(4)(a), and may lead to legal action being taken against you.
3. Making any statement in response to this notice that you know to be false or misleading in a material particular, or recklessly making any statement which is false or misleading in a material particular is an offence under Regulation 38(4)(b), and may lead to legal action being taken against you.
4. There is no right to appeal against this notice.
5. You may wish to seek independent legal advice.

TEMPLATE FOR SOLVENTS ONLY

**Environmental Permitting (England and Wales) Regulations 2016
Regulation 61(1)**

**SCHEDULE 1
INFORMATION REQUIRED**

St Helens Council is required to review your permit, following publication of the revised Best Available Techniques (BAT) Reference Document (BRef) for surface treatment using organic solvents including preservation of wood and wood products with chemicals (STS). The STS BAT conclusions to this document were published on 9th December 2020 in the Official Journal of the European Union, a copy of which is provided at Appendix 1 to this schedule.

The documents associated with this Regulation 61 notice include the UK Regulators' interpretation document, Disaggregated Best Available Techniques (BAT) Conclusions for Surface Treatment Using Organic Solvents (IG), a copy of which is provided at Appendix 1.

This Notice sets out the information we require from you in order to be able to carry out that review. Subject to your response to this Notice we may vary your permit to ensure that it delivers compliance with the updated requirements.

If any of the points below are not applicable to your installation, please state this within your submission.

Where the STS listed in your permit will no longer be operational by 9th December 2024 the permit review process is not required. You must write to us to confirm this by 9th January 2025 so that we can vary your permit to reflect this.

DESCRIPTION OF INFORMATION

For each BAT Conclusion, where relevant and its individual sub-elements contained within the BAT conclusions document named above we are seeking confirmation whether or not you currently comply with the requirements of the BAT Conclusion, including any BAT associated emission levels, providing a description of the techniques in place and how they meet the standard. If you do not comply with the BAT conclusion describe how and by when you intend to meet the standard, before the 9th December 2024, being the date which, hereafter in this Notice, is referred to as the 'compliance date'.

If you intend to continue operating in a manner which would not comply with the relevant new STS BAT Conclusion, after the compliance date, we require confirmation on what your justification for being allowed to do so is, and by what date you intend to come into full compliance, or a description of alternative measures to be adopted that will provide equivalent environmental protection.

Where there is a BAT Associated Emission Level (BATAEL) specified in the BAT conclusion, with which you will not comply by the compliance date, you should request a derogation. To do this you must provide sufficient technical and commercial information to demonstrate that achieving that BATAEL would lead to

DESCRIPTION OF INFORMATION

costs that are disproportionately high, compared to the environmental benefits; due to one or more of:

- the geographical location of your installation;
- the local environmental conditions around your installation;
- the technical characteristics of your installation.

No other justification for a derogation can be considered.

Specifically we require:

- 1) Carry out a review of the sites Environmental Management System (EMS) against the requirements of BAT 1 and 2 of the STS BAT Conclusions. Produce and implement an action plan to address those improvements required as a result of the review.
- 2) Submit a management plan for the prevention and control of leaks and spillages, which meets the requirements of BAT 3 of the STS BAT conclusions.
- 3) Carry out a review as to whether there are suitable alternative materials that could reduce environmental impact or opportunities to improve the efficiency of raw material and water use, taking account of BAT 4, 5 and 20 of the STS BAT conclusions. Provide a summary report of this review.
- 4) Carry out a review of the operating techniques for the capture, recovery and treatment of VOCs, against the requirements of BAT 14 to 17 of the STS BAT conclusions. Provide a summary report describing how the installation is BAT, in particular where techniques other than those described in BAT 14 to 17 and Tables 11, 15, 17, 19, 21, 24, 27,30, 32 and 35 are used, how these achieve an equivalent level of performance.
- 5) Carry out a review of the operating techniques for the capture, recovery and treatment of particulate matter or dust, against the requirements of BAT 18 of the STS BAT conclusions. Provide a report describing how the installation is BAT, in particular where techniques other than those described in BAT 18 are used, how these achieve an equivalent level of performance.
- 6) Carry out a review of energy efficiency, taking account of BAT 19 and Table 18.3 of the STS BAT conclusions and provide a summary report of this review.
- 7) Carry out a review of the avoidance, recovery and disposal of wastes, taking account of BAT 22 of the STS BAT conclusions. Provide a summary of this review.

DESCRIPTION OF INFORMATION	
FORM THE INFORMATION MUST TAKE	Written document that addresses all points above. Where available provide monitoring data in support.
LATEST DATE REQUIRED	9 th December 2025

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Appendix 1

Best Available Techniques (BAT) Reference Document (BRef) for surface treatment using organic solvents including preservation of wood and wood products with chemicals.

UK Regulators' interpretation document, Disaggregated Best Available Techniques (BAT) Conclusions for Surface Treatment Using Organic Solvents (IG)

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