

ENVIRONMENTAL POLLUTION CONTROL ACT

(CHAPTER 94A)

(Original Enactment: Act 9 of 1999)

[1st April 1999]

PART III

USE OF SCHEDULED PREMISES

Licence for use of scheduled premises

6.—(1) No person shall occupy or use any scheduled premises specified in the First Schedule without a licence granted by the Director .

(2) Any person who contravenes subsection (1) shall be guilty of an offence.

(3) Any application for a licence under this section shall be made to the Director giving details of —

- (a) the trade, industry or process proposed to be carried in or on the premises;
- (b) the measures the applicant undertakes to adopt to control air, water and noise pollution from the premises; and
- (c) the measures the applicant undertakes to adopt to manage hazardous substances and to treat and dispose of toxic substances originating from or stored within the premises.

Power of Director to attach conditions to licence

7. Without prejudice to the generality of section 32, the Director may, in granting a licence under section 6, impose conditions to ensure that pollution of the environment, as well as hazardous substances are adequately managed and controlled which may include but not be limited to the following:

- (a) requiring the owner or occupier —
 - (i) to install and operate industrial plant, fuel burning equipment, control equipment or treatment plant in or on the scheduled premises;
 - (ii) to repair, alter or replace any industrial plant, fuel burning equipment, control equipment or treatment plant installed in or on the scheduled premises;

- (iii) to erect or alter the height or dimension of any chimney through which air impurities may be emitted from the scheduled premises;
 - (iv) to alter the method of operation or process used in or on the scheduled premises to prevent or reduce air, water or noise pollution or hazards;
 - (v) to install and operate instruments and carry out tests and keep records of any such tests and any method of operation or supervision as may be required;
 - (vi) to use a specified type of fuel to prevent or reduce air pollution; or
 - (vii) to carry out any of the requirements imposed on him under this paragraph within such period as may be specified;
- (b) prohibiting the owner or occupier from altering or replacing any control equipment or treatment plant installed in or on the scheduled premises except with the approval of the Director; or
- (c) prohibiting the owner or occupier from operating any fuel burning equipment or industrial plant installed or altered after the licence has been granted unless approval to do so has been given by the Director.

Permit for certain works on scheduled premises

8.—(1) The owner or occupier of any scheduled premises shall not without the written permission of the Director —

- (a) alter the method of operation of any trade or industrial process, fuel burning equipment, control equipment, treatment plant or industrial plant in or on the scheduled premises;
- (b) install, alter or replace any fuel burning equipment, control equipment, treatment plant or industrial plant in or on the scheduled premises;
- (c) erect or alter the height or dimension of any chimney through which air impurities may be emitted from the scheduled premises; or
- (d) use any fuel other than the type of fuel specified in writing by the Director.

(2) An application for a permit under subsection (1) shall contain details of the proposed installation, alteration, replacement or erection.

Change of owner or occupier

9. Where there has been any change in the ownership or occupancy of any scheduled premises, the person who becomes the owner or occupier thereof shall notify the Director in writing of such change within 14 days from the date he becomes the owner or occupier of those premises.