

**Notice of Modification of
Waste Disposal Licence Conditions**

Control of Pollution Act 1974, Section 7

To: Huw David Merriman
Of: Blaencilgoed Farm
Ludchurch
NARBERTH

WHEREAS on 19 May 1993, the South Pembrokeshire District Council (hereinafter called "the Authority") granted to you a Waste Disposal Licence relating to land at Blaencilgoed Farm, Ludchurch, subject to the conditions set out therein.

[AND WHEREAS on 20 April 1994, you applied to the Authority to modify the said Conditions]

NOTICE is HEREBY GIVEN that the Authority modifies the said conditions as follows:-

Less than 5,000 tonnes of inert waste shall be received at the site in any 12 month period.

Such modification shall take effect on 30 April 1994 at land at Blaencilgoed Farm, Ludchurch.

DATED 29 April 1994

(Signed) X.P. Seely

(Designation) DIRECTOR OF HOUSING AND HEALTH

NB: The person served with this notice may appeal against the Authority's decision to the Secretary of State within six months or such longer period as the Secretary of State may allow. (See notes over.)

NOTES

[These notes are printed on the reverse of the Notice of Modification of Waste Disposal Licence Conditions.]

Appeals

If a licence holder is aggrieved by the decision of the waste disposal authority in modifying conditions specified in a disposal licence, he may appeal to the Secretary of State in accordance with Section 10 of the Control of Pollution Act 1974. Appeals must be notified within six months of the date of this notice to the Secretary, Department of Environment Waste Disposal Division, Queen Anne's Chambers, 28 Broadway, London, SW1H 9JU (for sites in England) or to the Secretary, Welsh Office, Local Government Division, 13th Floor, Pearl Assurance House, Greyfriars Road, Cardiff, CF1 3RT (for sites in Wales). 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 which excuse the delay in giving notice of an appeal.

Where a notice giving the Authority's decision to modify a disposal licence includes a statement that for the purpose of preventing pollution of water or danger to public health, Section 10(2) of the Control of Pollution Act 1974, should not apply to the decision, the notification of an appeal against the decision will not of itself render the decision ineffective pending determination of the appeal. If you consider that such a statement has been unreasonably included in the notice of decision you may apply, under Section 10(3) of the Control of Pollution Act 1974, to the Secretary of State to determine whether the Authority's action was unreasonable or not (the address to write to is as given above). If the Secretary of State determines that the Authority acted unreasonably in including such a statement, the Authority's decision will become ineffective while an appeal is pending and you will be entitled to recover compensation from the Authority in respect of any loss you have suffered in consequence of the statement. Any dispute as to your entitlement to compensation or its amount shall be determined by arbitration.