

**Environmental Permitting (England and Wales) Regulations 2016
Regulation 36**

**ENFORCEMENT NOTICE TO TAKE SPECIFIED STEPS IN RELATION TO A
BREACH/ANTICIPATED BREACH OF PERMIT CONDITION(S)**

To: World Care (Wales) Limited
Plot 2a Tre Marl Industrial Estate
Llandudno Junction
North Wales
LL31 9NF

Environmental permit: EPR-UP3794FZ
Regulated facility: World Care (Wales) Limited, Plot 2 Tre Marl Industrial Estate,
Llandudno Junction, LL31 9NF

Natural Resources Wales considers that the following conditions of the environmental permit are being contravened:

Condition 1.1.2 – No deposit of waste shall take place outside of the land marked in red on Drawing no. (one) of the working plan.

Because

Waste is deposited on land outside the area marked in red on Drawing No. (one) of the working plan - (Condition 1.1.2).

Condition 1.1.4 (Table 1.1) – No waste management operations shall be authorised by this licence unless: a) specified in and undertaken in accordance with the limitations in the following table. Table 1.1 Specified waste management operations – Limits on Specified Waste Management Operations – Maximum storage capacity of the site shall not exceed that which can be contained within skips and bays constructed in accordance with conditions in section 2.1.

Because

Waste is being stored on site in exceedance of that which can be contained within skips and bays - (Condition 1.1.4 (Table 1.1)).

Condition 2.1.2 (Table 2.1) – The engineered site containment and drainage systems shall be designed, constructed, inspected, validated and maintained, and shall be fully documented and recorded, to be fit for purpose, and, where provided, to meet the standards specified in Table 2.1.

Because

The site drainage infrastructure does not meet the requirements outlined within table 2.1, specifically the areas of hardstanding (Table 2.1 (a)), impermeable pavement, bunding and sills (Table 2.1 (b)), sealed drainage systems (Table 2.1 (c)) and Fixed bays and other fixed containers (Table 2.1 (e)) – Condition 2.1.2 (Table 2.1).

Condition 3.2.1 (Table 3.2) – Site security systems shall be provided at all times during the subsistence of this licence, the objective of which shall be to prevent access by humans, and livestock, which is not authorised by the Licence Holder or under legal powers of entry. These shall be installed, operated and maintained, and shall be fully documented and recorded, in accordance with the requirements specified in Table 3.2.

Because

The current site security fence has fallen down, is damaged and is non-existent in places therefore not meeting the requirements of Table 3.2 – (Condition 3.2.1 (Table 3.2)).

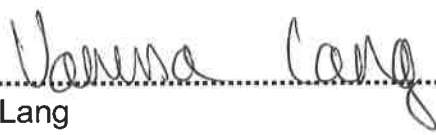
Condition 4.6.1 (Table 4.6) – Notwithstanding the specification of permitted waste types under condition 1.2, wastes displaying any of the hazardous properties of forms specified in Table 4.6 shall only be stored on the site in accordance with the standards specified in Table 4.6 below. Table 4.6 – Standards for storage of wastes with specified characteristics.

Because

Solid wastes likely to produce polluting or contaminating run-off are not being stored appropriately (Table 4.6 (c)) and Combustible wastes are not being stored with an impermeable pavement and sealed drainage (Table 4.6 (e)).

You are required to take the steps set out in Schedule 1 by the date(s) specified in order to remedy the contravention.

Date: 7th March 2019

Signed: 
Vanessa Lang
Waste Regulation Team Leader

Natural Resources Wales
Maes y Ffynnon
Penrhosgarnedd
Bangor, Gwynedd
LL57 2DW

Please see over for notes.

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Notes:

General

1. Failure to comply with this notice is an offence under Regulation 38(3) of the Environmental Permitting (England and Wales) Regulations 2016 and may result in legal action being taken against you.
2. Without prejudice to the requirements of this notice, failure to comply with a condition of an environmental permit is an offence and may result in legal action being taken against you.
3. You may wish to seek independent legal advice.

Appeal provisions

You are entitled to appeal against this notice under Regulation 31(1)(f) of the Environmental Permitting (England and Wales) Regulations 2016. Notice of appeal must be made within two months of the date of this notice. An appeal does not affect the requirements of this notice.

You must send written notice of the appeal and the documents listed below to:

The Planning Inspectorate
Crown Building
Cathays Park
CARDIFF
CF10 3NQ

Tel: 029 2082 3866

Email: wales@pins.gsi.gov.uk

Website: <http://www.planningportal.gov.uk/planning/appeals>

At the same time you must send a copy of the appeal notice and documents to Natural Resources Wales.

The required documents are:

- A statement of the grounds of appeal
- A copy of any relevant application
- A copy of any relevant environmental permit
- A copy of any relevant correspondence between the appellant and the regulator
- A copy of any decision or notice which is the subject matter of the appeal
- A statement indicating whether you wish the appeal to be in the form of a hearing or dealt with by way of written representations.

You may withdraw an appeal by notifying The Planning Inspectorate in writing and sending a copy of that notification to Natural Resources Wales. Further information about making an appeal and the forms that you will need are available from The Planning Inspectorate detailed above.

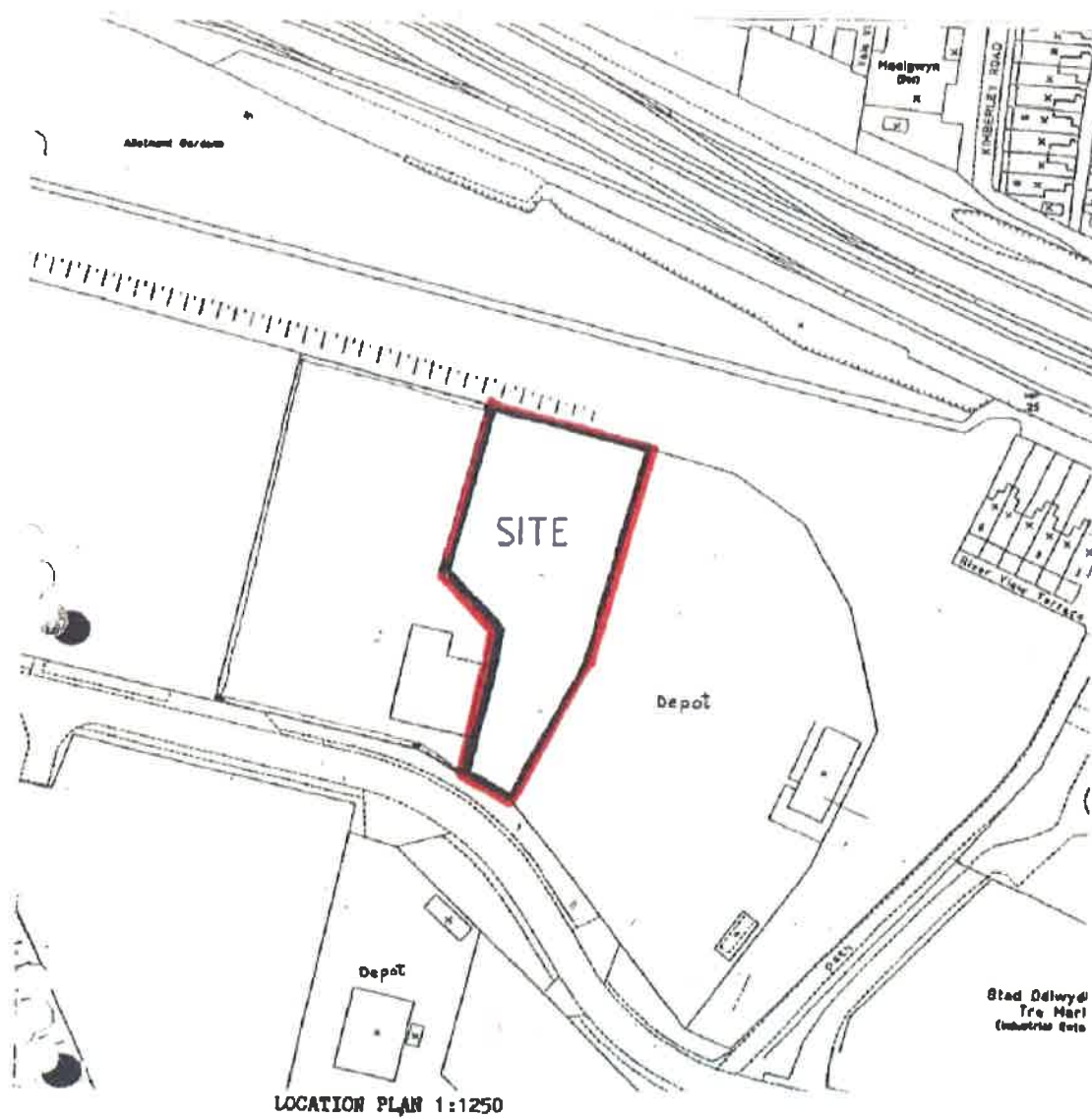
Legislation note

In this document "Natural Resources Wales" means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) Order 2012. On 01 April 2013 the Natural Resources Body for Wales (Functions) Order 2013 transferred the relevant functions of the Countryside Council for Wales, and functions of the Environment Agency and the Forestry Commission in Wales to the Natural Resources Body for Wales.

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SCHEDULE 1 STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
Condition 1.1.2	All wastes associated with permitted activities that are currently deposited outside of the permitted area to be deposited back within the area marked red on Drawing No. (one) of the working plan (See Appendix 1).	08.05.2019 10:30am
Condition 1.1.4 (Table 1.1)	All wastes associated with permitted activities on site to be stored within skips and bays constructed in accordance with the conditions in section 2.1 of the site permit.	08.05.2019 10:30am
Condition 2.1.2 (Table 2.1)	Site containment and drainage systems to be designed, constructed and maintained in accordance with the minimum standards outlined within table 2.1 – most notably sections b), c) & e).	08.05.2019 10:30am
Condition 3.2.1 (Table 3.2)	Ensure site security is in place on site in accordance with the requirements of table 3.2.	08.05.2019 10:30am
Condition 4.6.1 (Table 4.6)	Any waste with specified characteristics outlined within table 4.6 to be stored in accordance with standards outlined with table 4.6 – most notably sections c) (referring to solid wastes which are likely to produce polluting or contaminating run off) and e) (referring to combustible wastes).	08.05.2019 10:30am

Appendix 1



WORLD CARE (WALES) LTD.
PLOT 2 TREMARL INDUSTRIAL ESTATE
LLANDUDNO JUNCTION
GWYNEDD

DRAWING N° 1 (ONE)

