



PERMIT



OUTGOING-1

CONTROL OF POLLUTION ACT 1974

Section 7

Notice of Modification of Waste Disposal Licence Conditions

To The Secretary,
Brisco Waste Disposal Limited,
89 Ystrad Road, Fforestfach,
Swansea.

WHEREAS on 3rd November 1987 the Swansea City Council granted to you a Waste disposal Licence relating to land at 89 Ystrad Road, Fforestfach.
Subject to the conditions set out therein

I/ANB WHEREAS on 19 you applied to the Authority to modify the said Conditions;

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

Condition 2 - The use of compaction equipment and the transferring of skipped waste to be restricted to the hours of 08.00 hours and 16.30 hours Monday to Friday and 08.00 hours to 13.00 hours on Saturday and not at all on Sunday and Bank holidays.

Access of vehicles carrying loaded skips for overnight storage to be restricted to 18.00 hours Monday to Friday and 14.30 hours on Saturday.

Such modification shall take effect on 19th September 1988 at 08.00 hours.

In the opinion of the Authority it is necessary for the purpose of preventing pollution of water or danger to public health that Section 10 (2) of the Control of Pollution Act 1974 should not apply.

DATED 14th September 1988 .

(Signed)

Chief Environmental Health Officer

The Guildhall
Swansea

N.B. - 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 overleaf)

Signed

Dated

16/9/88

[The person on whom this notice is served may also make application to the Secretary of State for a ruling as to whether the Authority has acted reasonably in including the above statement as to the non-application of Section 10 (2) of the Act. See notes overleaf.]

NOTES

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 6 months of the date of this notice to the Secretary, Department of the 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 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, 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.