

Standard rules SR2012 No11

The Environmental Permitting (England & Wales) Regulations 2016

Standard Rules 2012 No 11 – Anaerobic digestion facility including use of the resultant biogas

Part A installation – treatment capacity over 100 tonnes per day and/or over 10 tonnes of animal carcasses and animal wastes per day

Introductory note

This introductory note does not form part of these standard rules.

These Standard Rules implement the Medium Combustion Plant Directive and Specified Generators Regulations for a new Medium Combustion Plant (MCP) and Tranche B Generator without secondary abatement. When referred to in an environmental permit, these rules will allow the operator to operate a Part A installation with an anaerobic digestion capacity of over 100 tonnes of waste (which may include over 10 tonnes of animal waste or carcasses) or a combination of waste and non-waste per day. For anaerobic digesters operating below these thresholds, standard rules for waste recovery operations are available. The permitted activities include the anaerobic digestion of wastes and the combustion of the resultant biogas in gas engines, with an aggregate rated thermal input of up to 5 megawatts. The rules also cover the use of gas turbines, boilers, fuel cells and treatment and/or upgrading the biogas to biomethane and the use of auxiliary flares. The total quantity of waste that can be accepted at any site under these rules must not exceed 100,000 tonnes per year.

Any wastes controlled by the Animal By-Products Regulations must be treated and handled in accordance with any requirements imposed by those Regulations.

These rules do not allow any point source emission into surface waters or groundwater. However, under the emissions of substances not controlled by emission limits rule:

- Liquids may be discharged into a sewer subject to a consent issued by the local water company;
- Liquids may be taken off-site in a tanker for disposal or recovery;
- Clean surface water from roofs, or from areas of the site that are not being used in connection with storing and treating waste, may be discharged directly to surface waters, or to groundwater by seepage through the soil via a soakaway.

These rules do not apply to installations with more than one operator.

End of Introductory Note

Conditions

1 Management

1.1 General management

- 1.1.1 The operator shall manage and operate the activities:
- (a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints; and
 - (b) using sufficient competent persons and resources.
- 1.1.2 Records demonstrating compliance with condition 1.1.1 shall be maintained.
- 1.1.3 Any person having duties that are or may be affected by the matters set out in these standard rules shall have convenient access to a copy of it kept at or near the place where those duties are carried out.
- 1.1.4 The operator shall comply with the requirements of an approved competence scheme.

1.2 Energy efficiency

- 1.2.1 The operator shall:
- (a) take appropriate measures to ensure that energy is used efficiently in the activities;
 - (b) review and record at least every four years whether there are suitable opportunities to improve the energy efficiency of the activities; and
 - (c) take any further appropriate measures identified by a review.

1.3 Efficient use of raw materials

- 1.3.1 The operator shall:
- (a) take appropriate measures to ensure that raw materials and water are used efficiently in the activities;
 - (b) maintain records of raw materials and water used in the activities;
 - (c) review and record at least every four years whether there are suitable alternative materials that could reduce environmental impact or opportunities to improve the efficiency of raw material and water use; and
 - (d) take any further appropriate measures identified by a review.

1.4 Avoidance, recovery and disposal of wastes produced by the activities

- 1.4.1 The operator shall take appropriate measures to ensure that:
- (a) the waste hierarchy referred to in Article 4 of the Waste Framework Directive is applied to the generation of waste by the activities; and
 - (b) any waste generated by the activities is treated in accordance with the waste hierarchy referred to in Article 4 of the Waste Framework Directive; and
 - (c) where disposal is necessary, this is undertaken in a manner which minimises its impact on the environment.

1.4.2 The operator shall review and record at least every four years whether changes to those measures should be made and take any further appropriate measures identified by a review.

2 Operations

2.1 Permitted activities

2.1.1 The operator is only authorised to carry out the activities specified in table 2.1 below (“the activities”).

Table 2.1 Activities	
Description of activities	Limits of activities
<p>Section 5.4 Part A(1) (b) (i) and Section 6.8 Part A(1)(c) of the Environmental Permitting Regulations – Recovery of Waste</p> <p>R13: Storage of wastes pending the operations numbered R1 and R3</p> <p>R3: Recycling or reclamation of organic substances that are not used as solvents</p> <p>R1: Use principally as a fuel or other means to generate energy</p> <p>D10: Incineration on land</p> <p>Medium Combustion Plant and / or Specified Generator</p>	<p>Anaerobic digestion and the following associated activities:</p> <ul style="list-style-type: none"> Physical treatment of waste including shredding, sorting, screening, compaction, baling, mixing and maceration Waste pasteurisation and chemical addition Gas cleaning and upgrading to biomethane Gas storage and drying Treatment of digestate including screening to remove plastic residues, centrifuge or pressing, addition of thickening agents (polymers) or drying (other than for the purpose of use as a fuel) Maturation of digestate Burning of biogas in gas engines, gas turbines, boilers and use in fuel cells Use of an auxiliary flare required only for short periods of breakdown or maintenance of the facility Use of pressure release valves to protect the integrity of the plant. Such systems should not be used routinely to vent unburnt biogas. <p>The total quantity of waste or a combination of waste and non-waste including solids and liquids accepted at the site shall not exceed 100,000 tonnes a year.</p> <p>Except for the auxiliary flare, the aggregate rated thermal input of all appliances used to burn biogas shall be less than 5 megawatts.</p> <p>The MCP and / or generator must not have secondary abatement</p> <p>The MCP and / or generator must not be mobile</p> <p>The maximum quantity of hazardous waste received, stored and treated shall not exceed 10 tonnes per day.</p>

2.1 2 All process plant and equipment shall be commissioned, operated and maintained, and shall be fully documented and recorded, in accordance with the manufacturer’s recommendations.

2.2 The site

2.2.1 The activities shall not extend beyond the site, being the land shown edged in green on the site plan attached to the permit.

2.2.2 The activities shall not be carried out within:

- (a) 10 metres of any watercourse;
- (b) a groundwater source protection zone 1, or if a source protection zone has not been defined then within 50 metres of any well, spring or borehole used for the supply of water for human consumption. This must include private water supplies;
- (c) a specified Air Quality Management Area;
- (d) 200 metres of the nearest sensitive receptor.

2.2.3 The gas engine stack shall be a minimum of 3 metres in height and shall not be located within:

- (a) 500 metres of a European Site or a Site of Special Scientific Interest (excluding any site designated solely for geological features).

2.3 Waste acceptance

2.3.1 Waste shall only be accepted if:

- (a) it is of a type and quantity listed in table 2.3 of these rules;
- (b) it conforms to the description in the documentation supplied by the producer and holder;
- (c) the waste is biodegradable.

2.3.2 Records demonstrating compliance with rule 2.3.1 shall be maintained.

Table 2.3 Waste types	
Waste Codes	Description
02	WASTES FROM AGRICULTURE, HORTICULTURE, AQUACULTURE, FORESTRY, HUNTING AND FISHING, FOOD PREPARATION AND PROCESSING
02 01	wastes from agriculture, horticulture, aquaculture, forestry, hunting and fishing
02 01 01	sludges from washing and cleaning – vegetables, fruit and other crops
02 01 02	animal tissue waste
02 01 03	plant tissue waste
02 01 06	animal faeces, urine, manure (including spoiled straw) only
02 01 07	wastes from forestry
02 01 99	residues from commercial mushroom cultivation
02 02	wastes from the preparation and processing of meat, fish and other foods of animal origin
02 02 01	sludges from washing and cleaning
02 02 02	animal tissue waste
02 02 03	materials unsuitable for consumption or processing
02 02 04	sludges from on-site effluent treatment
02 02 99	sludges from gelatine production, animal gut contents
02 03	wastes from fruit, vegetables, cereals, edible oils, cocoa, coffee, tea and tobacco preparation and processing; conserve production; yeast and yeast extract production, molasses preparation and fermentation
02 03 01	sludges from washing, cleaning peeling, centrifuging and separation
02 03 04	materials unsuitable for consumption or processing
02 03 05	sludges from on-site effluent treatment
02 03 99	sludge from production of edible fats and oils to include seasoning residues, molasses residues, residues from production of potato, corn or rice starch
02 04	wastes from sugar processing
02 04 03	sludges from on-site effluent treatment
02 04 99	other biodegradable wastes
02 05	wastes from the dairy products industry

Table 2.3 Waste types	
Waste Codes	Description
02 05 01	materials unsuitable for consumption or processing
02 05 02	sludges from on-site effluent treatment
02 06	wastes from the baking and confectionery industry
02 06 01	materials unsuitable for consumption or processing
02 06 03	sludges from on-site effluent treatment
02 07	wastes from the production of alcoholic and non-alcoholic beverages (except coffee, tea and cocoa)
02 07 01	wastes from washing, cleaning and mechanical reduction of raw materials
02 07 02	wastes from spirits distillation
02 07 04	materials unsuitable for consumption or processing
02 07 05	sludges from on-site effluent treatment
02 07 99	spent grains, hops and whisky filter sheets/ cloths, yeast and yeast like residues, sludge from production process
03	WASTES FROM WOOD PROCESSING AND THE PRODUCTION OF PANELS AND FURNITURE, PULP, PAPER AND CARDBOARD
03 03	wastes from pulp, paper and cardboard production and processing
03 03 02	green liquor sludge
03 03 08	paper and cardboard - not allowed if any non biodegradable coating or preserving substance present
03 03 10	fibre rejects fibre -, filler - and coating from mechanical separation
04	WASTES FROM THE LEATHER, FUR AND TEXTILE INDUSTRIES
04 01	Wastes from the leather and fur industry
04 01 01	fleshings and lime split wastes
04 01 05	tanning liquor free of chromium
04 01 07	sludges not containing chromium
04 02	waste from the textile industry
04 02 10	organic matter from natural products, e.g. grease, wax
07	WASTES FROM ORGANIC CHEMICAL PROCESSES
07 01	wastes from the manufacture, formulation, supply and use of basic organic chemicals
07 01 08*	glycerol waste from bio-diesel manufacture from non-waste vegetable oils only
15	WASTE PACKAGING; ABSORBENTS, WIPING CLOTHS, FILTER MATERIALS AND PROTECTIVE CLOTHING NOT OTHERWISE SPECIFIED
15 01	waste packaging, absorbents, filter materials, wiping cloths and protective clothing
15 01 01	paper and cardboard packaging – not allowed if any non biodegradable coating or preserving substance present. Excludes laminates such as Tetrapaks
15 01 02	biodegradable plastic packaging – must be independently certified to BS EN 13432
15 01 03	untreated wooden packaging – not allowed if any non biodegradable coating or preserving substance present.
15 01 05	composite packaging - must conform to BS EN 13432 and not allowed if any non biodegradable coating or preserving substance present
16	WASTES NOT OTHERWISE SPECIFIED IN THE LIST
16 10	aqueous liquid wastes destined for off-site treatment
16 10 02	liquor/leachate from a composting process that accepts waste input types listed in these standard rules only
19	WASTE FROM WASTE MANAGEMENT FACILITIES, OFF-SITE WASTE WATER TREATMENT PLANTS AND THE PREPARATION OF WATER INTENDED FOR HUMAN CONSUMPTION AND WATER FOR INDUSTRIAL USE
19 02	wastes from physiochemical treatments of waste
19 02 03	waste types listed within this table, Table 2.3, that have been mixed together only
19 02 06	sludge types from waste listed within this table, Table 2.3, that have been heat treated only

Table 2.3 Waste types	
Waste Codes	Description
19 02 10	glycerol not designated as hazardous i.e excludes EWC code 19 02 08
19 06	waste from anaerobic treatment of waste
19 06 03	liquor from anaerobic treatment of municipal waste (from a process that treats wastes which are listed in these standard rules only)
19 06 04	digestate from anaerobic treatment of source segregated biodegradable waste (from a process that treats wastes which are listed in these standard rules only)
19 06 05	liquor from anaerobic treatment of animal and vegetable waste (from a process that treats wastes which are listed in these standard rules only)
19 06 06	digestate from anaerobic treatment of animal and vegetable waste (from a process that treats wastes which are listed in these standard rules only)
19 08	wastes from wastewater treatment works
19 08 09	grease and oil mixture from oil/water separation containing only edible oils and fats
19 08 12	sludges from biological treatment of industrial waste water
19 12	wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified
19 12 12	waste types listed within this table, Table 2.3, that have been subjected to mechanical treatment only
20	MUNICIPAL WASTES (HOUSEHOLD WASTE AND SIMILAR COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL WASTES) INCLUDING SEPARATELY COLLECTED FRACTIONS
20 01	municipal wastes (household waste and similar commercial, industrial and institutional wastes) including separately collected fractions
20 01 01	paper and cardboard – not allowed if any non biodegradable coating or preserving substance present. Excludes laminates such as Tetrapaks
20 01 08	biodegradable kitchen and canteen waste
20 01 25	edible oil and fat
20 01 38	untreated wood where no non-biodegradable coating or preserving substance present
20 02	garden and park wastes (including cemetery waste)
20 02 01	biodegradable waste
20 03	other municipal wastes
20 03 01	mixed municipal waste – only separately collected biodegradable wastes of types listed within this table, Table 2.3
20 03 02	wastes from markets, allowed only if source segregated biodegradable fractions e.g. plant material, fruit and vegetables

2.4 Operating techniques

2.4.1 The activities shall be operated using the techniques and in the manner described in Table 2.4 below.

Table 2.4 Operating techniques

Measures

- 1) All bulking, transfer and pre-treatment of waste shall be carried out in an enclosed building.
- 2) All waste solids, liquids and sludges shall be stored and processed on an impermeable surface with a sealed drainage system. Wastes shall be stored or treated within enclosed containers, reactor vessels or enclosed well ventilated buildings fitted with a biofilter and/or scrubbing system. The biofilter must be specifically designed to minimise the release of odour, bioaerosols and microorganisms and maintained for the process undertaken and be fit for purpose.
- 3) All storage and process tanks shall be located on an impermeable surface (a hydraulic permeability of not greater than 1×10^{-9} m/s) with sealed construction joints within a bunded area. The bunded area shall have a capacity at least 110% of the largest vessel or 25% of the total tankage volume, whichever is the greater. Bunds shall be regularly inspected to ensure that bunds filled by rainwater are regularly emptied. Connections and fill points should be within the bunded area and no pipework should penetrate the bund wall. Underground tanks shall have secondary containment and appropriate leak detection. No less than 95% of the bund capacity shall be maintained at all times.
- 4) Digestate shall be stored within covered containers or covered lagoons and should be of a design and capacity fit for purpose. Lagoons shall have a free board of 750 mm.
- 6) Gas engine stack height shall be no less than 3 metres.
- 7) Periods of start-up and shut down of the MCP and generator must be kept as short as possible
- 8) There is no persistent emission of 'dark smoke' as defined in section 3(1) of the Clean Air Act 1993.
- 9) The must shall be vertical and unimpeded by cowls or caps
- 10) All biogas condensate shall be discharged into a sealed drainage system or recirculated back to the digester.
- 11) Emissions of unburned biogas and the operation of the auxiliary flare shall be minimised. Any significant emissions of unburned biogas (including the operation of the pressure relief valves) and the operation of the auxiliary flare shall be recorded.

3 Emissions and monitoring

3.1 Emissions to air, water or land

- 3.1.1 There shall be no point source emissions to air, water or land, except from the sources and emission points listed in table 3.1.
- 3.1.2 The limits given in table 3.1 shall not be exceeded.
- 3.1.3 Periodic monitoring shall be carried out at least once every 5 years for groundwater and 10 years for soil, unless such monitoring is based on a systematic appraisal of the risk of contamination.

Table 3.1 Point source emissions to air - emission limits and monitoring requirements

Emission point and source	Parameter	Limit (including units)	Monitoring frequency and standard or method
Stacks on engines operational before 20 Dec 2018	Oxides of Nitrogen (NO and NO ₂ expressed as NO ₂) Carbon monoxide Suphur dioxide Total volatile organic compounds including methane	500 mg/m ³ 1400 mg/m ³ 350 mg/m ³ 1000 mg/m ³	Annual monitoring Monitoring equipment, techniques, personnel and organisations employed for the engine stack emissions monitoring programme (including the measurement of exhaust gas temperature) shall have either MCERTS certification or MCERTS accreditation (as appropriate)
Stacks on engines operational after 20 Dec 2018	Oxides of Nitrogen (NO and NO ₂ expressed as NO ₂) Carbon monoxide Suphur dioxide Total volatile organic compounds including methane	500 mg/m ³ 1400 mg/m ³ 107 mg/m ³ 1000 mg/m ³	All limits are defined at a temperature of 273.15 K, a pressure of 101.3 kPa and after correction for the water vapour content of the waste gases at a standardised O ₂ content of 5%.
		Emission levels at Normal Temperature and Pressure and 5%O ₂ , unless otherwise agreed in writing by the Environment Agency Uncertainty allowance as stated in EA guidance LFTGN08 v2 2010 To ensure effective plume breakaway, minimum stack gas exit velocity shall be no less than 15 m/s or the gas exit temperature shall be no less than 200°C	
Stacks on boilers burning biogas	Oxides of Nitrogen (NO and NO ₂ expressed as NO ₂)	No limit set	None specified

Stacks or vents on biogas upgrading plant	No parameter set	No limit set	None specified.
Stacks or vents on biofilter and/or scrubbing system	No parameter set	No limit set	Biofilter and/or scrubbing system shall be regularly checked and maintained to ensure that they remain effective
Auxiliary flare	Operating hours	No limit set	None specified. . Record to be submitted annually
Pressure relief valves	Biogas	No limit set	Weekly visual or remote monitoring to ensure valves are correctly seated

3.2 Emissions of substances not controlled by emission limits

3.2.1 Emissions of substances not controlled by emission limits (excluding odour) shall not cause pollution. The operator shall not be taken to have breached this condition if appropriate measures, including, but not limited to, those specified in any approved emissions management plan, have been taken to prevent or where that is not practicable, to minimise, those emissions.

3.2.2 The operator shall:

- (a) if notified by the Environment Agency that the activities are giving rise to pollution, submit to the Environment Agency for approval within the period specified, an emissions management plan which identifies and minimises the risks of pollution from emissions of substances not controlled by emission limits;
- (b) implement the approved emissions management plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.

3.2.3 All liquids in containers, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has used other appropriate measures to prevent or where that is not practicable, to minimise, leakage and spillage from the primary container.

3.3 Odour

3.3.1 Emissions from the activities shall be free from odour at levels likely to cause pollution outside the site, as perceived by an authorised officer of the Environment Agency, unless the operator has used appropriate measures, including, but not limited to, those specified in any approved odour management plan, to prevent or where that is not practicable to minimise the odour.

3.3.2 The operator shall:

- (a) if notified by the Environment Agency that the activities are giving rise to pollution outside the site due to odour, submit to the Environment Agency for approval within the period specified, a revised odour management plan which identifies and minimises the risks of pollution from odour;
- (b) implement the approved revised odour management plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.

3.4 Noise and vibration

3.4.1 Emissions from the activities shall be free from noise and vibration at levels likely to cause pollution outside the site, as perceived by an authorised officer of the Environment Agency, unless the operator has used appropriate measures, including, but not limited to, those specified in any

approved noise and vibration management plan to prevent or where that is not practicable to minimise the noise and vibration.

3.4.2 The operator shall:

- (a) if notified by the Environment Agency that the activities are giving rise to pollution outside the site due to noise and vibration, submit to the Environment Agency for approval within the period specified, a noise and vibration management plan which identifies and minimises the risks of pollution from noise and vibration;
- (b) implement the approved noise and vibration management plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.

3.5 Monitoring

3.5.1 The operator shall, unless otherwise agreed in writing by the Environment Agency, undertake monitoring for the parameters, at the locations and at not less than the frequencies specified in table 3.1

3.5.2 The operator shall maintain records of all monitoring required by these standard rules including records of the taking and analysis of samples, instrument measurements (periodic and continual), calibrations, examinations, tests and surveys and any assessment or evaluation made on the basis of such data. **These records shall be submitted to the Environment Agency annually in the form of a report.**

3.6 Pests

3.6.1 The activities shall not give rise to the presence of pests which are likely to cause pollution, hazard or annoyance outside the boundary of the site. The operator shall not be taken to have breached this condition if appropriate measures, including, but not limited to, those specified in any approved pests management plan, have been taken to prevent or where that is not practicable, to minimise the presence of pests on the site.

3.6.2 The operator shall:

- (a) if notified by the Environment Agency, submit to the Environment Agency for approval within the period specified, a pests management plan which identifies and minimises risks of pollution, hazard or annoyance from pests;
- (b) implement the pests management plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.

4 Information

4.1 Records

4.1.1 All records required to be made by these standard rules shall:

- (a) be legible;
- (b) be made as soon as reasonably practicable;
- (c) if amended, be amended in such a way that the original and any subsequent amendments remain legible, or are capable of retrieval; and

(d) be retained, unless otherwise agreed in writing by the Environment Agency, for at least 6 years from the date when the records were made, or in the case of the following records until permit surrender:

- (i) off-site environmental effects; and
- (ii) matters which affect the condition of the land and groundwater.

4.1.2 The operator shall keep on site all records, plans and the management system required to be maintained by these standard rules, unless otherwise agreed in writing by the Environment Agency.

4.1.3 The operator must maintain a record of the type and quantity of fuel used in the MCPs.

4.2 Reporting

4.2.1 The operator shall send all reports and notifications required by these standard rules to the Environment Agency using the contact details supplied in writing by the Environment Agency.

4.2.2 Within one month of the end of each quarter, the operator shall submit to the Environment Agency using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous quarter.

4.3 Notifications

4.3.1 In the event:

- (a) that the operation of the activities gives rise to an incident or accident which significantly affects or may significantly affect the environment, the operator must immediately—
 - (i) inform the Environment Agency,
 - (ii) take the measures necessary to limit the environmental consequences of such an incident or accident, and
 - (iii) take the measures necessary to prevent further possible incidents or accidents;
- (b) of a breach of any permit condition the operator must immediately—
 - (i) inform the Environment Agency, and
 - (ii) take the measures necessary to ensure that compliance is restored within the shortest possible time;
- (c) of a breach of permit condition which poses an immediate danger to human health or threatens to cause an immediate significant adverse effect on the environment, the operator must immediately suspend the operation of the activities or the relevant part of it until compliance with the permit conditions has been restored.

4.3.2 Any information provided under standard rule 4.3.1 shall be confirmed in writing within 24 hours.

4.3.3 Where the Environment Agency has requested in writing that it shall be notified when the operator is to undertake monitoring and/or spot sampling, the operator shall inform the Environment Agency when the relevant monitoring and/or spot sampling is to take place. The operator shall provide this information to the Environment Agency at least 14 days before the date the monitoring is to be undertaken.

4.3.4 Without undue delay the Environment Agency shall be notified of planned change to the MCP which would affect the applicable ELV.

4.3.5 The Environment Agency shall be notified within 14 days of the occurrence of the following matters, except where such disclosure is prohibited by Stock Exchange rules:

- (a) Where the operator is a registered company:
 - any change in the operator's trading name, registered name or registered office address; and
 - any steps taken with a view to the operator going into administration, entering into a company voluntary arrangement or being wound up.
- (b) Where the operator is a corporate body other than a registered company:
 - any change in the operator's name or address; and
 - any steps taken with a view to the dissolution of the operator.
- (c) In any other case:
 - the death of any of the named operators (where the operator consists of more than one named individual);
 - any change in the operator's name(s) or address(es); and
 - any steps taken with a view to the operator, or any one of them, going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case of them being in a partnership, dissolving the partnership.

4.4 Interpretation

4.4.1 In these standard rules the expressions listed below shall have the meaning given.

4.4.2 In these standard rules references to reports and notifications mean written reports and notifications, except where reference is made to notification being made immediately, in which case it may be provided by telephone.

“accident” means an accident that may result in pollution.

“anaerobic digestion” means a process of controlled decomposition of biodegradable materials under managed conditions where free oxygen is absent, at temperatures suitable for naturally occurring mesophilic or thermophilic anaerobe and facultative anaerobe bacteria species, which convert the inputs to a methane-rich biogas and whole digestate.

“animal waste” means any waste consisting of animal matter that has not been processed into food for human consumption. This does include, blood, feathers, uncooked butchers waste and any other animal waste that is not catering waste or former foodstuffs. This does not include faecal matter from animals (e.g. chicken litter or farmyard manure).

“authorised officer” means any person authorised by the Environment Agency under section 108(1) of The Environment Act 1995 to exercise, in accordance with the terms of any such authorisation, any power specified in Section 108(4) of that Act.

“D” means a disposal operation provided for in Annex II to Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on Waste.

“digestate” means material resulting from an anaerobic digestion process

“emissions of substances not controlled by emission limits” means emissions of substances to air, water or land from the activities, either from emission points specified in these standard rules or from other localised or diffuse sources, which are not controlled by an emission limit.

“emissions to land” include emissions to groundwater.

“European Site” means Special Area of Conservation or candidate Special Area of Conservation or Special Protection Area or proposed Special Protection Area in England and Wales, within the meaning of Council Directives 79/409/EEC on the conservation of wild birds and 92/43/EEC on the conservation of natural habitats and of wild flora and fauna and the Conservation of Habitats and Species Regulations 2010. Internationally designated Ramsar sites are dealt with in the same way as European sites as a matter of government policy and for the purpose of these rules will be considered as a European Site.

“generator” means any combustion plant which is used to generate electricity, excluding mobile, unless it is connected to the national grid or other apparatus, equipment or appliances at a site, and is performing a function could be performed by a generator that is not mobile.

“groundwater” means all water, which is below the surface of the ground in the saturation zone and in direct contact with the ground or subsoil.

“groundwater source protection zone” has the meaning given in the document titled “Groundwater protection: Principles

and practice” published by the Environment Agency in 2012.

“*hazardous waste*” has the meaning given in the Hazardous Waste (England and Wales) Regulations 2005 (as amended)

“*impermeable surface*” means a surface or pavement constructed and maintained to a standard sufficient to prevent the transmission of liquids beyond the pavement surface, and should be read in conjunction with the term “sealed drainage system” (below).

maturation” means optional period of treatment or storage of separated fibre digestate under predominantly aerobic conditions.

“MCERTS” means the Environment Agency’s Monitoring Certification Scheme.

medium combustion plant” means a combustion plant with a rated thermal input equal or greater than 1 megawatt but less than 50 megawatts.

Mobile Specified Generator’ or *Mobile MCP*’ means one that is designed to move or be moved whether on roads or on land

“*nearest sensitive receptor*” means the nearest place to the permitted activities where people are likely to be for prolonged periods. This term would therefore apply to dwellings (including any associated gardens) and to many types of workplaces. We would not normally regard a place where people are likely to be present for less than 6 hours at one time as being a sensitive receptor. The term does not apply to those controlling the permitted facility, their staff when they are at work or to visitors to the facility, as their health is covered by Health and Safety at Work legislation, but would apply to dwellings occupied by the family of those controlling the anaerobic digestion facility.

new medium combustion plant” means one that is not existing i.e. which was put into operation after 20 December 2018.

‘pest’ means birds, vermin and insects.

“*pollution*” means emissions as a result of human activity which may—

- (a) be harmful to human health or the quality of the environment,
- (b) cause offence to a human sense,
- (c) result in damage to material property, or
- (d) impair or interfere with amenities and other legitimate uses of the environment.

“*quarter*” means a calendar year quarter commencing on 1 January, 1 April, 1 July or 1 October.

“*R*” means a recovery operation provided for in Annex II to Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on Waste.

“*sealed drainage system*” in relation to an impermeable surface, means a drainage system with impermeable components which does not leak and which will ensure that:

- (a) no liquid will run off the surface otherwise than via the system;
- (b) except where they may lawfully be discharged to foul sewer, all liquids entering the system are collected in a sealed sump.

“SSSI” means Site of Special Scientific Interest within the meaning of the Wildlife and Countryside Act 1981 (as amended by the Countryside and Rights of Way Act 2000).

“Specified Air Quality Management Area” means an air quality management area within the meaning of the Environment Act 1995 which has been designated due to concerns about oxides of nitrogen.

“*specified generator*” means a group of generators other than excluded between 1 and 50 megawatts or less than 50 megawatts as defined in Schedule 25B(2) of SI 2018 No.110 of the EPRs.

“*Waste code*” means the six digit code referable to a type of waste in accordance with the List of Wastes and in relation to hazardous waste, includes the asterisk. ‘List of Wastes’ means the list of wastes established by Commission Decision 2000/532/EC replacing Decision 94/3/EC establishing a list of wastes pursuant to Article 1(a) of Council Directive 75/442/EEC on waste and Council Decision 94/904/EC establishing a list of hazardous waste pursuant to Article 1(4) of Council Directive 91/689/EEC on hazardous waste, as amended from time to time.

“*year*” means calendar year commencing on 1st January.

End of standard rules