

SCHEDULE 1

ACTIVITIES, INSTALLATIONS AND MOBILE PLANT

PART 1:

ACTIVITIES

Chapter 1—Energy Industries

Section 1.1—Combustion Activities

Part A(1)

- (a) Burning any fuel in an appliance with a rated thermal input of 50 megawatts or more.
- (b) Burning any of the following fuels in an appliance with a rated thermal input of 3 megawatts or more but less than 50 megawatts unless the activity is carried out as part of a Part A(2) or B activity—
 - (i) waste oil;
 - (ii) recovered oil;
 - (iii) any fuel manufactured from, or comprising, any other waste.

Interpretation of Part A(1)

1. For the purpose of paragraph (a), where two or more appliances with an aggregate rated thermal input of 50 megawatts or more are operated on the same site by the same operator those appliances shall be treated as a single appliance with a rated thermal input of 50 megawatts or more.

2. Nothing in this Part applies to burning fuels in an appliance installed on an offshore platform situated on, above or below those parts of the sea adjacent to England and Wales from the low water mark to the seaward baseline of the United Kingdom territorial sea.

3. In paragraph 2, “offshore platform” means any fixed or floating structure which—

- (a) is used for the purposes of or in connection with the production of petroleum; and
- (b) in the case of a floating structure, is maintained on a station during the course of production,

but does not include any structure where the principal purpose of the use of the structure is the establishment of the existence of petroleum or the appraisal of its characteristics, quality or quantity or the extent of any reservoir in which it occurs.

4. In paragraph 3, “petroleum” includes any mineral oil or relative hydrocarbon and natural gas existing in its natural condition in strata but does not include coal or bituminous shales or other stratified deposits from which oil can be extracted by destructive distillation.

Part A(2)

Nil.

Part B

Unless falling within paragraph (a) of Part A(1) of this Section—

Status: This is the original version (as it was originally made).

- (a) Burning any fuel, other than a fuel mentioned in paragraph (b) of Part A(1) of this Section, in a boiler or furnace or a gas turbine or compression ignition engine with, in the case of any of these appliances, a rated thermal input of 20 megawatts or more but less than 50 megawatts.
- (b) Burning any of the following fuels in an appliance with a rated thermal input of less than 3 megawatts—
 - (i) waste oil;
 - (ii) recovered oil;
 - (iii) a solid fuel which has been manufactured from waste by an activity involving the application of heat.
- (c) Burning fuel manufactured from or including waste, other than a fuel mentioned in paragraph (b), in any appliance—
 - (i) with a rated thermal input of less than 3 megawatts but at least 0.4 megawatts; or
 - (ii) which is used together with other appliances which each have a rated thermal input of less than 3 megawatts, where the aggregate rated thermal input of all the appliances is at least 0.4 megawatts.

Interpretation of Part B

1. Nothing in this Part applies to any activity falling within Part A(1) or A(2) of Section 5.1.
2. In paragraph (c), “fuel” does not include gas produced by biological degradation of waste.

Interpretation of Section 1.1

For the purpose of this Section—

“waste oil” means any mineral based lubricating or industrial oil which has become unfit for the use for which it was intended, such as used combustion engine oil, gearbox oil, mineral lubricating oil, oil for turbines and hydraulic oil;

“recovered oil” means waste oil which has been processed before being used.