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Health and Safety

Chemicals, Explosives and
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Date: 8th May 2024

Email: planning@sf.wiltshire.gov.uk

HSE CM9 Ref:
4.4.2.29828.

LPA Ref:
PL/2023/09066

Dear Sir/Madam

THE PLANNING (HAZARDOUS SUBSTANCES) REGULATIONS 2015
THE TOWN AND COUNTRY PLANNING (HAZARDOUS SUBSTANCES)(SCOTLAND) REGULATIONS 2015
THE PLANNING (HAZARDOUS SUBSTANCES)(WALES) REGULATIONS 2015

APPLICATION FOR HAZARDOUS SUBSTANCES CONSENT FOR - *Storage of hazardous substances - Langley Burrell Farm, Sutton Lane, Langley Burrell, Chippenham, SN15 4LW*

Thank you for consulting the Health and Safety Executive about this Hazardous Substances Consent application.

Please do not treat this holding email as “no objection”.

HSE is currently unable to provide its statutory advice. This is because we do not currently have a specialist risk assessor available to undertake the required complex risk assessment.

The assessment underpins HSE’s statutory advice to planning authorities and is aimed at mitigating the effects of a major accident on the population around a major hazard site. The assessment involves:

- an assessment of the compatibility of the proposal outlined in the Hazardous Substances Consent application (storing and/or processing defined quantities of each specified hazardous substance in specific locations on site) in terms of the major accident risks to the offsite population

- modelling the releases (due to a range of containment failure mechanisms) of the specified hazardous substances
- gathering data on the relevant populations in the area concerned,
- and estimating the impact of these releases on the populations present.

HSE has introduced a queuing system where applications for hazardous substances consent are dealt with on a first come first served basis. This case is in the queue.

When specialist resource becomes available HSE will process the case as quickly as possible, but please be aware that as part of the government's response to the Penfold Review, HSE agreed to deliver statutory advice to Hazardous Substances Planning Authorities within 13 to 26 weeks, rather than the 21 to 28 days set out in legislation. These agreed timeframes better reflect the detailed assessment work needed.

Apologies that it is difficult to estimate based on current workloads, priorities and the queue when we will have a specialist risk assessor available to start the work.

However, I estimate that once a specialist risk assessor is available then we will aim to respond within 13 weeks.

When specialist risk assessor resource becomes available HSE will write to you again confirming (or otherwise) the estimate of when our formal advice will be provided.

This holding email is being copied to the applicant/agent.

If you have any queries please send them to HazSubCon.CEMHD5@hse.gov.uk

Yours faithfully

Pp N J Woodruff

Dr Chris Mumby (BSc. PhD MInstP)
HM Principal Inspector of Predictive Risk Assessment
CEMHD5C