



North Ayrshire Council
Comhairle Siorrachd Àir a Tuath

OFFICE USE ONLY

REF _____
DATE OF RECEIPT _____
FEE DEPOSITED _____
FEE DUE _____

APPLICATION FOR HAZARDOUS SUBSTANCES CONSENT - FORM 1
THE TOWN AND COUNTRY PLANNING (HAZARDOUS SUBSTANCES) (SCOTLAND) REGULATIONS
2015
REGULATION 6

Please complete in BLOCK CAPITALS

1. Name and Address of Applicant(s) (full first name and surname required)

Full Name(s): _____

Tel. No: _____ Fax No: _____

Mobile No: _____ E-mail: _____

Address of Applicant(s)
including postcode: _____

Name and Address of Agent

Name of Agent: _____

Contact Name: _____ Tel. No: _____

Mobile No: _____ Fax No: _____

E-mail: _____

Address of Agent
including postcode: _____

2. Address or Location of Application Site

Address/Location/Description (must include OS Grid Reference – minimum six figure ie. NS942063)

3. Substance(s) covered by application

(3a) Please list named substances falling within Part 1 of Schedule 1 to the 2015 Regulations **(a)** first, then list any substances falling within the categories in Part B of that Schedule; finally list substances falling within the description in Part C.

(3b) Substances falling within Parts b and c of Schedule 1 to the 2015 regulations may be listed under the relevant category or description or named specifically.

- Where a substance falls within Part A and B, please list under Part A only.
- Where a substance falls within more than one category in Part B please list under the category which has the lowest controlled quantity **(b)**.
- Where a substance falling within Part A or B also falls within Part C please list under the Part which has the lowest controlled quantity.

(For description of **(a)**, **(b)** and **(c)**, see Notes on page 4)

Table A				
Name or relevant Category or Description of Substance	Part and Entry Number (c) in Schedule 1 to the 2015 Regulations	Do you have a current PHS* consent in respect of this substance? (Yes/No)	If "Yes", state quantity for which consent in respect of this granted	Maximum quantity proposed to be present in tonnes

* Hazardous Substances Consent

4. Manner in Which Substance(s) are to be kept and used

For each substance, category or description of substance, covered by the application, please provide the following information, referring to the substance location plan where appropriate.

(4a) Insert substance entry number in column (1) below and tick whichever of columns (2) and (3) is appropriate:

Table B		
Part and entry number in Schedule 1 to the 2015 Regulations	Storage Only	Stored and involved in an industrial process

(4b) For each vessel to be used for **storing** the substance(s) please give the following information:

Table C – Details of Storage Vessels							
Vessel No. (1)	Entry substance(s) to be stored	No. Installed above ground (2) (Yes/No)	Buried (Yes/No)	Mounded (Yes/No)	Maximum Capacity (cubic metres)	Highest vessel design temperature (°C)	Highest design pressure (bar absolute)

1. Identify by reference to substance location plan.
2. If “Yes” please specify whether or not it will be provided with full secondary containment.

(4c) For each substance, category or description of substance, please state the largest size (capacity in cubic metres) of any moveable container(s) to be used for that substance, category or description of substances.

(4d) Where a substance, category or description of substance is to be used in manufacturing, treatment or other industrial process(es), please give a general description of the process(es), describe the major items of plant which will contain the substance(s); and state the maximum quantity (in tonnes) which is liable to be present in the major items of the plant, and the maximum temperature (°C) and pressure (bar absolute) at which the substance, category or description is liable to be present.

Table D					
Part and entry numbers in Schedule 1 to the 2015 Regulations	Description of process(es)	Major items of plant*	Maximum quantity (tonnes)	Maximum Temp. (°C)	Maximum pressure (bar absolute)

* Identify by reference to the substance location plan

5. Additional Information

(5a) If you have an existing hazardous substances consents as referred to in Table A, please enclose a copy of each consent with this application.

(5b) Has any application for hazardous substance consent or planning permission relating to the application site been made which has not yet been determined? Yes/No

(5c) Will any such application be submitted at the same time as this application? Yes/No

(5d) the main activities to be carried out or proposed to be carried out on, over or under the land to which the application relates

(5e) how and where each relevant substance is to be kept and used

(5f) how each relevant substance is proposed to be transported to and from the land to which the application relates

(5g) the vicinity of the land to which the application relates, where such details are relevant to the risks or consequences of a major accident

(5h) the measures taken or proposed to be taken to limit the consequences of a major accident

I / We* hereby apply for hazardous substances consent in accordance with the proposals described in the application.

Signed: _____ **Date:** _____

On behalf of: _____

(insert name of applicant if signed by an agent)

NOTES

- (a) The “**2015 Regulations**” are the Town and Country Planning (Hazardous Substances) (Scotland) Regulations 2015
- (b) The “**controlled quantity**” means the quantity specified for that substance in Column 2 of Parts 1, 2 or 3 of Schedule 1 to the 2015 Regulations, calculated in accordance with the Notes to that Schedule.
- (c) For Part 3, state the Part only.

**PLANNING (HAZARDOUS SUBSTANCES) (SCOTLAND) ACT 1997
THE TOWN AND COUNTRY PLANNING (HAZARDOUS SUBSTANCES) (SCOTLAND)
REGULATIONS 2015**

OWNERSHIP CERTIFICATES A-D

CERTIFICATE A

I certify that:
at the beginning of the period of 21 days ending with the date of the accompanying application/appeal* nobody except the applicant/appellant*, was the owner (a) of any part of the land to which the application/appeal* relates.

(a)
SEE
NOTES

OR

CERTIFICATE B

I certify that:
I have/The applicant has/appellant has* given the required Notice (b) to everyone, other than the applicant/appellant*, who, at the beginning of the period of 21 days ending with the date of the accompanying application/appeal*, was the owner (a) of any part of the land to which the application/appeal* relates, as listed below.

(a) & (b)
SEE
NOTES

OWNER'S NAME	ADDRESS AT WHICH NOTICE WAS SERVED	DATE ON WHICH NOTICE WAS SERVED
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OR

CERTIFICATE C

I certify that:
I/The applicant/appellant* cannot issue a Certificate A or B in respect of the accompanying application/appeal*. I have/The applicant/appellant has* given the required Notice (b) to the persons specified below, being persons who at the beginning of the period of 21 days ending with the date of the application/appeal*, were owners (a) of any part of the land to which the application/appeal* relates.

(a) & (b)
SEE
NOTES

OWNER'S NAME	ADDRESS AT WHICH NOTICE WAS SERVED	DATE ON WHICH NOTICE WAS SERVED
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I have/The applicant/appellant has* taken all reasonable steps to find out the names and addresses of the remaining owners (a) of the land, or part of it, but have/has* been unable to do so. These steps were as follows:

(c)
SEE
NOTES

(c)

OR

CERTIFICATE D

(a)
SEE
NOTES

I certify that:

I/The applicant/appellant* cannot issue a Certificate A or B in respect of the accompanying application/appeal*. I have/The applicant/appellant has* taken all reasonable steps to find out the names and addresses of everyone other than the applicant/the appellant* who at the beginning of the period of 21 days ending with the date of the application/appeal*, was the owner (a) of any part of the land to which the application/appeal* relates, but have/has been unable to do so. These steps were as follows:

(c)

* delete where inappropriate

THIS SECTION MUST BE SIGNED AND DATED

Signed: _____ Date: _____

On behalf of (BLOCK LETTERS): _____

Notes

- (a) Owner means a person who, in respect of any part of the land, is the proprietor of the dominium utile or is the lessee under the lease thereof where not less than seven years remain unexpired.
- (b) In accordance with the ownership notification form.
- (c) Insert description of steps taken.

THE TOWN & COUNTRY PLANNING (HAZARDOUS SUBSTANCES)
REGULATIONS 2015

Notice under regulation 5 to owner of land to which an application under regulation 6,7 or
8 relates

OWNERSHIP NOTIFICATION

An application for:

(tick as appropriate)

Hazardous substances consent

Hazardous substances consent without a condition which was attached to a previous consent

Continuation of hazardous substance consent where there has been a change in the person in control of part of the land

has been made to North Ayrshire Council by (name of applicant) _____

for (description of proposal) _____

at (site address) _____

A copy of a plan showing the location of the development is attached

If you wish to obtain further information on the application or to make representations (including comments or questions) you should contact **Planning Services** on (01294) 324319 or the **Arran Local Office** on **(01770) 600338**. Email enquiries should be sent to epanning@north-ayrshire.gov.uk

Documents can be inspected during the period of 21 days beginning with the date of this notice online at www.north-ayrshire.gov.uk. Documents can also be inspected at Cunninghame House, Irvine, KA12 8EE. The offices are open Monday to Thursday 9.00am-4.45pm and Friday 9.00am - 4.30pm.

Signed _____

Date _____

You may receive this notice before the appropriate Council or Local office receives the application. You are therefore advised to telephone Planning Services or the area office first and check that the application has been received.



North Ayrshire Council
Comhairle Siorrachd Àir a Tuath

APPLICATIONS FOR HAZARDOUS SUBSTANCES CONSENT

NOTES FOR GUIDANCE

1. In order to avoid delays in processing, applicants are asked to study these notes and the enclosed application forms carefully to ensure that all the necessary particulars and plans are provided.

You are encouraged to seek pre-application advice from Planning Services before submitting an application.

2. To seek pre-application advice or to submit a completed application, please use the following email address:

eplanning@north-ayrshire.gov.uk

All electronic documents should be in Adobe PDF format.

3. **The Application Form**

Applications for Hazardous Substances Consent should be made on **FORM 1**.

ONE copy of the form shall be submitted, together with **2 copies** of a site map, a substance location plan, and by the CERTIFICATE OF OWNERSHIP required by Regulation 8.

4. **Notification of owners**

The Planning Authority shall not entertain an Application for Hazardous Substances Consent unless it is accompanied by a CERTIFICATE OF OWNERSHIP (as required by Regulation 8(1)).

The applicant/agent should complete and sign the appropriate ownership certificate (A, B, C or D). The required notice referred to in Certificates B and C is provided on page 7 of this document. The notice invites any owner on whom it is served to make representations on the application to North Ayrshire Council as Planning Authority within 21 days.

5. **Plans required**

Two copies of plans shall be submitted, and shall be clear, intelligible and numbered.

- (a) **Site Map** – the site map shall be a map reproduced from, or based upon, an Ordnance Survey map with a scale of not less than 1 to 10,000 which identifies the

land to which the application relates and shows National Grid lines and reference numbers.

- (b) **Substance Location Plan** – the substance location plan shall be a plan of the land to which the application relates, drawn to a scale of not less than 1 to 2,500 which identifies:
- (a) any area of the site intended to be used for the storage of the substances;
 - (b) where the substance is to be used in a manufacturing, treatment or other industrial process, the location of the major items of plan involved in that process in which the substance will be present; and
 - (c) access points to and from the land.

6. **Processing fees**

The processing fee for an application for a new consent is **£500**.

If the quantity specified in the application as the maximum quantity proposed exceeds twice the controlled quantity, the fee shall be **£1,000**.

The fee for applications to remove conditions attached to hazardous substances consent is **£500**.

The fee for applications seeking the continuation of hazardous substances consent where there has been a change in the person in control of any part of the land is **£500**.

Fee payment can be made either by cheque or over the phone: **01294 324 329**.

NOTE: THERE IS A SEPARATE CHARGE FOR ADVERTISEMENT OF THE APPLICATION BY THE COUNCIL WHICH YOU WILL BE ADVISED OF WHEN MAKING THE APPLICATION.

All fees and charges are non-returnable in the event that your application is refused.

7. **Other permissions**

It should be clearly understood that the Application for Hazardous Substances Consent does not relieve the applicant of the need for a warrant under the Building (Scotland) Acts, planning permission, or any other consent or approval not mentioned in the form, if required. This should be checked as part of your pre-application enquiry.