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Environment
Agency Wales

ENVIRONMENTAL PROTECTION ACT 1990 SECTION 37

WASTE MANAGEMENT LICENCE NOTICE OF MODIFICATION

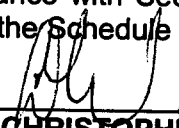
LICENCE REF No: SDL 05/93 (EAWML30113)	FACILITY TYPE: METAL RECYCLING FACILITY
LICENCE HOLDER: Stephen James Bull	LICENSED FACILITY:
8 Albany Trading Estate Albany Road Crindau Newport Gwent NP20 5NQ	8 Albany Trading Estate Albany Road Crindau Newport Gwent NP20 5NQ

WHEREAS on the 1 December 1993 Newport Borough Council granted a waste disposal licence (now to be treated as a waste management licence) in pursuance of its powers under Part 1 of the Control Of Pollution Act 1974 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 the 5 May 2004, the Agency modified the conditions of the said licence in accordance with Section 37 of the Environmental Protection Act 1990 (modification number 01)

NOTICE IS HEREBY GIVEN that the Agency modifies the conditions of the said licence in accordance with Section 37(1)(a) of the Environmental Protection Act 1990 and as set out in the Schedule attached to this notice (modification number 02).

Signed 
CHRISTOPHER WRIGHT
Team Leader – Regulatory Waste

Dated

7/02/06

SCANNED

20 FEB 2006

This modification shall take effect on 8 February 2006 at 00.01 hours

YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL OVERLEAF
Environment Agency Wales
Rivers House,
St. Mellons Business Park,
St. Mellons,
Cardiff,
CF3 0EY

Asiantaeth yr Amgylchedd Cymru
Plas yr Afon,
Parc Busnes Llanelirwg,
Llanelirwg,
Caerdydd
CF3 0EY

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 overleaf). 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.

SCHEDULE – CONDITIONS RELATING TO THIS MODIFICATION

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

Delete existing conditions: **Schedule B Conditions 1 and 2**
Schedule C Conditions 16 and 17

Add new conditions:

- Schedule B Conditions 1 and 2
- Schedule C Conditions 16 and 17
- Condition 34 Interpretation
- Appendix A

SCHEDULE B: TYPES OF WASTE

1. Specified waste management operations

1.1 No waste management operations shall be authorised by this licence unless:

- a** specified in and undertaken in accordance with the following table: or
- b** otherwise required by the conditions of this licence as being an integral part of those operations:

Table 1 Specified waste management operations

Specified Waste Management Operation	Permitted Waste Types which may be subject to the Specified Operation	Limits on Specified Waste Management Operations
Storage pending disposal or recovery (D15 or R13)	All	i) Maximum storage capacity of 1 tonne of hazardous waste; ii) Maximum storage capacity of 7 tonnes of non-hazardous waste (Scrap metal); iii) Batteries shall be stored only within an area designated on the site layout plan and in sealed pallet boxes, which are suitably marked as to their contents. iv) Any items of non-permitted waste which are detected after acceptance at the site, shall be placed immediately in a designated quarantine container, and, where these are or appear to be hazardous waste, the Agency shall be informed immediately; v) In the quarantine area, wastes shall be kept segregated from other wastes which are or are likely to be incompatible; vi) Quarantined wastes shall be removed from site within 7 days; vii) The maximum quantity of wastes kept in the quarantine storage area shall be 2m³ at any one time. viii) A record shall be kept in the site diary of all rejected wastes and all wastes kept in quarantine storage ix) Waste Electronic and Electrical Equipment must be stored on impermeable pavement.

2. Permitted quantities of wastes

2.1 The types and quantities of wastes accepted shall not exceed those categorised in Table 2 below. Whilst complying with the maximum quantities specified for each type of waste, the total quantity of waste accepted at the site per year shall not exceed 4,999 tonnes.

Table 2 Permitted quantities of waste

European Waste Catalogue Chapter	Maximum Permitted Quantities for each waste category
10 Wastes from Thermal Processes	
10 04 wastes from lead metallurgy	
10 04 02* dross and skimmings from primary and secondary production	No Limited subject to the maximum storage capacities detailed in Table 1
10 08 wastes from other non-ferrous thermal metallurgy	
10 08 11 dross and skimmings other than those mentioned in 10 08 10	
15 Waste packaging	
15 01 packaging (including separately collected municipal packaging waste)	
15 01 02 Plastic packaging	
15 01 04 Metallic packaging	
15 01 10* <i>packaging containing residues of or contaminated by dangerous substances</i>	
16 Wastes not otherwise specified in the list	
16 01 end-of life vehicles	
16 01 17 ferrous metals	
16 01 17 non-ferrous metals	
16 02 waste electrical and electronic equipment	
16 02 13* discarded equipment containing hazardous components other than those mentioned in 16 02 09 – 16 02 12	
16 02 14 discarded equipment other than those mentioned in 16 02 09 to 16 02 13	
16 02 15* hazardous components removed from discarded equipment	
16 02 16 components removed from discarded equipment other than those mentioned in 16 02 15	
16 06 batteries and accumulators	
16 06 01* lead batteries	
16 06 02* Ni-Cd batteries	
16 06 03* mercury-containing batteries	
16 06 04 alkaline batteries (except 16 06 03)	

[table continued overleaf]

Table 2 Permitted quantities of waste

[continued]

European Waste Catalogue Chapter	Maximum Permitted Quantities for each waste category
16 06 05 other batteries and accumulators	No Limited subject to the maximum storage capacities detailed in Table 1
17 Construction and demolition wastes	
17 04 01 copper, bronze brass	
17 04 02 Aluminium	
17 04 03 Lead	
17 04 04 Zinc	
17 04 05 iron and steel	
17 04 06 Tin	
17 04 07 mixed metals	
19 12 waste from the mechanical treatment of waste	
19 12 02 ferrous metal	
19 12 03 non-ferrous metal	
20 Municipal wastes (household waste and similar commercial, industrial and institutional wastes) including separately collected fractions	
20 01 separately collected fractions (except 15 01)	
20 01 40 Metals	
20 01 33* batteries and accumulators included in 16 06 01, 16 06 02 or 16 06 03 and unsorted batteries and accumulators containing these batteries	
20 01 34 batteries and accumulators other than those mentioned in 20 01 33	

SCHEDULE C: CONDITIONS**16. Records of waste movements***Recording of wastes accepted and removed*

16.1 A record shall be kept of all wastes received and of all wastes removed from the site. The records shall include the following for each vehicle load of waste

for waste received:

- a** origin of waste;
- b** date received;
- c** quantities in tonnes received and waste type;
- d** nature of the waste (solid, liquid or sludge).

for waste/material removed:

- e** date removed;
- f** quantities in tonnes removed and waste and/or material type;
- g** destination of waste and/or materials removed;
- h** nature of the waste and/or materials (solid, liquid or sludge).

Summary records of wastes accepted and removed

- 16.2 A summary of the waste types and quantities accepted and removed from the site shall be made annually at the end of each financial year and shall be submitted to the Agency within one month following the end of that year. The summary record shall be in the format detailed in Appendix A, or otherwise subsequently specified by the Agency in writing.

17. Site diary

- 17.1 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, in accordance with the other conditions of this licence:
- a** construction work;
 - b** maintenance;
 - c** breakdowns;
 - d** emergencies;
 - e** problems with waste received and action taken;
 - f** technically competent management attendance on site: the date and the time onto site and the time left site;
 - g** complaints about site operations and actions taken;
 - h** environmental problems and remedial actions.

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

34. Interpretation

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

"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;

"European Waste Catalogue" or "EWC"

means commission Decision 2000/532/EC (as amended) or its subsequent replacement;

"hazard"

means a property that in particular circumstances could lead to harm;

"received"

for waste being delivered to the site, shall mean delivered to the site and undergoing the waste acceptance procedures, including storage of those wastes during those procedures prior to acceptance of the waste;

"specified waste management operations"

means the waste management operations authorised by condition 1.1 of this licence;

"the 1994 Regulations"

means the Waste Management Licensing Regulations 1994 and any statutory provisions or regulations amending or replacing them.

"the Agency"

means the Environment Agency;

"the Licence Holder"

means the Licence Holder specified in this licence or other person to whom the licence has been transferred in accordance with section 40 of the Environmental Protection Act 1990;

"the operator"

means a person who is in occupation of the site and has responsibility for carrying out day to day activities at the site;

"the site"

means the land, structures, plant and equipment to which this licence relates;

"time periods, e.g. annually, quarterly, monthly, per year, etc. "

Where periods are referred to in conditions, they shall be calculated in the following way:

- annually or per year: 1 April to 31 March;
- quarterly: 1 April to 30 June, 1 July to 30 September, 1 October to 31 December, 1 January to 31 March;
- monthly: calendar month;
- weekly: Monday to Sunday.

Where the issue of the licence does not coincide with the start of any of these periods, then any relevant limits for the first period shall apply pro rata;

"waste"

means 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;

"waste types"

"hazardous waste" means any waste which is covered by Article 1(4) of Directive 91/689/EEC or subsequent legislation;

"Non-hazardous waste" means any waste, which is not covered by Article 1(4) of Directive 91/689/EEC or subsequent legislation;

"working plan"

means the working plan identified in writing 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.

Appendices to conditions

Appendix A Format for summary records of wastes accepted and removed (Condition 16.2)