



ENVIRONMENT
AGENCY

Environmental Protection Act 1990

SITE LICENCE No. EA WML 40019

Drumcare Limited
Unit 32 and Unit "U"
Great Bridge Industrial Estate
Bridge Street
Tipton
DY4 0JG





ENVIRONMENT
AGENCY

ENVIRONMENT PROTECTION ACT 1990 WASTE MANAGEMENT LICENCE

LICENCE No:- EA WML 40019

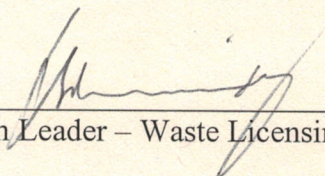
FACILITY TYPE :- KEEPING/TREATMENT

The Environment Agency, in pursuance of Part II of the Environmental Protection Act 1990, hereby grant a waste management licence authorising the keeping and treatment of controlled waste on the land specified in schedule 1 to this licence to **Drumcare Limited, Unit 32, Great Bridge Industrial Estate, Bridge Street, Tipton; the Registered Company Number being 2815419**, those persons being in occupation of the said land, the said land being subject to the conditions specified in schedule 3 to this licence.

In this licence the words and expressions contained in schedule 2 shall have the meaning assigned to them therein.

SCHEDULE 1. – SPECIFIED LAND

The licence relates to the land at **Unit 32 and Unit "U", Great Bridge Industrial Estate, Bridge Street, Tipton, DY4 0JG** (herein after called "the site") shown edged in red on Drawing Reference Number SLP/01, and attached to this licence.

Signed 
Team Leader – Waste Licensing

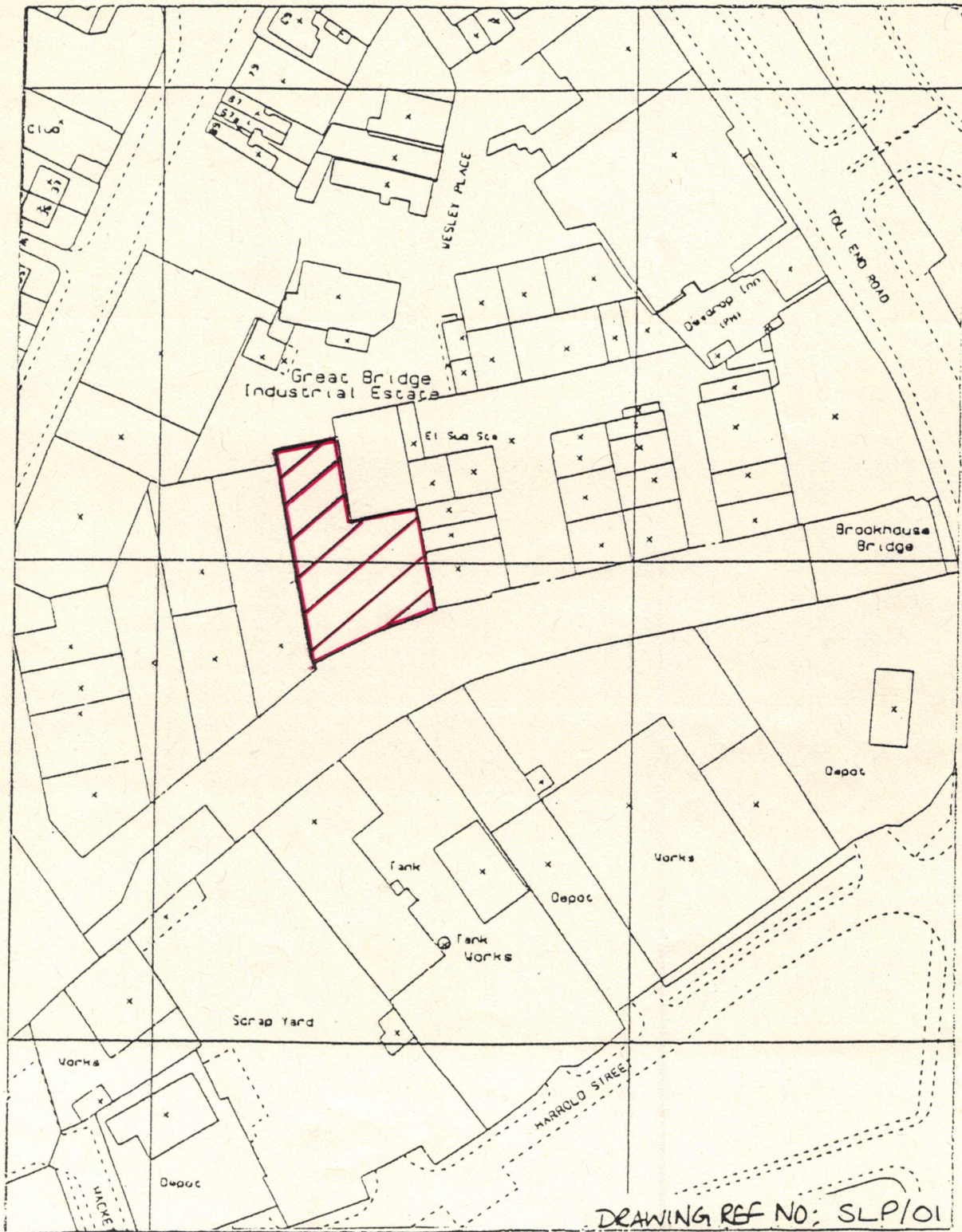
Name Ian Brindley

Dated 25 NOVEMBER 1999

FOR ENVIRONMENT AGENCY OFFICIAL USE ONLY

**YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL DETAILED IN THE NOTES AT
THE END OF THIS LICENCE.**







SCHEDULE 2: DEFINITIONS AND INTERPRETATIONS

In these conditions and their interpretation, unless the context otherwise requires, the following terms have the specified meanings:

The 1990 Act:	The Environmental Protection Act 1990.
The 1995 Act:	The Environment Act 1995.
The Agency:	The Environment Agency.
The Site:	The land, structures, plant and equipment to which this licence relates.
The Licence Holder:	The Licence Holder specified in this licence or other person to whom the licence has been transferred in accordance with section 40 of the 1990 Act and section 120 of the 1995 Act.
The operator:	A person who is in occupation of the site and has responsibility for carrying out day to day activities at the site.
Relevant offences:	Offences within the meaning of regulation 3 of the Waste Management Licensing Regulations 1994 or any statutory provisions or regulations amending or replacing them.
Received:	For waste being delivered to the site, shall mean delivered to the site and undergoing the waste acceptance procedures specified in the working plan, including storage of those wastes during those procedures prior to acceptance of the waste.
Accepted:	For waste being delivered to the site, shall mean accepted as waste input to the site for storage and/or processing and/or disposal under the specified waste management operations.
Preparatory works:	Works required prior to the carrying out of the activities authorised by this licence.
Authorised officer of the Agency:	A person authorised in writing by the Agency pursuant to section 108(1) of the 1995 Act to exercise any of the powers specified in subsection (4) of that section.
Engineered:	For works specified in these conditions, means carried out and completed using the relevant engineering process specified in these conditions.
Engineering:	For engineering works specified in these conditions, means the relevant process of design, construction or installation, quality assurance or validation or commissioning specified in these conditions.
Engineer:	For engineering works specified in these conditions, means a person who works in the relevant branch of engineering, as a qualified professional.
Engineering survey:	A survey carried out in accordance with recognised or approved standards by a suitably qualified competent person.





- Maintenance:** For engineering maintenance specified in these conditions, means the process of inspection, testing, repair of the relevant engineering works specified in these conditions.
- Working Plan** The working plan approved by the Agency at the time of issue of this licence and any subsequent amendments to it made in accordance with the conditions of this licence.
- Immediately** For carrying out of actions under the conditions, shall mean without delay and within a reasonable time, taking into account any more immediate direct action necessary to prevent or minimise risk to human health and the environment. For carrying out notifications to the Agency, shall also mean by the fastest effective means available (for example, telephone) and confirmed in writing within 1 working day (or such other time as may be agreed by the Agency within the conditions).
- Waste:** Controlled waste as defined in section 75(4) of the 1990 Act and the Controlled Waste Regulations 1992 or any statutory provisions or regulations amending or replacing them.
- Clinical waste:** As defined in regulation 1(2) of the Controlled Waste Regulations 1992 or any statutory provisions amending or replacing them.
- Special waste:** As defined by regulation 2 of the Special Waste Regulations 1996 or any statutory provisions or regulations amending or replacing them.
- Risk assessment:** The systematic identification, analysis, estimation and evaluation within a defined **scope** of the defined **risks** of a particular activity, operation, process or design, carried out and reported by suitably qualified or competent persons, using recognised quantified or semi-quantified methods and techniques.
- Unless otherwise agreed by the Agency within these conditions, a risk assessment shall include and record the following:
- definition of the **hazards** associated with an activity, operation, process or design;
 - assessment of the **probability** of those **hazards** occurring;
 - determination of the potential **consequences** of those hazards for defined **environmental targets or receptors**, taking into account defined **release pathways** and defined protective measures
 - evaluation of the potential **magnitude** of those consequences and the **probability** of their occurrence.
- Scope of risk assessment:** The boundaries of the **risk assessment** and the **risks** to be assessed within those boundaries, as defined in the conditions or otherwise agreed by the Agency within the conditions.
- Risk:** A combination of the **probability** and **consequences** of occurrence of a defined **hazard**.





- Hazard:** A property or situation that in particular circumstances could lead to harm.
- Probability:** The quantified expression of chance, denoted either as:
- the ratio or percentage of the occurrence of a particular event as one among a number of possible events; or as
- the frequency of occurrence of a particular event in a given period of time.
- Consequences:** For **risk assessments** carried out within these conditions, the adverse effects of harm as a result of realising a **hazard** which cause the quality of human health (other than health and safety of site staff or visitors to the site covered under the Health and Safety at Work Act 1974) or the environment to be impaired in the short or longer term.
- Release pathways:** For **risk assessments** carried out within these conditions, the routes by which defined **hazards** may potentially realise their **consequences**, defined in terms of releases or emissions from the site that go beyond the site containment or boundary via one or more of the following routes, either directly or indirectly: **Land; Groundwater; Surface water; Atmosphere.**
- Environmental targets or receptors:** For **risk assessments** carried out within these conditions, shall mean identified human and environmental populations or components, as specified in these conditions or otherwise agreed by the Agency within these conditions.
- Groundwater:** Any water contained in underground strata.
- Surface water:** Any lake, pond, river or watercourse whether natural or artificial.

These definitions apply only for the purposes of this licence in the interests of ensuring clarity.





SCHEDULE 3: CONDITIONS CONTAINED WITHIN THIS LICENCE

SECTION 1: GENERAL CONSIDERATIONS

Condition 1.1: Specified Waste Management Operations

1.1.1 Specified Waste Management Operations

No waste management operations shall be authorised by this licence unless specified in and undertaken in accordance with Table 1.1 and sections 1.1.3, 1.1.4 and 1.1.5 of the working plan.

1.1.2 Exempt Waste Management Activities

Where wastes are being brought onto the site for waste management activities which are exempt from licensing under the Waste Management Licensing Regulations 1994 or any statutory provisions amending or replacing them, then those wastes shall be kept clearly segregated and identified from wastes which are being kept on the site for the specified waste management operations under these licence conditions.

1.1.3 Working Plan Amendments

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to Table 1.1 and sections 1.1.3, 1.1.4 and 1.1.5 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to Table 1.1 and sections 1.1.3, 1.1.4 and 1.1.5 of the working plan on the risk of the site to land, to groundwater, to surface water, and to humans dwelling or working in the vicinity of the site.
3. Any proposed change to Table 1.1 and sections 1.1.3, 1.1.4 and 1.1.5 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.





Condition 1.2: Permitted Wastes

1.2.1 Permitted Waste Types and Quantities:

No wastes other than those which are both categorised below and specified in detail in Table 1.2 of section 1.2 of the working plan shall be accepted at the site.

Table 1.2: Permitted Waste Types and Quantities

Permitted Waste Categories	Maximum Permitted Quantities (tonnes/year)
Inert wastes	Permitted – 10 tonnes
Scrap Metal	Permitted –1666 tonnes
Special Wastes	Permitted – 1657 tonnes
Degradable Household Wastes (excluding inert, scrap metal and Special wastes)	Not Permitted
Degradable Commercial Wastes (excluding inert, scrap metal and Special wastes)	Not Permitted
Degradable Industrial Wastes (excluding inert, scrap metal and Special wastes)	Permitted – 1666 tonnes
Other wastes:	Not Permitted

1.2.2 Exclusion of Waste Types with Specified Hazard Characteristics

Notwithstanding the specification of permitted waste types within Table 1.2 of section 1.2 of the working plan, wastes shall not be accepted which have any of the following specified characteristics:





1. Wastes which display any of the hazardous properties defined by the following Hazard Codes (as defined in Part II of Schedule 2 of The Special Waste Regulations 1996):

Hazard Code	Hazardous Properties
<i>H1</i>	<i>Explosive</i>
<i>H9</i>	<i>Infectious</i>
<i>H10</i>	<i>Teratogenic</i>
<i>H11</i>	<i>Mutagenic</i>
<i>H13</i>	<i>Substances and preparations capable by any means, after disposal, of yielding another substance, e.g. a leachate, which possess any of the characteristics listed above.</i>
<i>H14</i>	<i>Ecotoxic</i>

2. Wastes which are of the following form and type:

Waste Form	Type
<i>Solid</i>	<i>Wet wastes, non-Special</i> <i>Wet wastes, Special</i>
<i>Powders</i>	<i>Non-Special</i> <i>Special</i>
<i>Waste containers</i>	<i>Bulk (loose, unpackaged) wastes</i> <i>Skip wastes</i>

1.2.3 Working Plan Amendments Requiring Prior Consent

- 1 The Licence Holder shall give the Agency prior notice in writing of any proposed change to Table 1.2 of section 1.2 of the working plan.
- 2 The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to Table 1.2 of section 1.2 of the working plan on the risk of the site to land, to groundwater, to surface water, and to humans dwelling or working in the vicinity of the site.
- 3 Any proposed change to Table 1.2 of section 1.2 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.





Condition 1.3: Hours of Operation

The waste management operations authorised by this licence shall only be carried out within the times specified in the following table:

Table 1.3.1 Hours of Operation

SPECIFIED WASTE MANAGEMENT OPERATIONS	PERMITTED HOURS
KEEPING Storage (including operational storage)	24 hours/day; 365(6) days/year
TREATMENT <u>Physical Treatment</u> • Separation and sorting of wastes <u>Chemical or Physio-Chemical Treatment</u> • Washing	Monday to Friday 06 00hrs to 22 00hrs Saturdays 06 00hrs to 22 00hrs Sundays 06 00hrs to 22 00hrs Bank and Public Holidays 06 00hrs to 22 00hrs
RECEIPT AND REMOVAL OF WASTE	Monday to Friday 06 00hrs to 22 00hrs Saturdays 06 00hrs to 22 00hrs Sundays 06 00hrs to 22 00hrs Bank and Public Holidays 06 00hrs to 22 00hrs

Condition 1.4: Staffing And Understanding of Requirements of Licence Conditions and Working Plan

1.4.1 Minimum Staffing and Supervision

Whenever the site is open to receive waste it shall be supervised by at least one member of staff who is fully conversant with the requirements of the licence and the working plan regarding:

1. waste acceptance and control procedures;
2. operational controls and environmental monitoring;
3. maintenance;
4. record-keeping;
5. emergency action plans;
6. notifications to the Agency.

1.4.2 Availability of Licence and Working Plan

A copy of this licence and the working plan shall be kept available on site for reference when required by all site staff carrying out work under the requirements of the licence.

1.4.3 Understanding of Licence and Working Plan

All site staff shall be, or shall work under the direct supervision of a member of staff who is, fully conversant with those aspects of the licence conditions and working plan which are relevant to their specific duties.





Condition 1.5: Changes in Technically Competent Persons

Any changes in the technically competent management of the site and the name of any incoming person together with evidence that such person has the required technical competence shall be submitted to the Agency in writing within 5 working days of the change in management.

Condition 1.6: Relevant Convictions

1.6.1 Notification of Relevant Convictions

In the event of the Licence Holder and/or any relevant person being convicted of any relevant offence and which is in addition to any already notified to the Agency, then full details shall be provided to the Agency within 14 days of conviction, whether or not the conviction is subsequently appealed. Such details shall include, in respect of each relevant person, the nature of the offence, the place and date of conviction, any sentence, and any fine or other penalty imposed.

1.6.2 Notifications of Appeals Against Convictions

In the event that the Licence Holder lodges an appeal against any such conviction, the Licence Holder shall notify the Agency of this within 14 days of the lodging. The Licence Holder shall notify the Agency of the results of that appeal, within 14 days of the appeal being decided.

Condition 1.7: Maintenance of Financial Provision

The financial provision for meeting the obligations under this Licence set out in the Agreement made between the Licence Holder and the Agency dated 25th November 1999 shall be maintained by the Licence Holder throughout the subsistence of this Licence and the Licence Holder shall produce evidence of such provision whenever required by the Agency.

Condition 1.8: Amendments to Working Plan and Supporting Information

1.8.1 Amendments To Working Plan Requiring Prior Notification

Except where it is specified under the other conditions of this licence that the amendment of specified sections of the working plan requires the prior written consent of the Agency, the Licence Holder shall give the Agency prior written notice of any change to the working plan. Changes to the working plan shall be deemed to be incorporated in the working plan and implemented on the date specified to the Agency in the amendment notification.

1.8.2 Amendments to Supporting Information Referenced in the Working Plan

- 1 Supporting information which is referenced in any section of the working plan shall be deemed to be part of that section if the reference is to a specific dated version of the information, and amendments to the referenced information shall be subject to the same requirements as the specified section of the working plan under the other conditions of this licence.
- 2 Supporting information which is referenced in any section of the working plan shall be deemed to be separate from that section if the reference is to the title and other identifier, but not to a specific dated version, and amendments to the referenced information shall be subject to the same requirement to give prior written notice to the Agency as specified in 1.8.1 above.





Condition 1.9: Notification of Change of Operator's Or Holder's Details

The following information shall be notified in writing within 5 working days to the Agency:

1. where the Licence Holder is an individual or named individuals in a partnership:
 - 1.1 the death of the Licence Holder;
 - 1.2 any steps taken with a view to the Licence Holder going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case of a partnership, dissolving the partnership;
 - 1.3 any change in the operator's trading name, registered name or registered office address (if different from the Licence Holder);
2. where the Licence Holder is a registered company:
 - 2.1 any change in the Licence Holder's trading name, registered name or registered office address;
 - 2.2 any steps taken with a view to the Licence Holder going into administration, entering into a company voluntary arrangement or being wound up;
 - 2.3 any change in the operator's trading name, registered name or registered office address (if different from the Licence Holder).

Condition 1.10: Notification of Commencement, Cessation and Recommencement of Waste Handling Operations

1.10.1 Commencement of Waste Management Operations

No specified waste management operation shall be carried out until at least 7 days notice in writing has been given to the Agency of the intention to commence carrying out the specified waste management operation.

1.10.2 Cessation of Waste Management Operations

In the event that the site ceases all waste management operations either permanently or for longer than 1 month then no later than 5 working days following the cessation of waste management activities the Licence Holder shall inform the Agency in writing of the date of cessation and the planned date of re-commencement. In the event that the site recommences waste management operations sooner than the notified date then the Licence Holder shall give the Agency at least 5 working days notice in writing.

Condition 1.11: Notifications and Submissions to the Agency

Except where otherwise specified, all notifications and submissions to the Agency under the requirements of these licence conditions:

1. shall be made in writing to the address specified by the Agency in writing at the time of issue of this licence, or as subsequently specified by written notification to the Licence Holder;
2. shall quote the licence reference number and the name of the Licence Holder.





SECTION 2: SITE ENGINEERING FOR POLLUTION PREVENTION

Condition 2.1: Engineered Site Surface And Drainage Systems

2.1.1 Provision Of Site Surface Water Collection and Drainage System

No waste shall be deposited or handled in any area of the site until the engineered site surface and drainage system for that area has been constructed and completed in accordance with this condition and section 2.1.1 of the working plan.

2.1.2 Design, Construction and Maintenance Procedures and Records

The engineered site surface and drainage systems shall be designed, constructed and maintained, and shall be fully documented and recorded, to the specified standards in accordance with sections 2.12, 2.1.3, 2.1.4 and 2.1.5 and Table 2.1 of the working plan.

2.1.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to sections 2.1.1, 2.1.2, 2.1.3, 2.1.4 and 2.1.5 and Table 2.1 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to sections 2.1.1, 2.1.2, 2.1.3, 2.1.4 and 2.1.5 and Table 2.1 of the working plan on the risk of the site to human health and the environment.
3. Any proposed change to sections 2.1.1, 2.1.2, 2.1.3, 2.1.4 and 2.1.5 and Table 2.1 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 2.2: Engineered Containment for Wastes in Liquid or Sludge Form in Drums and Other Mobile Tanks and Containers

2.2.1 Provision of Engineered Containment - Silled Storage Areas

All drums and other mobile tanks and containers having a individual capacities of greater than 10 litres which are used for the storage of potentially polluting or hazardous wastes in liquid, sludge or powder form, shall be stored within silled/bunded areas with impermeable pavement, as specified in section 2.1.2 – i) and iv) and 2.2 of the working plan.

2.2.2 Inspection and Maintenance of Silled Storage Areas

The inspection and maintenance of the silled/bunded areas and impermeable pavement shall be in accordance with section 2.1.5.3, 2.2.4 and 2.2.5 and Table 2.1 of the working plan.

2.2.3 Construction Quality Assurance of Engineered Containment

No drums and other mobile tanks and containers having individual capacities of greater than 10 litres which are used for the storage of potentially polluting or hazardous wastes in liquid or sludge form, shall be stored within a silled/bunded area unless:





1. details of the identities, relevant experience and relevant qualifications of the personnel who will be providing Quality Assurance of the engineered containment of the silled area have been submitted in writing to the Agency and acknowledged in writing by the Agency;
2. the engineered containment of the silled area will be constructed in accordance with section 2.2 of the working plan;
3. the Validation Report on the construction of the engineered site surface and drainage system has been submitted in writing to the Agency and has been acknowledged in writing by the Agency.

2.2.4 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to sections 2.1.2 – i) and iv), 2.1.5.3 and 2.2 and Table 2.1 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to sections 2.1.2 – i) and iv), 2.1.5.3 and 2.2 and Table 2.1 of the working plan on the risk of the site to land, to groundwater, to surface water, and to humans dwelling or working in the vicinity of the site.
3. Any proposed change to sections 2.1.2 – i) and iv), 2.1.5.3 and 2.2 and Table 2.1 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 2.3: Removal of Residual Wastes from Site

In the event that the permitted waste management operations on the site cease and the Agency has reasonable grounds to believe that they will not be resumed, all wastes remaining on the site shall be removed by the date specified in writing by the Agency.





SECTION 3: SITE INFRASTRUCTURE

Condition 3.1: Provision of Site Identification Board

1. No wastes shall be received at the site unless an identification board has been provided at or near the site entrance.
2. The identification board shall be inspected once each working day. In the event of damage or defect, the board shall be repaired or replaced within 3 working days.
3. The board shall be easily readable from outside the site entrance in daylight hours, and shall display the following information:

Site name and address;
Licence Holder name;
Operator name;
Licence number;
Emergency contact name and telephone number;
Agency national numbers: 0645 333111 and 0800 807060;
Days and hours site is open to receive waste.

Condition 3.2: Site Security

3.2.1 Provision and Maintenance of Security

Site security systems shall be provided and maintained at all times during the subsistence of this licence, and shall be fully documented and recorded, in accordance with section 3.1 of the working plan. These shall be installed, operated and maintained to prevent access by humans and livestock which is not authorised either by the Licence Holder or under legal powers of entry.

3.2.2 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to section 3.1 of the working plan.
2. Any proposed change to section 3.1 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.





SECTION 4: SITE OPERATIONS

Condition 4.1: Control of Mud and Debris

4.1.1 Prevention of Mud and Debris on Road

Whenever the site is receiving or despatching wastes, measures shall be provided, operated and maintained as specified in sections 4.1.3 and 4.1.4 of the working plan, in order to prevent the deposit or tracking of mud or debris arising from the site onto public areas outside the site, which shall include public highways and areas of public access outside the site.

4.1.2 Remediation of Mud and Debris on Road

In the event that mud or debris arising from the site is deposited onto public areas outside the site, the remedial measures specified in sections 4.1.2 and 4.1.5 shall be implemented immediately.

4.1.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to sections 4.1.2, 4.1.3, 4.1.4 and 4.1.5 of the working plan.
2. Any proposed change to sections 4.1.2, 4.1.3, 4.1.4 and 4.1.5 of the working plan shall not be implemented unless the Agency has given its written consent to it.
3. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 4.2: Potentially Polluting Leaks and Spillages of Waste

4.2.1 Potentially Polluting Leaks and Spillages from Vehicles, Plant and Equipment

All vehicles used on site which are under the operator's control, and all plant and all equipment used on the site in connection with waste management operations, shall be operated and maintained so as to prevent potentially polluting leaks and spillages of wastes.

4.2.2 Potentially Polluting Leaks and Spillages from Drums and Other Mobile Containers

Each drum or other mobile container used to hold wastes that consist of or contain potentially polluting liquids shall be subject to the following, in accordance with sections 4.2.2, 4.4.1, 4.4.7 and 4.4.12 and Table 2.1 of the working plan:

- a) loaded and unloaded in accordance with the specified handling procedures;
- b) filled and emptied in accordance with the specified filling and emptying procedures;
- c) clearly and unambiguously labelled regarding its contents;
- d) inspected and maintained according to the specified maintenance schedules and procedures, which shall be fully documented and recorded;
- e) in the event of damage or deterioration to a container that is, or is likely to cause, a leak, that container shall be repaired or replaced immediately.





4.2.3 Control and Remediation of Leaks and Spillages

In the event of any potentially polluting leak or spillage occurring on site the following measures, which shall be fully documented and recorded, shall be implemented immediately:

- a) In the event of damage or deterioration being detected to any drum or other tank or container that is causing, or is likely to cause, a leak, that drum or other mobile tank or container shall be repaired or replaced immediately.
- b) The incident shall be recorded.

4.2.4 Leak And Spillage Action Plan

In the event of any leak or spillage which may compromise the effectiveness of the pollution control regime and which either is leading or may imminently lead to pollution of the environment, harm to human health or serious detriment of the amenities of the locality, the Leak and Spillage Action Plan specified in sections 4.2.3.1, 4.2.3.2, 4.2.3.3 and 4.2.5 of the working plan shall be implemented immediately.

4.2.5 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to sections 4.2.2, 4.2.3.1, 4.2.3.2, 4.2.3.3, 4.2.5, 4.4.1, 4.4.7 and 4.4.12 and Table 2.1 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to sections 4.2.2, 4.2.3.1, 4.2.3.2, 4.2.3.3 and 4.2.5, 4.4.1, 4.4.7 and 4.4.12 and Table 2.1 of the working plan on the risk of the site to human health and the environment.
3. Any proposed change to sections 4.2.2, 4.2.3.1, 4.2.3.2, 4.2.3.3, 4.2.5, 4.4.1, 4.4.7 and 4.4.12 and Table 2.1 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 4.3: Fires On the Site

4.3.1 Fires on the Site

1. No wastes shall be burned on the site other than through a specified waste management operation authorised under the other conditions of this licence.
2. In the event of a fire on the site (except those which are specified waste management operations under these conditions), the fire action plan specified in sections 4.3.6 and 4.3.7 of the working plan shall be implemented immediately.





4.3.2 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to sections 4.3.6 and 4.3.7 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to sections 4.3.6 and 4.3.7 of the working plan on the risk of the site to humans dwelling or working in the vicinity of the site.
3. Any proposed change to sections 4.3.6 and 4.3.7 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 4.4: Waste Acceptance and Control Procedures

4.4.1 Waste Acceptance Procedures

All wastes shall be received, inspected, accepted or rejected, and recorded in accordance with the waste acceptance procedures specified in sections 4.4.1, 4.4.2 and 4.4.3 of the working plan.

4.4.2 Waste Control Procedures

All wastes accepted at the site shall be handled, kept and recorded in accordance with the waste control procedures specified in section 4.4.4, 4.4.6.1.1 and 4.4.13 of the working plan.

4.4.3 Waste Despatch Procedures

All outgoing wastes shall be inspected, despatched and recorded in accordance with the waste despatch procedures specified in sections 4.4.14.1 and 4.4.14.2 of the working plan.

4.4.4 Incompatible Wastes

Incompatible wastes which are likely, in combination with each other or with other material at the facility, to give rise to pollution of the environment or harm to human health outside the site, shall be clearly identified and kept physically separate in designated areas, as specified in section 4.4.5 and the Site Plan entitled SITE LAYOUT PLAN and dated the 19/3/99 of the working plan.

4.4.5 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to the following sections of the working plan:

4.4.1, 4.4.2, 4.4.3, 4.4.4, 4.4.5, 4.4.6.1.1, 4.4.13, 4.4.14.1, 4.4.14.2 and the Site Plan entitled SITE LAYOUT PLAN and dated the 19/3/99.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to the following sections of the working plan on the risk of the site to land, to groundwater, to surface water, and to humans dwelling or working in the vicinity of the site:

4.4.1, 4.4.2, 4.4.3, 4.4.4, 4.4.5, 4.4.6.1.1, 4.4.13, 4.4.14.1, 4.4.14.2 and the Site Plan entitled SITE LAYOUT PLAN and dated the 19/3/99.





3. Any proposed change to the following sections of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section:

4.4.1, 4.4.2, 4.4.3, 4.4.4, 4.4.5, 4.4.6.1.1, 4.4.13, 4.4.14.1, 4.4.14.2 and the Site Plan entitled SITE LAYOUT PLAN and dated the 19/3/99.

Condition 4.5: Waste Quantity Measurement Systems

4.5.1 Means Of Measurement

All wastes accepted at and despatched from the site shall be measured in accordance with section 4.5 of the working plan.

4.5.2 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to section 4.5 of the working plan.
2. Any proposed change to section 4.5 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 4.6: Waste Treatment Process

4.6.1 Draining, Washing and Dismantling of Waste Drums

The draining, washing and dismantling of waste drums shall only be carried out on the site in accordance with this condition and sections 4.4.7, 4.4.8 and 4.4.10 of the working plan.

4.6.2 Maintenance of Draining, Washing and Dismantling Plant and Equipment

The plant and equipment used for draining, washing and dismantling shall be maintained, which shall be fully documented and recorded, in accordance with section 4.4.11 of the working plan.

4.6.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to sections 4.4.7.1, 4.4.7.2, 4.4.7.4, 4.4.8, 4.4.10 and 4.4.11 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to sections 4.4.7.1, 4.4.7.2, 4.4.7.4, 4.4.8, 4.4.10 and 4.4.11 of the working plan on the risk of the site to land, to groundwater, to surface water, and to humans dwelling or working in the vicinity of the site.





3. Any proposed change to sections 4.4.7.1, 4.4.7.2, 4.4.7.4, 4.4.8, 4.4.10 and 4.4.11 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 4.7: Waste Oils and Oil Bearing Wastes

4.7.1 Special Requirements for Handling Waste Oils and Oil-Bearing Wastes

Notwithstanding the other conditions in this licence:

1. waste oils and oil-bearing wastes shall not be mixed with toxic and dangerous waste or PCB's and PCT's, and shall be kept separately from other wastes, in accordance with measures specified in section 4.6 of the working plan;
2. all waste oils and oil-bearing wastes shall be kept, drained and disposed of in accordance with the measures specified in section 4.6 of the working plan.

4.7.2 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to section 4.6 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to section 4.6 of the working plan on the risk of the site to land, to groundwater, to surface water.
3. Any proposed change to section 4.6 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.





SECTION 6 : AMENITY MANAGEMENT AND MONITORING

Condition 6.1 Prevention and Control of Releases of Dusts, Fibres and Particulates

6.1.1 Prevention of Releases of Dusts, Fibres and Particulates

Measures shall be implemented and maintained throughout the operational life of the site, in accordance with this condition and section 5.1.1 and Table 5.1 of the working plan, to prevent, minimise and control the release of airborne dusts, fibres and particulates arising from the site beyond the site boundary.

6.1.2 Control of Releases of Dusts, Fibres and Particulates

All emissions to air from the specified waste management operations on the site shall be free from visible concentrations of dusts, fibres or particulates as are likely to cause pollution of the environment outside the site boundary, as perceived by an authorised officer of the Agency.

In the event that any dusts, fibres or particulates arising from the site are released or are likely to be released outside the site boundary in such quantities or concentrations that they are likely to cause pollution of the environment, the following actions shall be implemented:

1. All waste management operations shall cease immediately;
2. The source of the dust, fibre or particulate generation shall be located and removed off site.

6.1.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to section 5.1 and Table 5.1 of the working plan.
2. Any proposed change to section 5.1 and Table 5.1 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 6.2: Control Of Odours

6.2.1 Prevention of Odours

Measures shall be implemented throughout the operational life of the site, in accordance with this condition and Table 5.2 of section 5.2.1 of the working plan, to prevent and minimise the release of offensive odours from the site beyond the site boundary.

6.2.2 Control Of Odours

1. All emissions to air from the specified waste management operations on the site shall be free from offensive odours outside the site boundary, as perceived by an authorised officer of the Agency.





2. In the event that any offensive odours arising from the site are released or are likely to be released outside the site boundary in such quantities or concentrations that they are likely to cause pollution of the environment and harm to human health and serious detriment to the local amenity, the following actions shall be implemented:
 1. All waste management operations shall cease immediately;
 2. The source of the odour generation shall be located and removed off site.

6.2.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to Table 5.2 of section 5.2.1 and section 5.2.2 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to Table 5.2 of section 5.2.1 and section 5.2.2 of the working plan on the risk of the site to human health and the environment.
3. Any proposed change to Table 5.2 of section 5.2.1 and section 5.2.2 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 6.4 Control and Monitoring of Noise

6.4.1 Control of Noise

Measures shall be implemented throughout the operational life of the site, in accordance with this condition and section 5.3 of the working plan, to control and minimise the levels of noise from the site beyond the site boundary.

6.4.2 Noise Performance Standard

Noise levels arising from the site shall not raise the background level at any residential property when measured in accordance with BS4142: 1997.

6.4.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to section 5.3 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to section 5.3 of the working plan on the risk of the site to human health and the environment.
3. Any proposed change to section 5.3 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.





Condition 6.4 Control of Pests

6.4.1 Prevention of Pest Infestations Arising On the Site

Measures shall be taken, in accordance with this condition and section 5.4 of the working plan, throughout the operational life of the site, to prevent pest infestations arising on the site.

6.4.2 Monitoring and Control of Pests

The site shall be inspected for evidence of pest infestations by a competent person every two weeks. In the event of any evidence of pest infestations being found, measures as specified in the 5.4 of the working plan shall be taken immediately to control and eliminate those pests.

6.4.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to section 5.4 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to section 5.4 of the working plan on the risk of the site to human health and the environment.
3. Any proposed change to section 5.4 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 6.5 Control of Litter

6.5.1 Control of Litter

1. Litter control and collection measures shall be implemented in accordance with this condition and section 5.5, throughout the operational life of the site, such that any free litter within the site is collected, so as to prevent any litter escaping from the confines of the site.
2. In the event that litter does escape from the site, it shall be retrieved immediately.

6.5.2 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to section 5.5 of the working plan.
2. The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to section 5.5 of the working plan on the risk of the site to human health and the environment.
3. Any proposed change to section 5.5 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.





SECTION 7 : MAINTAINING AND SUBMITTING RECORDS

Condition 7.1 Security and Availability of Records

7.1.1 Security and Availability of Records

All records which are required to be made under the other conditions of this licence and the working plan shall be maintained and kept secure from loss, damage or deterioration, and shall be kept at the locations and in the manner specified in sections 6.1 and 6.2 of the working plan.

7.1.2 Security Of Storage Medium And Data

Records which are required to be made under the other conditions of this licence and the working plan shall be made available for inspection at the place where they are kept within 24 hours when required by an authorised officer of the Agency.

7.1.3 Working Plan Amendments Requiring Prior Consent

1. The Licence Holder shall give the Agency prior notice in writing of any proposed change to sections 6.1 and 6.2 of the working plan.
2. Any proposed change to sections 6.1 and 6.2 of the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

Condition 7.2: Records of Waste Movements

7.2.1 Recording Of Wastes Accepted and Removed

A record shall be kept of each load of waste accepted and each load of waste removed from site. This record shall include the following details:

1. Loads in :- Nature (solid, sludge or liquid), waste type as specified in Condition 1.2, quantity (tonnes), date received, date accepted.
2. Loads out :- Nature (solid, liquid or sludge), waste type as specified in Condition 1.2, quantity of waste removed (tonnes), date removed.

7.2.2 Summary Records of Wastes Accepted and Removed

A summary record of the waste types accepted and removed from the site shall be made for each month, and shall be submitted to the Agency within 1 month. The summary record shall be in a format agreed by the Agency in writing, and shall include the following details:

1. Waste inputs
2. Source of the waste
3. Materials despatched and reclaimed





Condition 7.3: Site Diary

7.3.1 Site Diary

1. A site diary shall be kept secure and shall be available for inspection at the site when required by an authorised officer of the Agency. This shall include a record of the following events:
 1. start and finish of construction works;
 2. start and finish of waste management processes carried out on site;
 3. plant maintenance and breakdowns;
 4. emergencies and action taken;
 5. problems with waste received and actions taken;
 6. site inspections, their findings and remedial responses;
 7. despatch of records to the Agency;
 8. severe weather conditions/environmental problems requiring mitigating action.

2. Each record shall be completed within 24 hours of the relevant event.





EXPLANATORY NOTES - including rights of appeal.

These notes are for general guidance only and do not constitute an authoritative statement of the law.

Appeals

If a licence holder is aggrieved by the decision of the Authority to grant a waste management licence subject to conditions he may appeal to the Secretary of State in accordance with Section 43 of the Environmental Protection Act 1990.

Notice of an Appeal must be given within 6 months of the date of issue of this licence. The Secretary of State has power to allow a longer period for the giving of notice of an appeal but he will not normally be prepared to exercise this power unless there are special circumstances that excuse the delay in giving notice of an appeal.

A copy of the form on which notice of an Appeal may be given is available from:-

The Planning Inspectorate
Room 10/13
Tollgate House
Houlton Street
Bristol BS2 9DJ

Tel: 0117 987 8812
Fax: 0117 987 8406

Waste Management Licensing

This licence relates only to the requirements of the Environmental Protection Act 1990 in respect of the deposit, treatment, keeping and disposal of waste. This licence does not constitute a consent required by any other legislation.

Your attention is drawn to the provisions of Sections 33, 34, 35, 37, 38, 39, 40, 42, 43, 59, 64, 65, and 66 of the Environmental Protection Act 1990 and Section 41 of the Environment Act 1995.





Section 33

Prohibits under penalty the deposit, treatment, keeping or disposal of controlled waste in or on any land otherwise than in accordance with the terms of a Waste Management Licence.

Non compliance with any licence condition may lead to prosecution under this Section. A person who contravenes Section 33 subsection (1) shall, subject to subsection (7), be guilty of an offence and liable on summary conviction to imprisonment for a term not exceeding 6 months or a fine not exceeding £20,000 (at the date of issue of this licence) or both, or on conviction on indictment to imprisonment for a term not exceeding 2 years or a fine or both, or in relation to special waste for a term not exceeding 5 years or a fine or both.

Section 34

Places a duty of care on any person who imports, produces, carries, keeps, treats or disposes of controlled waste to take all such measures applicable to him as are reasonable in the circumstances to prevent any other person contravening Section 33, and to prevent the escape of waste from his control or that of any other person and, on the transfer of the waste, to ensure that it is only to an authorised person, or to a person for authorised transport purposes, and that a written description is transferred with it.

A person who contravenes Section 34 subsection (1) shall be guilty of an offence and liable on summary conviction to a fine not exceeding £5,000 (at the date of issue of this licence) or on conviction on indictment to a fine.

Section 35

A facility licence may be granted by a Waste Regulation Authority authorising the treatment, keeping, or disposal of specified wastes on specified land, to the occupier of that land. The licence may be granted subject to such conditions that the Authority considers appropriate, in accordance with directions and guidance issued by the Secretary of State.

Section 37

A Waste Regulation Authority may modify the conditions of a licence on its own initiative, on the application of the licence holder (accompanied by the appropriate fee), and on the direction of the Secretary of State. The licence holder may appeal to the Secretary of State if he is aggrieved by the decision of the Authority in modifying the conditions of a licence.

Section 38

Provides for the Waste Regulation Authority to revoke or suspend all or part of a licence if the licence holder has ceased to be a 'fit and proper person' or activities authorised by the licence have caused or are about to cause pollution of the environment or harm to human health or become seriously detrimental to the amenities of the locality, and the pollution, harm or detriment cannot be avoided by modifying the conditions.





A person who contravenes Section 38 subsection (9) without reasonable excuse shall be guilty of an offence and liable on summary conviction to a fine not exceeding £5,000 (at the date of issue of this licence), or on conviction on indictment to imprisonment for a term not exceeding 2 years or a fine or both, or in relation to special waste to, respectively imprisonment for a term not exceeding 6 months or a fine of an amount not exceeding £5,000 (at the date of issue of this licence), or imprisonment for a term not exceeding 5 years or a fine or both.

Section 39

If the licence holder wishes to surrender this licence, he must apply to the Waste Regulation Authority (enclosing the prescribed fee) which will only accept the surrender if it is satisfied that the condition of the land is such that it is unlikely to cause pollution of the environment or harm to human health as a result of the use of the land for the treatment, keeping or disposal of waste.

Section 40

If the licence holder wishes to transfer the licence to another person ("the transferee") the licence holder and the transferee shall jointly make an application to the Waste Regulation Authority (enclosing the prescribed fee) which will not effect the transfer unless it is satisfied that the transferee is a Fit and Proper Person.

Section 42

Places a duty on the Waste Regulation Authority to ensure that activities authorised by the licence do not cause pollution, harm to health, or serious detriment to the amenities of the locality, and that the conditions of the licence are complied with. If it appears to the Waste Regulation Authority that a condition in a licence is not being complied with, the authority may serve notice on the licence holder to comply with the condition, and if he fails to do so revoke or suspend all or part of the licence.

Section 43

Provides for the applicant for a licence or modification to appeal against all or any of the conditions in a licence or modification to the Secretary of State, or in certain circumstances, for a licence holder to appeal against any revocation or suspension of all or any part of a licence or modification to the Secretary of State.

Section 59

The licensing authority is empowered to require the removal of any controlled waste deposited in breach of section 33(1), or to require the undertaking of such works as are required to reduce or eliminate the consequences of such deposits.

Section 64

The licensing authority is required to maintain a register of current or recently current waste management licences granted by the authority, associated working plans, and matters relating to the transfer, modification, revocation, suspension and supervision of licences. Members of the public have free access to this register and may obtain copies of entries in the register.





Section 65

The Secretary of State may direct the licensing authority to exclude certain information from the public register in the interests of national security.

Section 66

Provides for a licence holder to identify information submitted to the licensing authority as being commercially confidential and to apply for that information to be excluded from the public register. The authority will determine whether the information is commercially confidential and notify the licence holder accordingly. The licence holder has a right of appeal to the Secretary of State if the authority refuses to exclude the information from the public register.

Environment Act 1995

Section 41

Provides for a scheme of charges which are payable in respect of the subsistence of the licence and, on application, for modification, transfer or surrender of the licence. Non payment of the subsistence charge may lead to partial revocation of the licence.

