



# Newport Borough Council

WASTE DISPOSAL LICENCE -

18.06.03  
**SCANNED**

SITE LICENCE NO: 071/92  
SHEET 1 OF 11

## CONTROL OF POLLUTION ACT 1974 LICENCE TO DISPOSE OF WASTE

The Newport Borough Council in pursuance of the powers conferred on them by the Control of Pollution Act 1974, hereby license:-

MARINE AND INDUSTRIAL SERVICES LTD, 2 DUDLEY STREET, NEWPORT, GWENT  
NP9 0FE

herein after called the "licence holder" to operate a waste oil transfer station (herein after called "the facility") on land at PLOT 18, EAST BANK ROAD, FELNEX ESTATE, STEPHENSON ROAD, NEWPORT, GWENT grid reference: 32678580

which is edged in red on the drawings attached to this licence, being land occupied by the licence holder.

This licence is granted subject to the conditions set out in the schedule attached hereto.

Dated this 30th day of October 19 92

Signed   
(Authorised Officer)  
Head of Environment & Health

\* The licence holders attention is drawn to the notes overleaf \*



## NOTES

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

1. This Licence relates only to the requirements of the Control of Pollution Act 1974 for the deposit of waste and the use of plant or equipment subject to the conditions set out in the Schedules and does not constitute a consent required by other legislation. In particular, it is the responsibility of the Licence Holder to comply with any requirements of the **HEALTH AND SAFETY AT WORK ETC ACT 1974, THE RADIOACTIVE SUBSTANCES ACT 1960, THE TOWN AND COUNTRY PLANNING ACTS, BUILDING REGULATIONS, THE ENVIRONMENTAL ACT 1990** and all relevant water protection legislation currently in force.

All discharges to sewer and watercourse have to meet the requirements of the National Rivers Authority and Water Company. Any diversion or other changes will also require Water Company and National Rivers Authority approval.

2. If the Licence Holder ceases to occupy the land specified above, then he may transfer the Licence to the new occupier after giving notice to the Disposal Authority who has the right to decline to accept the new Licence Holder.
3. If the Licence Holder wishes to cancel this Licence, he must return it to the Disposal Authority together with a notice stating that he no longer requires the Licence. Cancellation of the Licence will not affect any outstanding liability of the Licence Holder under the conditions of the Licence.

## CONTRAVENTION OF LICENCE CONDITIONS

Your attention is drawn to the provisions of Section 3, 7, 9, and 16 of the Control of Pollution Act 1974. A brief Resume is included below.

### Section 3

Prohibits under penalty the deposit of waste, or the use of plant or equipment, otherwise than in accordance with the terms of a licence. This Section applies to all the conditions contained herein, including any which may be the subject of appeal to the Secretary of State under Section 10 of the Act.

Any deposit which takes place without compliance with all the Licence conditions may lead to prosecution under this Section.

### Section 7

Activities which cause pollution of water, danger to public health or would be seriously detrimental to the amenities of the locality may lead to the revocation of this Licence.

**Section 9**

Non-compliance with any Licence conditions may lead to the revocation of this Licence.

**Section 16**

The licensing authority is empowered to require the removal of any controlled waste deposited in circumstances where any of the conditions contained in this Licence are not being complied with.

**Penalties under Section 3**

A person who contravenes Section 3, Sub-section [1] shall, subject to Sub-section [4], be guilty of an offence and liable on summary conviction to a fine of an amount not exceeding Scale 5 [currently £2,000], or on conviction on indictment to imprisonment for a term not exceeding two [2] years or a fine or both.

**SCHEDULE A : DEFINITIONS**

1. In this Licence, an "emergency" is defined as a case where a person has reasonable cause to believe that circumstances exist which are likely to endanger life or health or cause damage to property or pollution of water.
2. The presence of waste on land gives rise to an "environmental hazard" if the waste has been deposited in such a manner or in such a quantity [whether that quantity by itself or cumulatively with other deposits of the same or different substances] as to subject persons or animals to material risk of death, injury or impairment of health, or as to threaten the pollution of contamination [whether on the surface or underground] or any water supply.
3. A "Proficient Person" shall be trained to understand the terms and conditions of this Licence, to recognise the general descriptions of waste that may arrive at the facility, and actions to be taken to deal with such wastes and what action to take in the event of an emergency.
4. "Competent Person" shall, for the purposes of this Licence, mean a person who, through training and/or qualification is able to identify the nature of waste arriving at the site by carrying out appropriate chemical analysis and is able to assess the compatibility of that waste with other wastes stored on site.
5. Where a person is to be deemed "competent" through qualification, the minimum requirement is to be Higher National Certificate Chemistry. In the event of being "competent" through training, this shall be proved, to the satisfaction of the Waste Disposal Authority.
6. In this Licence an Authorised Officer is an officer authorised by the Disposal Authority for the purposes of the Control of Pollution Act 1974.

NAME OF FACILITY: Marine and Industrial Services Limited

ADDRESS: Plot 18, East Bank Road, Felnex Estate, Stephenson Street, Newport, Gwent.

**SCHEDULE B : TYPES OF WASTE**

Types of waste materials acceptable at the facility and the maximum quantities stored shall consist only of the following:

[Examples of the types of waste that may be the subject of this Licence are given below].

|                        | <u>Group Code</u> | <u>Maximum Quantity</u> |
|------------------------|-------------------|-------------------------|
| 1. <u>Oils</u>         |                   |                         |
| [a] Oil/Water Mixtures | M50               | 17670 gallons           |

**EXCLUSIONS**

Notwithstanding the generality of the types of waste specified in this Schedule, the following wastes shall be specifically excluded from delivery to the facility without the prior written approval of the Disposal Authority:

- [a] Controlled waste being defined as "special waste" in the Control of Pollution [Special Waste] Regulations 1980 and any subsequent amendments, except those listed above.
- [b] Substances within the control of Radioactive Substances Act 1960 and subsequent amendments.
- [c] Percussives and explosives and other substances with similar characteristics, except where such wastes are in such a form or state where the percussive or explosive properties are and will remain ineffective.
- [d] Any oil containing more than 50 ppm polychlorinated biphenyl [PCB] or analogues.
- [e] Any waste containing flammable liquids as defined in the Classification, Packaging and Labelling of Dangerous Substances Regulations 1984.

**SCHEDULE C : OPERATIONAL CONDITIONS****WORKING PLAN**

1. The statement of intended methods of operation and drawings contained within the document submitted by the applicant, received by the Disposal Authority on 7 August 1992 shall hereinafter be referred to as the Working Plan.
2. The Licence Holder shall obtain written agreement from the Disposal Authority for any change in the Working Plan before any such change is implemented.
3. Any reference in this Licence to the Working Plan shall include a reference to any modification to the statement or the drawings which have been agreed in writing by the Disposal Authority as appropriate.
4. Subject to the terms and conditions of this Licence, the site shall be operated in accordance with the Working Plan.

**GENERAL CONDITIONS**

5. A copy of any notice or instruction received in respect of the facility from any authority, other than the Disposal Authority, which in any way relates to the use of the facility, shall be forwarded for information to the Disposal Authority within three working days of the receipt of such notice or instruction.
6. The terms and conditions of this Licence shall be made known to all competent persons and to any person who is given responsibility for the management or control of the facility and a copy of these terms and conditions shall be kept available at the facility and displayed in a prominent position.

**PREPARATORY WORKS**

7. Lighting in accordance with the Working Plan shall be provided and maintained for those operations which are to be carried out during the hours of darkness as defined by the statutory lighting up times published by the Science and Engineering Research Council.
8. An identification board of durable material and finish shall be maintained and displayed in a prominent position at the facility. This shall give the name, address and telephone number of the Operator and the Disposal Authority, the hours of operation and the telephone numbers of personnel to contact in the event of an emergency.
9. Fencing, gates and walls shall be provided at the facility and maintained at all times in accordance with the Working Plan. The gates shall be locked outside operating hours and at any time the site is left unattended, in order to prevent unauthorised access to, or deposit on, or removal of materials from the facility. The fencing, gates and walls shall be inspected daily by the site supervisor and any damage observed shall be repaired within 24 hours of the damage being identified.

10. Office facilities shall be provided in accordance with the Working Plan.
11. Measures in accordance with the Working Plan shall be taken to prevent damage to all pipework, valves, pumps and storage tanks which may result in pollution of water, danger to public health or be seriously detrimental to the amenity of the locality.
12. Site drainage facilities shall be constructed and maintained in accordance with the Working Plan so that water does not accumulate at the facility. These shall include interception of contaminated surface waters and spillages, to prevent contamination of the drainage system.  
  
The yard area at the facility shall be surfaced and maintained in accordance with the Working Plan. Hard surfaces shall be steam cleaned as necessary and when requested by the Disposal Authority.
13. Provisions shall be made within the confines of the facility for the parking, loading and unloading of vehicles transporting wastes and residues to and from the facility in accordance with the Working Plan.
14. Facilities shall be provided on site, for the storage and maintenance of equipment used at the facility in accordance with the Working Plan.
15. Storage containers for liquids which may be polluting shall be contained in a bunded compound and shall be of a type and construction suitable for the liquids they contain and labelled to show their contents. They shall conform, where necessary, to all relevant safety and construction standards and shall be installed at a location and to specification in accordance with the Working Plan. The capacity of the bund is to be sufficient to contain 110% of the container within the bund.

#### OPERATIONAL CONDITIONS

16. The facility shall be manned and supervised during operating hours and during all maintenance operations. Supervisors must be able to identify the types of waste allowed by this Licence.
17. Operational instructions for the facility shall be kept available and shall be displayed at the facility so that personnel are aware and familiar with its contents.
18. Waste arriving at the facility shall be checked on its arrival on site by a competent person as prescribed in the Working Plan. Wastes shall be stored in suitable containers and segregated to ensure that different types of waste do not interact.
19. Equipment shall be provided in accordance with the Working Plan to enable the competent person to carry out the physical analysis specified in the Working Plan appropriate to that waste.

20. Waste shall not be mixed or bulked in such a manner that their combined chemical properties give rise to adverse reactions resulting in fumes, fires or any other environmental hazard.
21. All transfers between static containers and portable or mobile containers, including transfers involving road vehicles shall be carried out using only intrinsically safe pumps in accordance with the Working Plan.
22. A record shall be kept of the types and quantities of waste delivered to, and removed from, the facility, giving details of the final destination, including materials inadvertently delivered to and subsequently removed from the facility. The record shall comprise full details, as required, on forms as agreed with the Disposal Authority, and copies shall be sent to the Disposal Authority at a frequency as may be requested by the Disposal Authority. These records must be made immediately available to any authorised officer of the Disposal Authority for inspection at the facility at any reasonable time.
23. If required by the Disposal Authority, any waste or other material segregated for reuse shall be removed forthwith, if, according to the Disposal Authority, it is likely to give rise to pollution of water danger to public health or be seriously detrimental to the amenities of the locality.
24. Waste materials shall be loaded, unloaded and stored only in the areas indicated on the plan attached to this Licence.
25. Provisions shall be made to deal with waste which does not conform to Schedule B delivered to or left at the facility in accordance with the Working Plan. Such waste shall be removed from the facility as soon as practicable or within such time as may be agreed with the Disposal Authority and taken to a suitable alternative site for disposal. The Disposal Authority shall be informed forthwith of any such occasion.
26. Surface water shall be removed and disposed from bunded areas whenever necessary and at the request of the Disposal Authority. Spillages in bunded areas shall be removed forthwith in a manner appropriate to prevent pollution of water.
27. Measures, including proper maintenance and use, shall be undertaken to control the noise of machinery and vehicles operating at the facility to ensure it is not seriously detrimental to the amenities of the locality.
28. Any cessation of operations for a period in excess of 3 months shall be notified to the Disposal Authority. Not less than 14 days notice shall be given to the Disposal Authority of the date on which operations are to recommence in the event of such a cessation.
29. In the event of cessation of operations, whereby waste delivered to the facility is required to be transferred or diverted elsewhere, the Disposal Authority shall be notified forthwith.

30. A copy of any notice or instruction received in respect of the facility from any authority, other than the Disposal Authority, which in any way relates to the use of the facility, shall be given to the Disposal Authority within 3 days of the receipt of such notice or instruction.
31. The terms of this Licence shall be made known to any person who is given responsibility for the management or control of the facility and a copy of these conditions shall be displayed at a prominent point within the facility.
32. Prior to the acceptance of any new waste stream and in accordance with the Working Plan, a sample shall be taken and analysed and assessed at a laboratory agreed with the Waste Authority.
33. After the first sampling analysis and assessment of waste streams in accordance with Condition 32, the waste shall in accordance with the Working Plan be further sampled, analysed and assessed at annual intervals or whenever the chemical or physical nature of the waste changes.
34. Only wastes that have been sampled, analysed and assessed in accordance with the Working Plan as being suitable for storage at the facility shall be accepted.

**NOTES**

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

1. This Licence relates only to the requirements of the Control of Pollution Act 1974 for the deposit of waste and the use of plant or equipment subject to the conditions set out in the Schedules and does not constitute a consent required by other legislation. In particular, it is the responsibility of the Licence Holder to comply with any requirements of the **HEALTH AND SAFETY AT WORK ETC ACT 1974, THE RADIOACTIVE SUBSTANCES ACT 1960, THE TOWN AND COUNTRY PLANNING ACTS, BUILDING REGULATIONS, THE ENVIRONMENTAL ACT 1990** and all relevant water protection legislation currently in force.

All discharges to sewer and watercourse have to meet the requirements of the National Rivers Authority and Water Company. Any diversion or other changes will also require Water Company and National Rivers Authority approval.

2. If the Licence Holder ceases to occupy the land specified above, then he may transfer the Licence to the new occupier after giving notice to the Disposal Authority who has the right to decline to accept the new Licence Holder.
3. If the Licence Holder wishes to cancel this Licence, he must return it to the Disposal Authority together with a notice stating that he no longer requires the Licence. Cancellation of the Licence will not affect any outstanding liability of the Licence Holder under the conditions of the Licence.

**CONTRAVENTION OF LICENCE CONDITIONS**

Your attention is drawn to the provisions of Section 3, 7, 9, and 16 of the Control of Pollution Act 1974. A brief Resume is included below.

**Section 3**

Prohibits under penalty the deposit of waste, or the use of plant or equipment, otherwise than in accordance with the terms of a licence. This Section applies to all the conditions contained herein, including any which may be the subject of appeal to the Secretary of State under Section 10 of the Act.

Any deposit which takes place without compliance with all the Licence conditions may lead to prosecution under this Section.

**Section 7**

Activities which cause pollution of water, danger to public health or would be seriously detrimental to the amenities of the locality may lead to the revocation of this Licence.