



ASiantaeth YR  
AMGYLCHEDD CYMRU  
ENVIRONMENT  
AGENCY WALES

10/5/04  
SCANNED

**ENVIRONMENTAL PROTECTION ACT 1990.  
SECTION 37**

**WASTE MANAGEMENT LICENCE  
NOTICE OF MODIFICATION**

<b>LICENCE REF No:-</b> Resolution dated 3 June 1987 (EAWML 30058)	<b>FACILITY TYPE:-</b> Waste deposit, keeping & treating
<b>LICENCE HOLDER:-</b> Newport County Borough Council Civic Centre Newport Gwent NP9 4UR	<b>LICENSED FACILITY:-</b> Docks Way Landfill Docks Way Maesglas Newport Gwent NP9 2NS

**WHEREAS** on the 3 June 1987 the Borough of Newport issued a resolution (subsequently treated as a waste disposal licence) in pursuance of its powers under Part 1 of the Control of Pollution Act 1974 for the above for the above named facility to you.

**AND WHEREAS** on the 1 April 1996 the powers and duties of all waste regulation authorities in England and Wales transferred to the Environment Agency ("the Agency") by virtue of section 2 of the Environment Act 1995

**AND WHEREAS** on 20 June 1997 the Agency modified the conditions of the said licence in pursuance of Section 37 of the Environmental Protection Act 1990

**AND WHEREAS** on 30 March 1999 the Agency modified the conditions of the said licence in pursuance of Section 37 of the Environmental Protection Act 1990

And **WHEREAS** on the 26 July 2002 the Agency issued a licence informative to be treated as supplemental to the said licence

And **WHEREAS** on the 30 June 2003 the Agency modified the conditions of the said licence in pursuance of Section 37 of the Environmental Protection Act 1990

**NOTICE IS HEREBY GIVEN** that the Agency modifies the conditions of the said licence in accordance with Section 37(1)(a) and (b) of the Environmental Protection Act 1990 and as set out in the Schedule attached to this notice.

Signed   
**DAVID WALTERS**  
Team Leader Environment Management

Dated 16/4/04

This modification shall take effect on 17 April 2004 at 00.01 hours

**YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL AT THE END OF THIS NOTICE.**

Environment Agency Wales  
Rivers House,  
St. Mellons Business Park,  
St. Mellons,  
Cardiff,  
CF3 0LT

Asiantaeth yr Amgylchedd  
Plas yr Afon,  
Parc Busnes Llancirwg,  
Llancirwg,  
Caerdydd  
CF3 0LT



## SCHEDULE - CONDITIONS RELATING TO THIS MODIFICATION

Modification of conditions under section 37(1)(a) and (b) as follows:

Delete existing conditions: 1 from Statement of Specified Conditions

Add new conditions: 1 to Statement of Specified Conditions

1. Waste deposited at the site shall be limited to material other than special waste except bonded asbestos as defined by Special Waste Regulations 1996. All wastes shall be received, inspected, accepted or rejected, and recorded in accordance with the standards specified in Table 1 below.

**Table 1 Standards for waste acceptance and control procedures**

Stage of Waste Handling	Specified standards
a) Waste inspection	<p>All wastes received at the site:</p> <ol style="list-style-type: none"> <li>i) shall be inspected on receipt to confirm their description and composition against the relevant waste transfer note and other accompanying documentation.</li> <li>ii) shall be kept separate from and shall not be mixed with other wastes until they have been confirmed and recorded for acceptance at the site.</li> </ol>
b) Waste control procedures: quarantine storage and rejection of wastes	<ol style="list-style-type: none"> <li>i) Any items of non-permitted waste which are detected after acceptance at the site, shall be placed immediately in a designated quarantine area as defined by the site layout plan, and, where these are or appear to be special wastes, the Agency shall be informed immediately;</li> <li>ii) Where the operator assess that to move the items of non-permitted waste would place an unacceptable safety risk, the Agency shall be informed immediately and an action plan agreed;</li> <li>iii) In the quarantine area, wastes shall be kept segregated from other wastes which are or are likely to be incompatible;</li> <li>iv) Quarantined wastes shall be removed from site within 7 days or as agreed in writing with the Agency;</li> <li>v) The maximum quantity of quarantined wastes shall not exceed the capacity of the designated area.</li> <li>vi) A record shall be kept in the site diary of all rejected wastes and all wastes kept in quarantine storage.</li> </ol>
c) Waste despatch procedures	All wastes despatched from the site shall be inspected prior to despatch to confirm their description and composition.
d) Incompatible wastes	Incompatible wastes that 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.

## **EXPLANATORY NOTES - including rights of appeal.**

### **RIGHTS OF APPEAL**

Section 43(1) of the Environmental Protection Act 1990 provides that:

Where, except in pursuance of a direction given by the National Assembly for Wales, the conditions of a licence are modified, the licence holder may appeal from the decision to the National Assembly for Wales.

Therefore, if you feel aggrieved by the decision detailed on the attached notice, you may obtain the appropriate form on which to give written notice of an appeal from:

The Planning Inspectorate  
Crown Buildings  
Cathays Park  
Cardiff  
CF10 3NQ

Tel: 02920 823859  
Fax: 02920 825150

This notice of appeal should be accompanied by the following information:

- A statement of the grounds of appeal;
- A copy of any application to modify the licence
- A copy of the licence;
- A copy of any correspondence relevant to the appeal;
- A copy of any other document relevant to the appeal including, in particular, any relevant consent, determination, notice, planning permission, established use certificate or certificate of lawful use or development and
- A statement indicating whether you wish the appeal to be in the form of a hearing or on the basis of written representations.

You are also required to serve a copy of your notice of appeal, together with copies of any the above documents that have accompanied your notice of appeal, on the Environment Agency (at the address below). You should appeal within 6 months of the date that this notice takes effect but the National Assembly for Wales may allow notice of appeal to be given after the expiry of this time period.

Environment Agency Wales,  
Rivers House  
St Mellons Business Park  
St Mellons  
Cardiff  
CF3 0LT

