



**Cyfoeth
Naturiol
Cymru
Natural
Resources
Wales**

Statutory Notice

**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: Mr Carl Thompson
30 Hallfield Close
Flint
Flintshire
CH6 5HL**

**Environmental permit: EPR/DB3332RH
Regulated facility: C T Skip Hire
Drome Road
Deeside Industrial Park
Flintshire
CH5 2LR**

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

2.3.1 The activities shall be operated using the techniques and in the manner described in Table 2.3 below.

Table 2.3 Operating techniques

- 1. Unless stored or treated outside as specified waste:
 - a) all bulking, transfer or treatment of waste shall be carried out inside a building;*
 - b) all waste shall be stored in a building or within a secure container.*
 - c) all waste shall be stored and treated on an impermeable surface with sealed drainage system.**
- 2. Specified waste shall be stored and treated on hard standing or on an impermeable surface with sealed drainage system.;*

because the waste transfer building is full to capacity and waste is now stored outside the confines of the building and has exceeded the boundary of the impermeable surface and sealed drainage system. Furthermore, the current condition of the building does not fulfil the definition of a building contained within the permitted Standard Rules 2008 No3.

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

Date: 29/3/19

Signed: *L. Peel*
Louise Peel
Acting Team Leader

Natural Resources Wales
Chester Road
Buckley
Flintshire
CH7 3AJ

Please see over for notes.

Environmental Permitting (England and Wales) Regulations 2016

Regulation 36

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.

Environmental Permitting (England and Wales) Regulations 2016
Regulation 36

SCHEDULE 1 STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
2.3.1	Effect repairs to the building to ensure it provides sheltering cover and minimises emissions of noise, particulate matter, odour and litter.	03/05/19
2.3.1	Ensure all non-specified waste is stored within the confines of the building.	03/05/19
2.3.1	Ensure all non-specified waste is stored on an impermeable surface with sealed drainage system.	03/05/19