

Stephens TS
NE/8/SIT/TRA/1

Licence # NBWD13

CONTROL OF POLLUTION ACT, 1974

DISPOSAL LICENCE - WASTE TRANSFER STATION

The Neath Borough Council in pursuance of the powers conferred on them by the Control of Pollution Act, 1974, hereby licence:

Stephens Brothers Skip and Plant Hire
(hereinafter called the "licence holder")

Of: 6, Canal Road, Neath, West Glamorgan, SA11 1LJ

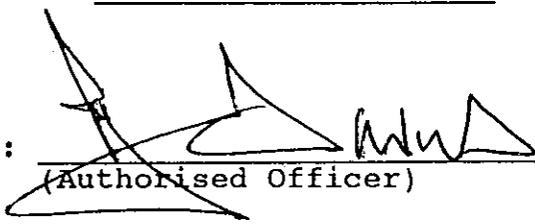
To: Operate a Waste Transfer Station

On: 6, Canal Road, Neath, West Glamorgan, SA11 1LJ

This licence is granted subject to the conditions set out in the schedules attached thereto.

Dated this 20th day of September 1993

Signed:


(Authorised Officer)

THE LICENCE HOLDERS'S ATTENTION IS DRAWN TO THE NOTES OVERLEAF


OUTGOING

EAWML
34074


PERMIT

NOTES

THESE NOTES ARE FOR GENERAL GUIDANCE ONLY AND DO NOT CONSTITUTE AN AUTHORITATIVE STATEMENT OF THE LAW.

1. This licence relates only to the requirements of the Control of Pollution Act, 1974 for the deposit of waste and the use of plant or equipment subject to the conditions set out in the Schedules and does not constitute a consent required by other legislation. In particular it is the responsibility of the licence holder to comply with any requirements of the HEALTH AND SAFETY AT WORK ACT, 1974 the RADIOACTIVE SUBSTANCES ACT, 1960, the TOWN AND COUNTRY PLANNING ACT, BUILDING REGULATIONS, the ENVIRONMENTAL PROTECTION ACT, 1990 and ALL RELEVANT WATER PROTECTION and ENVIRONMENTAL HEALTH legislation.

All discharges to sewer and watercourses have to meet the requirements of the National Rivers Authority. Any diversion or other changes will also require National Rivers Authority approval.

2. If the licence holder ceases to occupy the land specified above, then he may transfer the licence to the new occupier after giving notice to the Waste Disposal Authority who has the right to decline to accept the new licence holder.
3. If the licence holder wishes to cancel this licence he must return it to the Waste Disposal Authority together with a notice stating that he no longer requires the licence. Cancellation of the licence will not affect any outstanding liability of the licence holder under the conditions of the licence.

CONTRAVENTION OF LICENCE CONDITIONS

Your attention is drawn to the provisions of Sections 3, 9 and 16 of the Control of Pollution Act, 1974. A brief resume is included below:

Section 3

Prohibits under penalty the deposits of waste or the use of plant or equipment, otherwise than in accordance with the terms of the licence. This section applies to all the conditions contained herein, including any which may be the subject of an appeal to the Secretary of State under Section 10 of the Act. Any deposit which takes place without compliance with all the licence conditions may lead to prosecution under this Section.

Section 9

Non compliance with any licence conditions may lead to the revocation of this licence.

Section 16

The licensing authority is empowered to require the removal of any controlled waste deposited in circumstances where any of the conditions of this licence are not being complied with.

Penalties under Section 3

A persons who contravenes Section 3 subsection (1) shall, subject to subsection (4), be guilty of an offence and liable on summary conviction to a fine of an amount not exceeding scale 5 (currently £5,000) or on conviction on indictment to imprisonment for a term not exceeding two years or a fine or both.

The increased penalty may be given where a person contravenes Section 3(1) and the waste in question is poisonous, noxious and polluting, is likely to give rise to an environmental hazard, and has been brought for the purpose of being disposed of. Under such circumstances the person would be liable on summary conviction to imprisonment for a term not exceeding six months or a fine not exceeding scale 5 on conviction on indictment to imprisonment for a term not exceeding five years or a fine or both.

SCHEDULE A - DEFINITIONS

The following meanings shall apply throughout this licence:

1. WORKING PLAN shall mean the operational and management statement together with Drawing Nos. WEA/93/01, WEA/93/02, WEA/93/03 and 930808 of the proposed facility contained in Schedule E.
2. THE ACT shall mean the Control of Pollution Act, 1974 as amended.
3. DISPOSAL AUTHORITY shall have the meaning assigned to it in Section 30 (1) of the Control of Pollution Act, 1974.
4. DULY AUTHORISED OFFICER shall mean any person authorised in writing by the Disposal Authority pursuant to Section 91 (1) of the Control of Pollution Act, 1974.
5. ENVIRONMENTAL HAZARD shall have the meaning assigned to it in Section 4 (5) of the Control of Pollution Act, 1974.
6. LICENCE HOLDER shall mean the person or persons to whom this licence is granted.
7. DESIGNATED OFFICER shall mean the person, nominated by the licence holder, responsible for the security and satisfactory operation of the facility.
8. COMPETENT PERSON shall mean a person who, through training and/or qualification is able to identify the nature of the waste delivered to the facility.
9. APPROPRIATE QUALIFIED PERSON shall mean a recognised Consultant Engineer or other such appropriately qualified persons as may be agreed in writing by the Waste Disposal Authority.
10. SPECIAL WASTE shall have the meaning assigned to it in Section 2(1) of the Control of Pollution (Special Waste) Regulations 1980 and any subsequent amendments.
11. FLAMMABLE shall have the meaning assigned to it in Schedule 1, Part 1 of the Classification, Packaging and Labelling of Dangerous Substances Act, 1984.
12. DRUM CONTAINER shall mean any container in which material is stored. Such containers having storage capacities less than 10 litres or greater than 250 litres shall not be regarded as drum containers for the purpose of this licence.
13. EMERGENCY shall mean a case where a person has reasonable cause to believe that circumstances exist which are likely to endanger life or health or cause damage to property or pollution of water.

14. BURNING OF WASTE does not include the cutting of metals by oxy-propane torches or similar devices.
15. OPERATING HOURS shall mean those hours which the facility is manned and open for business.
16. SCRAP METAL shall have the meaning assigned to it in Section 9(2) of the Scrap Metal Dealers Act, 1964.
17. Notwithstanding the above, words and phrases in this licence have the meaning ascribed to them by the Control of Pollution Act, 1974 and its associated regulations.

SCHEDULE B - SITE INFRASTRUCTURE

1. Within six weeks of the issue of this licence, the 3.0 metre gap in the boundary wall to the rear of premises shall be filled to the same level as the existing wall at the point.
2. Perimeter walls, fencing and gates shall be maintained at all times in accordance with the working plan. The gates shall be securely locked at all times when the facility is unattended. Any damage to the gates and fencing which impairs their effectiveness will be promptly repaired.
3. Within two months of the issue of this licence, an identification board of durable material and finish shall be displayed at the entrance to the facility at the location specified in the working plan. The following information shall be provided:-
 - a) Name, address and telephone number of facility;
 - b) Name, address and telephone number of the Disposal Authority responsible for issuing this licence and the Disposal Licence Number;
 - c) Hours of operation (as per licence condition);
 - d) Name of Licence Holder.

The board shall be maintained in a legible condition at all times.

4. All site roads and hardstanding areas shall be maintained in accordance with the working plan. Hard surfaces shall be steam cleaned as necessary or when requested by the Waste Disposal Authority.
5. There shall be no discharge of effluent from this process to any watercourse. If detergents are used for cleaning of vehicles then this site must be carried out on a suitable hardstanding draining into the foul sewer (subject to permission of Dwr Cymru Cyf).
6. Provisions for the storage and maintenance of plant shall be constructed in accordance with the working plan and shall be maintained to the original standard as specified in the working plan.
7. Artificial lighting shall be provided for those operations which are to be carried out during the hours of darkness, as defined by the statutory lighting up times published by the Science Research Council, at the locations specified and as specified in the working plan. The lighting shall be maintained to the original standard as specified in the working plan.
8. Storage containers for liquids shall be a type and construction suitable for the liquids which they contain and labelled to show their contents. They shall conform, where necessary, to all relevant safety and construction standards.

and shall be installed at a location and to a specification in accordance with the working plan. The containers shall be maintained to the original standard as specified in the working plan.

9. Provision shall be made within the confines of the facility for the parking, loading and unloading of vehicles transporting wastes to and from the facility in accordance with the working plan.
10. The emergency plan (as detailed in the Working Plan) shall detail the procedures to be adopted in the event of the release of any hazardous material, liquid or gas. The Emergency plan shall be reviewed at six monthly intervals and shall be updated whenever necessary to account for changes in personnel or other circumstances. The updated emergency plan shall be forwarded forthwith to the Disposal Authority.

SCHEDULE C - TYPES OF WASTE

Permitted Waste

1. The types of wastes acceptable at the facility and the maximum quantity stored shall consist only of the following:-

	<u>Maximum Quantity</u>
Domestic and Commercial Waste.	7.5 tonnes
Potentially combustible and non-hazardous industrial waste.	30.0 tonnes
Inert and non-flammable non-hazardous industrial waste.	40.0 tonnes
Waste from construction industry.	1500 tonnes.
Metal scrap	20.0 tonnes

Excluded Wastes

2. Notwithstanding the generality of the types of waste specified in this Schedule the following wastes shall be specifically excluded from delivery of the facility.
- a) Controlled waste being defined as 'Special Waste' in the Control of Pollution (Special Waste) Regulations, 1980 and any subsequent amendment, except battery acid and petrol.
 - b) Percussives and explosives and other substances with similar characteristics, except where such wastes are in such a form or state where the percussive or explosive properties are and will remain ineffective.
 - c) Any waste containing flammable solvents, except petrol.
 - d) Substances within the Control of Radioactive Substances Act 1960 and any subsequent amendments.
 - e) Any waste containing elemental sodium, potassium, or any other metal which is in a fine powdered form.
 - f) Oil contaminated metal swarf.
 - g) Batteries.
 - h) Dismantled/scrap vehicles.

SCHEDULE D - OPERATIONS

1. The licence holder shall operate the facility in accordance with the Working Plan as agreed with the Disposal Authority and contained in Schedule E of this licence.
2. Any proposed modification of the agreed working plan shall be submitted to the Disposal Authority together with the proposed date of implementation of least 6 weeks before the proposed date of such implementation.
3. The licence holder shall obtain the written agreement of the Disposal Authority for any proposed modification to the actual conduct of the operations from the proposals approved in the Working Plan.
4. The types of wastes accepted at the facility shall consist of those specified in Schedule C of this licence. All wastes shall be visually inspected to ensure that they conform with the requirements of Schedule C of this licence. Any wastes not conforming to the requirements of Schedule C shall be rejected as unsuitable for disposal at the facility.
5. Each container used for storage shall be of sound physical condition and marked with the waste type as detailed in the working plan. Wastes shall be stored according to types and segregated in the storage areas as detailed in the working plan.
6. The Disposal Authority shall be notified immediately of any waste that has been rejected as unsuitable for disposal in accordance with condition 4 and Schedule C of this licence. This modification shall include the nature and quantity of waste, the name and address of the producer of the waste, the name and address of the vehicle's driver and operator, and the time of rejection of the waste.
7. The facility shall be manned and supervised during operating hours (see condition 8 below) in accordance with the working plan. Supervisors must be able to identify the types of waste permitted by this licence and those wastes specifically excluded. Any changes in the names, qualifications or positions of any management or supervisors as indicated in the Working Plan, must be communicated to Neath Borough Council immediately.
8. Permitted wastes shall be delivered to and removed from the facility between the hours specified below. Except in cases of emergency, no delivery or removal of waste shall take place outside these hours without the prior approval of the Disposal Authority. All circumstances of emergency movement of such wastes shall be reported forthwith in writing to the Waste Disposal Authority.

Operations

Monday - Friday	From:	8.00 a.m.
	To:	6.00 p.m.
Saturdays	From:	8.00 a.m.
	To:	6.00 p.m.
Bank Holidays and Sundays	From:	8.00 a.m.
	To:	6.00 p.m.

9. A written record shall be kept of the characteristics and quantities of all wastes delivered to the facility, the name and address of the person delivering the waste, the date and time of the delivery, and identification of the origin of the waste. This record shall be available to any representative of the Disposal Authority for inspection at the facility at any reasonable time.
10. A summary of the records required by condition 9 above of all wastes delivered to the facility in a calendar month shall be submitted to the Disposal Authority before the tenth day of the succeeding calendar month.
11. No waste material shall be burnt within the boundaries of the facility. Any outbreak of fire shall be regarded as an emergency and immediate action shall be taken to extinguish it. Fire fighting equipment and emergency water supplies shall be provided, maintained and identified in accordance with the working plan. All outbreaks of fire shall be reported immediately to the County Fire Brigade and the Disposal Authority.
12. In the event of an emergency, the appropriate procedures specified in the emergency plan required by condition 10 of Schedule B shall be implemented. The Disposal Authority shall be informed forthwith of any emergency. The circumstances of an emergency shall be confirmed to the Disposal Authority in writing as soon as possible.
13. Measures, in accordance with the working plan shall be taken to remove any mud, debris or any other material that is deposited on any roadway by vehicles using the facility. These measures shall include the sweeping of the site access road, hard surfaced areas and the public highway leading from the facility.
14. All vehicles carrying light wastes shall be adequately covered to prevent any loss of contents by wind or vehicle movements.

15. Not less frequently than once a week or at a greater frequently as directed by the Disposal Authority any loose waste which may be lying at the facility or its immediate environs shall be collected and disposed of in accordance with the working plan.
16. Measures in accordance with the working plan shall be taken to deal effectively with any vermin and insects at the facility.
17. Measures, including proper maintenance and use, shall be undertaken to control the noise of machinery and vehicles operating at the facility which may be detrimental to the amenities of the locality.
18. Measures in accordance with the working plan shall be taken to effectively suppress dust and malodours which may be detrimental to the amenities of the locality.
19. ~~All vehicles and machinery accepted at the facility and scheduled for storage prior to destruction; shall, on arrival, be drained of all liquids on a bunded hard standing area that drains to a blind sump as detailed in the working plan. All liquids so removed shall be stored in accordance with the working plan.~~ Remove this!
20. Any areas in which any flammable liquids are stored shall be designed NO SMOKING AREAS and appropriate signs shall be prominently displayed.
21. Materials segregated for resale or reuse shall be unloaded, sorted, stored and loaded only within the areas indicated in the working plan.
22. Any material segregated for resale or reuse shall be removed forthwith, if it is causing pollution of water, or is a danger to public health or is seriously detrimental to the amenities of the locality.
23. No materials or skips shall be stored on the various areas at the facility to a height greater than 3 metres, and this height and this height shall be clearly marked at an appropriate point in these areas.
24. No storage, breaking, crushing, draining or flushing of equipment containing liquid polychlorinated bi-phenyls shall be undertaken.
25. Any cessation of operations for a period in excess of 12 weeks shall be notified to the Disposal Authority. Not less than 14 days notice shall be given to the Disposal Authority of the date on which operations are to recommence in the event of such a cessation.

26. A copy of any notice or instruction received in respect of the facility from any authority, other than the Disposal Authority, which in any way relates to the use of the facility, shall be given to the Disposal Authority within 3 days of the receipt of such a notice or instruction.
27. The terms of this licence shall be made known to any person who is given responsibility for the management or control of the facility and be available at all times at the facility for the use of such persons.
28. Notwithstanding the generality of the conditions in this Schedule, the activities to which this licence relates shall not be carried on so as to cause pollution to water or danger to public health or become seriously detrimental to the amenities of the locality affected by the activities.

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