

APPENDIX 2
FCC ENVIRONMENT (UK) LIMITED
(the "Company")

Summary of prosecutions and outcomes for the Company and its subsidiaries
CAUTIONS

PLEASE NOTE that the prosecutions disclosed relate to either the Company or its Relevant Persons. Where Relevant Persons are listed in relation to a prosecution please note that the Relevant Person was not personally prosecuted but rather was a director or officer (as detailed) of the Group Company prosecuted at the date of the prosecution.

1

Name	:	FCC WASTE SERVICES (UK) LIMITED (previously WRG Waste Services Limited)
Court	:	Airdrie Sheriff Court
Conviction Date	:	10 April 2012
Act/Regulation	:	Pollution Prevention and Control (Scotland) Regulations 2000 and the Pollution Prevention and Control Act 1999.
Section (Sub)	:	Regulation 30(1)(b) as amended of the Pollution Prevention and Control (Scotland) Regulations 2000; and Section 2 of Pollution Prevention and Control Act 1999.
Offence	:	Failure to comply with condition 2.12 of the site's waste management licence PPC/W/20041 issued the Scottish Environment Protection Agency that "Waste operations shall be carried out so that offensive odours from the Permitted Installation, in the opinion of an authorised SEPA officer, do not become detectable beyond the boundaries of the Permitted Installation" between 7 November 2010 and 16 February 2011.
Penalty	:	£10,500
Mitigation	:	Cooperation and guilty plea.
Post Conviction Plan	:	On-going dialogue with SEPA
Relevant Persons who are also Directors and/or Officers of Waste Recycling Limited:	:	Paul Taylor (Director), Vicente Orts (Director), Agustin Serrano (Director), Chris Ellis (Director), Claire Favier-Tilston (Company Secretary) and Victoria Bunton (Joint Company Secretary).

2

Name	:	Waste Recycling Group (Central) Limited
Court	:	Newbury Magistrates Court
Conviction Date	:	17 January 2011
Act/Regulation	:	(i) Environmental Permitting (England and Wales) Regulations 2007 (ii) Pollution Prevention and Control (England and Wales) Regulations 2000
Section (Sub)	:	(i) Regulation 38(2) (ii) Regulation 32(1)(b)
Offence	:	The Court found there to be two charges against the Company, that between 5 June 2008 and 30 June 2008 at Hermitage Farm landfill site, Newbury Berkshire it failed to comply with condition 3.3.5 of the Environmental Permit number BW02401T by exceeding the limits for methane gas and carbon dioxide in perimeter gas boreholes at the site and failure to comply with condition 1.1.1 of the Environmental Permit by not following the site management system between 27 July 2007 to 5 April 2008 and 6 April 2008 to 1 June 2008.
Penalty	:	£20,000. In addition, Waste Recycling Group (Central) Limited was ordered to pay the Agency's costs in the sum of £8,169.90. A victim surcharge of £15 was also automatically levied.
Mitigation	:	Cooperation and guilty plea.
Post Conviction Plan	:	Post conviction plan approved by EA.
Relevant Persons who	:	Paul Taylor (Director), Vicente Orts (Director), Agustin Serrano

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**are also Directors
and/or Officers of
Waste Recycling
Limited:**

(Director), Chris Ellis (Director) and Claire Favier-Tilston
(Company Secretary).

3

Name	:	FCC WASTE SERVICES (UK) LIMITED previously WRG Waste Services Limited
Court	:	Airdrie Sheriff Court
Conviction Date	:	4 February 2009
Act/Regulation	:	Environmental Protection Act 1990
Section (Sub)	:	Section 33(6)
Offence	:	Failure to comply with condition 6:18 of the site's waste management licence WML/W/00001 issued by Monkland District Council and amended by the Scottish Environment Protection Agency that "all site operations shall be conducted in such a manner as to ensure that they do not give rise to offensive odours as perceived by any authorised person of the Scottish Environment Protection Agency, West Region at any point beyond the site boundary" between 29 September 2004 and 13 December 2004 inclusive.
Penalty	:	£8,000.
Mitigation	:	Cooperation and guilty plea.
Post Conviction Plan	:	SEPA confirmed there is no requirement to submit a post conviction plan. A post conviction plan prepared and submitted to the EA, in respect of permits owned by WRG Waste Services Limited in England and Wales.
Relevant Persons who are also Directors and/or Officers of Waste Recycling Limited:	:	Chris Ellis (Director) and Claire Favier-Tilston (Company Secretary).