

creu lle gwell
creating a better place

DEPT. SCANNED	C - C
DATE SCANNED	9/5/06
NO. OF PAGES	14



Asiantaeth yr
Amgylchedd Cymru
Environment
Agency Wales

ENVIRONMENTAL PROTECTION ACT 1990
SECTION 37
WASTE MANAGEMENT LICENCE
NOTICE OF MODIFICATION

LICENCE REF No: EAWML/37082 (314-103/93)	FACILITY TYPE: Landfill
LICENCE HOLDER: Cwmni Gwastraff Mon-Arfon Cyf	LICENSED FACILITY:
Cwmni Gwastraff Mon-Arfon Cyf Barclays Bank Chambers 5/7 Bangor Street Caernarfon Gwynedd, LL51 1AT	Cilgwyn Landfill Site Carmel Caernarfon Gwynedd LL54 7SF
Company Registration No 02666046	SH 49902 53971

WHEREAS on the 12th November 1993 the Arfon Borough Council issued a waste disposal 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 6th November 1995 the relevant waste regulation authority modified the conditions of the said licence

AND WHEREAS on the 1st 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 16th January 1998, 1st June 1998, 31st March 1999, 27th March 2000 and 28th March 2003 the Agency modified the conditions of the said licence

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

Signed 

Name Tim Owen
Team Leader Environment Management

Dated 27-4-06

This modification shall take effect on 28 April 2006 at 00.01 hours

**YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL DETAILED AT
THE END OF THIS MODIFICATION.**

Environment Agency Wales, Chester Road, Buckley, Flintshire, CH7 3AJ



creu lle gwell
creating a better place



Asiantaeth yr
Amgylchedd Cymru
Environment
Agency Wales



SCHEDULE – CONDITIONS RELATING TO THIS MODIFICATION

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

Before existing condition 1.1.2 add new condition 1.1.1

Specified Waste Management Operations

1.1.1 No waste Management operations shall be authorised by this licence unless:

- a** specified in and undertaken in accordance with the limitations in the Addendum dated 15 March 2006 of the working plan and in the following table; or
- b** otherwise required by the conditions of this licence as being an integral part of those operations;

Table 1.1 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
D1: Deposit into or onto land	All solid non hazardous waste excluding tyres.	Maximum disposal capacity 117,000 tonnes/ year
D15: Storage pending, on this site any of the category 'D' operations authorised under this column, or elsewhere than on this site, any of the operations listed in Part III of Schedule 4 of the 1994 Regulations, (excluding temporary storage, pending collection, on the site where it is produced).	All as per the Addendum dated 15 March 2006 of the working plan	i) Maximum storage capacity 750 tonnes/ year ii) Only in area on the plan entitled 'Cilgwyn Landfill Site' with the Addendum dated 15 March 2006 of the working plan iii) Stored on areas of hardstanding as per the Addendum dated 15 March 2006 of the working plan iv) Stored in bays or containers provided in accordance with the Addendum dated 15 March 2006 of the working plan
R13: Storage of waste consisting of materials intended for submission, on this site to any of the category 'R' operations authorised under this column, or elsewhere than on this site, to any of the operations listed in Part IV of Schedule 4 of the 1994 Regulations, (excluding temporary storage, pending collection, on the site where it is produced).		

Delete existing conditions 3.1 and 3.2

- 3.1. No wastes other than those which are categorised below in Table 3.1 shall be accepted at the site for final disposal.

Table 3.1: Permitted quantities of waste	
Permitted Waste Categories	Maximum permitted Quantities (tonnes/year)
Inert Wastes	*
Scrap Metal	Not permitted
Special Wastes (Excluding bonded asbestos and asbestos cement products and group E clinical wastes)	Not permitted
Bonded asbestos with less than 1% by weight free fibres	*A maximum of 3375t but in any case less than 5% by weight of the annual input
Group E Clinical Waste as defined by the HSC/HSAC publication "Safe Disposal Of Clinical Waste (HMSO 1992)	*A maximum of 125t but in any case no more than 5 tonnes/week
Contaminated soils with a level of contamination below level c of the Kelly scales.	*A maximum of 6750t but in any case less than 10% by weight of the annual input
Degradable Household Wastes (excluding inert, scrap metal and Special wastes)	*
Degradable Commercial Wastes (excluding inert, scrap metal and Special wastes)	*
Degradable Industrial Wastes (excluding inert, scrap metal and Special wastes)	*
Wastes from the sweeping of highways undertaken by Local Authorities or their agents	*
* Annual combined tonnage	67,000

- 3.2 Notwithstanding the specification of permitted waste types within section 4.2 of the working plan, wastes shall not be accepted which have any of the following specified characteristics

Table 3.2 Excluded wastes of specified form and type	
Waste Form	Type
Solid	Dry Wastes, Special (Excluding bonded asbestos and asbestos cement products and group E clinical wastes) Wet Wastes, non-special (Excluding road sweepings) Wet wastes, Special Clinical Wastes (Excluding group E clinical wastes)
Powders	Non-special
Sludges	Non-special

	Special
Liquid Wastes	Non-Special Special
Waste Containers	Packaged wastes – unmixed Packaged wastes - mixed

Add new conditions 3.1 and 3.2

3.1 Wastes accepted

Waste accepted for final disposal

- 3.1.1 No waste other than those which are categorised in Table 3.1a shall be accepted at the site for final disposal

Table 3.1a Permitted quantities of waste

Permitted Waste Categories	Maximum Permitted Quantities (tonnes/year) subject to maximum permitted total quantity in condition 3.1.2
Inert wastes	117,000 tonnes/year minus Total quantity of degradable household, commercial and industrial wastes (tonnes/year) and Other wastes
Metal wastes	'Not Permitted'
Hazardous Wastes	'Not Permitted'
Degradable Household Wastes Degradable Commercial Wastes Degradable Industrial Wastes [excepting wastes specifically categorised under 'other wastes' below].	No limit subject to maximum tonnage per year for disposal
Other wastes: Contaminated soils (non-hazardous wastes)	A maximum of 6750 tonnes

- 3.1.2 The total quantity of waste accepted at the site per year for final disposal shall not exceed 117,000 tonnes

Wastes accepted for keeping

- 3.1.3 No wastes other than those, which are categorised in Table 3.1b and specified in detail in

Appendix A to these conditions and in the Addendum dated 15 March 2006 of the working plan shall be accepted at the site and subject to waste management operations D15 and R13.

Table 3.1b. Permitted quantities of waste

Permitted Waste Categories	Maximum Permitted Quantities for each waste category (subject to maximum permitted total quantity in condition 3.1.4) (tonnes/year)
Inert wastes	No limit subject to maximum storage capacities detailed in Table 1.1.
Metal wastes	No limit subject to maximum storage capacities detailed in Table 1.1.
Other wastes	No limit subject to maximum storage capacities detailed in Table 1.1.
Hazardous Wastes	No more than 10 tonnes to be stored on site at any one time.

- 3.1.4 The total quantity of waste accepted at the site per year subject to waste management operations D15 and R13 shall not exceed 750 tonnes

Add new condition 3.2

3.2 Exclusion of wastes

Exclusion of wastes for final disposal with other specified characteristics

- 3.2.1 Notwithstanding the specification of permitted waste types under conditions 3.1.1. and 3.1.2 above, waste shall not be accepted at the site for final disposal which have any of the following characteristics

Table 3.2a Excluded wastes of specified form and type

Waste Characteristic	Type
Form and Type:	Powders Sludges Liquids Wet wastes (Excluding street cleaning residues) Clinical waste (Excluding wastes whose collection and disposal is not subject to special requirements in order to prevent infection) Hazardous waste
Form of containers and degree of mixing within containers:	Packaged wastes - unmixed Packaged wastes – mixed

Exclusion of waste subject to waste management operations D15 and R13 with specified hazard characteristics

- 3.2.2 Notwithstanding the specification of permitted types under condition 3.1.3 and 3.1.4 above, wastes shall not be accepted at the site which have any of the following characteristics:

Table 3.2B. Excluded hazardous wastes with specified hazard codes	
Hazard Code	Hazardous Properties
H1	Explosive
H3-A	Highly Flammable
H10	Teratogenic
H11	Mutagenic
H12	Substances or preparations which release toxic or very toxic gases in contact with water, air or an acid

Delete existing conditions 5.7.1.1 and 5.7.1.2

- 5.7.1.1 A record shall be kept of all wastes received and of all materials (wastes and recovered materials) removed from the site. The records shall include the following for each vehicle load of waste/material

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 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)

- 5.7.1.2 A summary of the information, including nil returns, shall be submitted to the Agency; in a format specified by the Agency. Summaries shall be for each quarter of the financial year and shall be submitted to the Agency within one month of the end of each quarter.

Add new conditions 5.7.1.1 and 5.7.1.2

Recording of wastes accepted and removed

- 5.7.1.1** 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 removed:

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

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

Appendices to Conditions
Add Appendix A

Appendix A Permitted Wastes (Condition 3.1.3)

EWC	Description
16	WASTES NOT OTHERWISE SPECIFIED IN THE LIST
16 01	end-of-life vehicles from different means of transport (including off-road machinery) and wastes from dismantling of end-of-life vehicles and vehicle maintenance (except 13, 14, 16 06 and 16 08)
16 01 03	end-of-life tyres
16 05	gases in pressure containers and discarded chemicals
16 05 04*	gases in pressure containers (including halons) containing dangerous substances
16 05 05	gases in pressure containers other than those mentioned in 16 05 04
18	WASTES FROM HUMAN OR ANIMAL HEALTH CARE AND/OR RELATED RESEARCH (except kitchen and restaurant wastes not arising from immediate health care)
18 01	wastes from natal care, diagnosis, treatment or prevention of disease in humans
18 01 03*	wastes whose collection and disposal is subject to special requirements in order to prevent infection
18 01 04	wastes whose collection and disposal is not subject to special requirements in order to prevent infection (for example dressings, plaster casts, linen, disposable clothing, diapers)
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 01	paper and cardboard
20 01 13*	solvents
20 01 14*	acids
20 01 15*	alkalines
20 01 17*	photochemicals
20 01 19*	pesticides
20 01 23*	discarded equipment containing chlorofluorocarbons
20 01 27*	paint, inks, adhesives and resins containing dangerous substances
20 01 28	paint, inks, adhesives and resins other than those mentioned in 20 01 27
20 01 29*	detergents containing dangerous substances
20 01 30	detergents other than those mentioned in 20 01 29
20 01 32	medicines other than those mentioned in 20 01 31

EWC	Description
20 01 35*	discarded electrical and electronic equipment other than those mentioned in 20 01 21 and 20 01 23 containing hazardous components (6)
20 01 36	discarded electrical and electronic equipment other than those mentioned in 20 01 21, 20 01 23 and 20 01 35
20 01 38	wood other than that mentioned in 20 01 37
20 01 40	metals

Add Appendix B

Appendix B: Format for summary records of wastes accepted and removed (Conditions 5.7.1.1 and 5.7.1.2)

3 Waste received on site

Please read the guidance notes 'How to fill in the form', and use the continuation sheet WMS3W provided, or a copy of it, if you need to. In the last column, D = final disposal, U = used on site, F = from another facility, for example a transfer station.

Origin	Description of waste	EWC code	Municipal source (Y/N)	Bio-degradable (Y/N)	State	Amount	Units	Pre-treatment	Additional information (D) (U) (F)
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐
									☐ ☐ ☐

Total weight in tonnes of material received on site

tonnes

4 Waste removed from site

Please read the guidance notes 'How to fill in the form', and use the continuation sheet WMS3W provided, or a copy of it, if you need to. In the last column, facility types could include incinerator, transfer station, landfill, treatment, reprocessing, recycling.

Destination	Description of waste	EWC code	Municipal source (Y/N)	State	Amount	Units	Destination facility type

Total weight in tonnes of material removed from site

tonnes

5 Declaration

Please make sure you have filled in all the sections that apply to you before signing this declaration.

I certify that the information in this return is correct to the best of my knowledge and belief.

I enclose ☐ WMS3 continuation sheets

Signature

Title

First name

Last name

Position

Phone

Date (DD MM YYYY)

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 Secretary of State, the conditions of a licence are modified, the licence holder may appeal from the decision to the Secretary of State.

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
Room 4/19 Eagle Wing
Temple Quay House
2 The Square
Temple Quay
Bristol
BS1 6PN

For Wales, the address is –
The Planning Inspectorate
Crown Buildings
Cathays Park
Cardiff
CF10 3NQ

Tel: 0117 372 8812
Fax: 0117 372 6093

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 Secretary of State may allow notice of appeal to be given after the expiry of this time period.

