

Our Ref: PPC/A/1013107/CP01VN06
Your Ref:

Tom Moore
Forties Pipeline System
Chertsey Road
Sunbury on Thames
Middlesex
TW16 7BP

If telephoning ask for:
Damian Walls

13 October 2017

Dear Sir

**POLLUTION PREVENTION AND CONTROL (SCOTLAND) REGULATIONS 2012 ("the Regulations")
APPLICATION DETERMINATION
PERMIT REFERENCE NUMBER: PPC/A/1013107/CP01
SITE: KINNEIL TERMINAL**

Following SEPA's decision to vary the above permit under Regulation 46 of the regulations, please find enclosed a Notice of variation reference PPC/A/1013107/CP01/VN06.

If you are unhappy with any of the conditions attached you have the right to appeal to the Scottish Ministers providing the conditions have not been applied as a result of a direction to SEPA from Scottish Ministers. The procedures for making an appeal are explained in regulation 58 and Schedule 8 to the regulations. Your appeal must be made in writing to the Scottish Ministers no later than 13 December 2017. A guidance note is attached to this letter for your assistance.

Please contact Damian Walls at SEPAs Edinburgh Office, on telephone number 0131 273 7265, if you have any queries relating to this letter.

Yours sincerely



Damian Walls
Specialist 1, Technical Support

CC:  Steve Bygrave, BP FPS, Antonine House, PO Box 21746, Callendar Business Park,
Callendar Road, Falkirk FK1 1XR



Chairman
Bob Downes
Chief Executive
Terry A'Hearn

SEPA Edinburgh Office
Silvan House, 3rd Floor, 231 Corstorphine Road,
Edinburgh EH12 7AT.
www.sepa.org.uk • customer enquiries 03000 99 66 99

GUIDANCE NOTES

Under regulation 58 of the Pollution Prevention and Control (Scotland) Regulations 2012, a person who is aggrieved by the conditions attached by SEPA to a Variation Notice may appeal to the Scottish Ministers. Any person who wishes to appeal under regulation 58 must do so by notice in writing to:

Directorate for Planning and Environmental Appeals
4 The Courtyard
Callendar Business Park
Callendar Road
FALKIRK
FK1 1XR
Tel: 01324 696 400
Fax: 01324 696 444
E-mail: dpea@gov.scot

Appeals must be notified within 2 months from the date of SEPA's decision. Scottish Ministers may in a particular case allow a longer period for the giving of notice of an appeal.

Any notice of appeal must be accompanied by the following information:-

- a) a statement of the grounds of appeal;
- b) a copy of the relevant application;
- c) A copy of any relevant Permit;
- d) a copy of any relevant correspondence between the appellant and SEPA;
- e) a copy of the decision or notice which is the subject matter of the appeal; and
- f) a statement indicating whether the appellant wishes the appeal to be in the form of a hearing or to be determined on the basis of written representations;

A copy of any appeal notice must also be served on SEPA together with copies of the documents mentioned at paragraphs a) and f) above. Should the appellant wish to withdraw an appeal, they should do so by notifying Scottish Ministers in writing sending a copy of that notification to SEPA.

On determining an appeal, Scottish Ministers will notify the appellant in writing of their decision.

Reference Number: PPC/A/1013107/CP01/VN06

SCOTTISH ENVIRONMENT PROTECTION AGENCY

POLLUTION PREVENTION AND CONTROL ACT 1999

**POLLUTION PREVENTION AND CONTROL (SCOTLAND) REGULATIONS 2012
("THE REGULATIONS")**

NOTICE OF VARIATION TO PERMIT

Permit No: PPC/A/1013107/CP01 (As Varied)

To: BP Exploration Operating Co. Ltd

Address: Chertsey Road
Sunbury on Thames
Middlesex
TW16 7BP

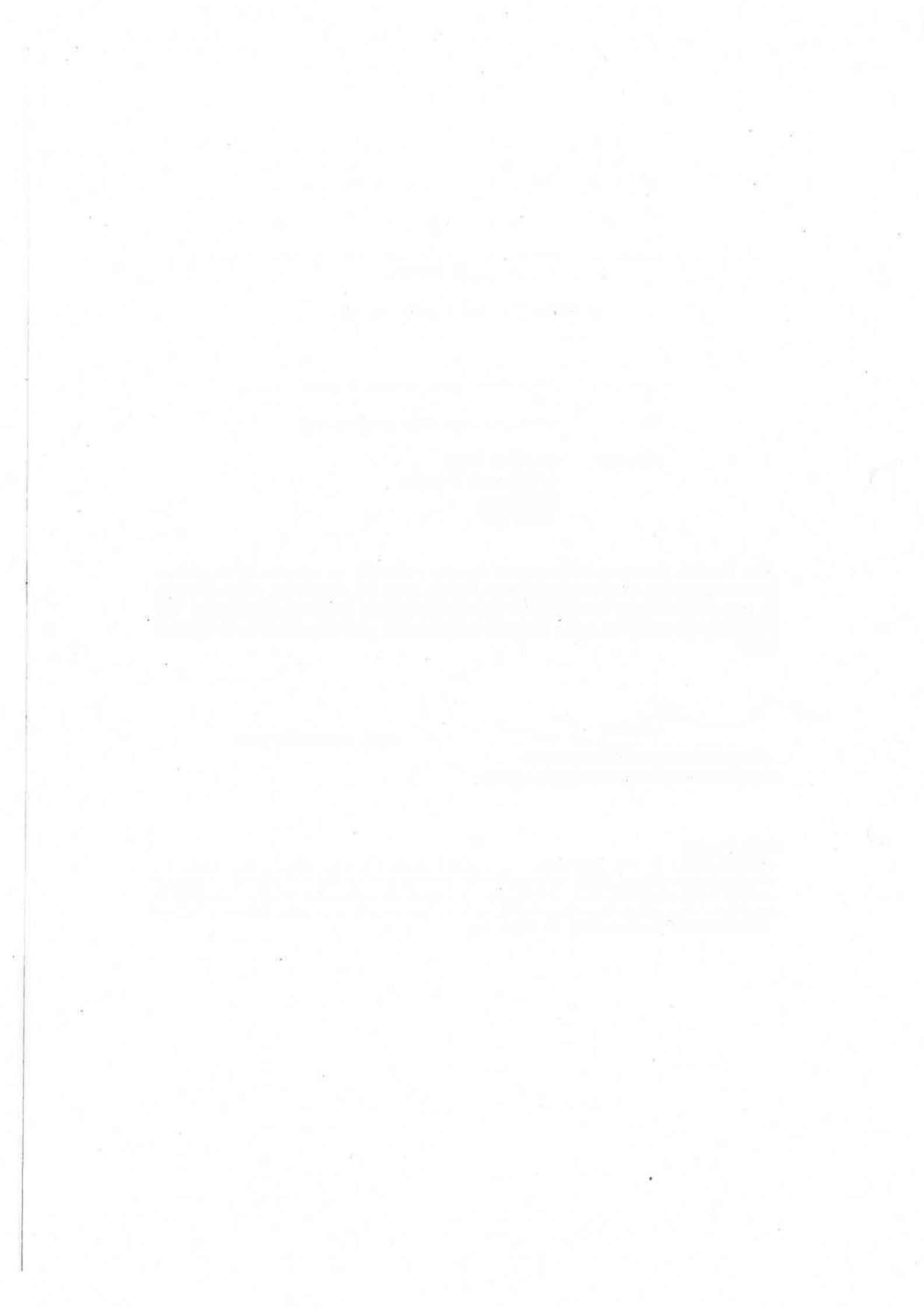
The Scottish Environment Protection Agency ("SEPA"), in exercise of its powers under Regulation 46 of the Regulations, hereby gives you notice that it has decided, to vary permit PPC/A/1013107/CP01 (As Varied) granted under the Regulations. The variations are specified in the Schedule to this notice and take effect on 16 October 2017.


Date: 16 October 2017

Authorised to sign on behalf of the
Scottish Environment Protection Agency

Right of Appeal

Under Regulation 58 of the Regulations you are entitled to appeal to the Scottish Ministers against the conditions attached to this Notice, except where SEPA has served this Notice to implement a direction to SEPA of the Scottish Ministers. The bringing of an appeal will not have the effect of suspending the operation of the conditions attached to this Notice. The procedures and timescales for the making of an appeal are set out in Schedule 8 of the Regulations.



SCOTTISH ENVIRONMENT PROTECTION AGENCY

POLLUTION PREVENTION AND CONTROL ACT 1999

**POLLUTION PREVENTION AND CONTROL (SCOTLAND) REGULATIONS 2012
("THE REGULATIONS")**

SCHEDULE TO NOTICE OF VARIATION UNDER REGULATION 46(8)

Operator: BP Exploration Operating Company Limited
Permit Number: PPC/A/1013107/CP01
Date of Permit: 21 October 2011
Variation No: VN06

The Permit number PPC/A/1013107/CP01 has been varied as follows:

1. Condition 6.1 and Conditions 6.1.1 and 6.1.2 have been deleted.
2. Condition 5.1.12 has been deleted and a new condition inserted as follows:
 - 5.1.12 From, and including the 30 April 2018 during any start-ups of any Train the specific noise from elevated flaring shall not exceed 54 decibels (L_{Aeq} 15 minutes fast time) at night time (23:00- 07:00hrs) when measured free field in the direction of the Permitted Installation at the following location(NS 96880 80035).
3. Condition 5.1.13 has been inserted as follows:
 - 5.1.13 From, and including, 30 April 2018 (and without prejudice to Conditions 2.4.1-2.4.4) on the occurrence of any flaring event involving elevated flaring (other than in circumstances specified in condition 5.1.12), the Operator shall immediately take all necessary measures to cease, or where that is not practicable, to reduce elevated flaring within the shortest possible time. Without prejudice to the foregoing, in the event that any flaring event involving elevated flaring continues for more than 12 hours, the specific noise from elevated flaring shall not exceed 54 decibels (L_{Aeq} 15 minutes fast time) at night time (23:00- 07:00) hrs when measured free field in the direction of the Permitted Installation at the following location(NS 96880 80035) after said 12 hrs.
- 4.. Condition 5.1.14 has been inserted as follows:
 - 5.1.14 From, and including 30 April 2018 the Operator shall carry out noise measurements in accordance with the method in BS4142:2014 or using a noise model agreed in writing with SEPA in order to demonstrate compliance with condition 5.1.12 and 5.1.13.

5. Condition 5.1.15 has been inserted as follows:

- 5.1.15 All monitoring undertaken in accordance with condition 5.1.14 shall be undertaken by suitably qualified and competent personnel.
- 5.1.16 All monitoring or modelling required by Condition 5.1.14 shall be recorded and reported to SEPA. The monitoring information reported shall be in strict accordance with the reporting requirements of BS4142:2014 and shall include the elevated flaring rate in tonnes per hour, the steam valve position(s) and associated steam rate in tonnes per hour during the monitoring period.

6. Condition 5.1.5 has been deleted and replaced as follows:

- 5.1.5 In accordance with Condition 2.4.4 the Operator shall notify SEPA of any Flaring Event which results or is likely to result in total flaring at a rate greater than 25 tonnes per hour for a duration of greater than 60 minutes. Without prejudice to Condition 2.4.4 the notification shall include the reason for flaring and an estimate of the date, time, duration and flaring rate in tonnes per hour.

7. Condition 5.1.6 has been deleted and replaced as follows:

- 5.1.6 The operator shall monitor noise levels at the Kinneil terminal and at location (NS 96880 80035) on at least four 10 minute occasions where a Flaring Event notified under Condition 5.1.5 occurs and where flaring during all plant start-ups between 23:00 and 07:00 hours occurs and shall record and report the details of any noise monitoring undertaken including the weather conditions and wind direction. The information reported shall also include the total flaring rate in tonnes per hour, the elevated flaring rate in tonnes per hour, the steam valve position(s), associated steam rate in tonnes per hour and the ground flare loading rate in tonnes per hour during the flaring period. All monitoring and flaring information shall be reported to SEPA within 7 working days.

8. A new condition has been inserted as condition 3.1.6 In Schedule 3 as follows:

3.1.7?

- 3.1.6 The Operator shall ensure the all appropriate preventative measures are taken against noise and vibration emissions through the application of BAT and ensure that no significant pollution is caused.

9. In Schedule 2, The following row is deleted from Table 2.1-Reporting and Notification requirements:

Notification of a Flaring Event at a rate greater than 50 tonnes an hour for a greater duration greater than 45 minutes	5.1.5	12 hours in advance of flaring or without delay	As required
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10. In Schedule 2, the following row is inserted into Table 2.1 –Reporting and Notification Requirements:

Noise Monitoring and Flaring data during Flaring Events and Startups	5.1.6	Within 7 working days of monitoring have taken place	As required
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