

SCHEDULE 3

DEEMED CONSENT CONDITIONS

Ambient temperature vessel conditions

2. A hazardous substance shall be present at ambient temperature in a buried or mounded vessel in a vessel area only if—

- (a) it was present at ambient temperature in a buried or mounded vessel in that vessel area at any time during the establishment period;
- (b) the buried or mounded vessel in which it is present does not have a greater capacity than that specified in column 3 of Table C; and
- (c) the pressure at which it is present in the buried or mounded vessel does not exceed—
 - (i) atmospheric pressure, if the substance was not present at above atmospheric pressure at ambient temperature in a buried or mounded vessel in that vessel area at any time during the establishment period; or
 - (ii) the pressure specified in column 4 of Table C, in any other case.