H2Teesside Project

Environmental Statement

Volume III – Appendices

Appendix 20B: Hazardous Substances Consent Flowchart

Document Reference: 6.4.34

The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (as amended)

The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 - Regulation 5(2)(a)

Rev: 0

Timeline	Applicant	Guidance Reference	Hazardous Substances Authority (HSA)
Day -81 (assumes 1 month preparation)	**Review Proposed Site Activities and Confirm Whether HSC Applies** Undertake HSC Threshold Calculation to Establish Whether the Site Inventory Exceeds the Thresholds 1) Generic Categories of hazardous Substances 2) Named Substances Using the "Addition Rule"	https://www.legislation.gov.uk/uksi/2015/627/schedule/1/made https://www.legislation.gov.uk/uksi/2015/627/schedule/1/part/2/made	
Day -51 (assumes 1 month preparation)	**Preparation of HSC Application Documents** The HSC application should include the following information 1) The name and address of the applicant 2) Relevant maps and drawings including a site map, to a scale of at least 1:10,000, and a substance location plan, to a scale of at least 1:2,500, showing any area of the site where the substance(s) are to be stored and key topographical features of the site (including drainage) 3) The location of the land to which the application relates 4) The person in control of the land to which the application relates 5) Each hazardous substance for which consent is sought ("relevant substance"), including the maximum quantity of each relevant substance proposed to be present 6) Details, including the quantity, of unconsented hazardous substances kept on or processed on the site 7) Main activities carried out or proposed to be carried out 8) How and where each relevant substance is to be kept and used 9) How each relevant substance is proposed to be transported to and from the land to which the application relates 10) The vicinity of the land to which the application relates, where such details are relevant to the risks or consequences of a major accident 11) The measures taken or proposed to be taken to limit the consequences of a major accident 12) Provide details, including the quantity, of substances held under the established substances exemption and an explanation of why that exemption applies This information should be provided for each hazardous substance or generic category for which consent is required This information should be accompanied by a Notification Notice	https://www.legislation.gov.uk/uksi/2015/627/regulation/5/made	
Day -21	**Notice of Intent to Submit a HSC Application** During the 21 day period immediately preceding the application the applicant must: 1) Inform the public by notice published in a local newspaper circulating in the locality in which the land to which the application relates is situated, or by other appropriate means, including electronic media, of the Proposed application for HSC – this notice must include specific information as defined in the regulations 2) post a notice containing the information referred above on the land to which the application relates for not less than 7 days sited and displayed in such a way as to be easily legible without entering onto the land	https://www.legislation.gov.uk/uksi/2015/627/regulation/6/made	
Day 0 (zero)	**Submission of the Application for HSC to the HAS** Application must be submitted prior to commencement of operations with inventories above the HSC threshold levels. Application for HSC is typically submitted concurrently with applications for planning consent	https://www.legislation.gov.uk/uksi/2015/627/contents/made https://www.gov.uk/guidance/hazardous-substances#Deciding-applications-for-hazardous-substances-consent	**HSA Determination of Application** HSA will check the application to make sure it is in order and meets the Regulation requirements, it will send a copy to consultees (e.g. HSE and the EA) and place a copy on public register HSA will consult with the COMAH Competant Authority (HSE and the EA)and others vis: Fire and Civil Defence Authorities, planning authorities and public utilities, and Natural England The HSA is required to make a decision on the HSC application within 8 weeks from receipt of a valid application, or within any extended period that the applicant and HSA may agree in writing
Day 56	**Applicant Receives HSC**		**HSA Grant HSC**