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Asiantaeth yr Amgylchedd Cymru
Environment Agency Wales

ENVIRONMENTAL PROTECTION ACT 1990
SECTION 37

WASTE MANAGEMENT LICENCE
NOTICE OF MODIFICATION

LICENCE REF No: EAWML/37054	**FACILITY TYPE: Transfer Station**
LICENCE HOLDER: **SITA Wastecare Ltd** **SITA House** **Grenfell Road** **Maidenhead** **Berkshire** **SL6 1ES** **Company Registration No 1594364**	**LICENSED FACILITY:** **Ruthin Civic Amenity Site** **Land Off Lon Parcwr** **Ruthin** **Denbighshire** **NGR SJ1230059200**

WHEREAS on the 2nd April 1993 the Rhuddlan Borough Council issued a waste disposal (now to be treated as a waste management licence) licence in pursuance of its powers under Part I of the Control of Pollution Act 1974 for the above named facility to you

AND WHEREAS on 31st March 1995, 19th Jan 1998, 21st May 1999, 13th March 2000 and 1st November 2001 the Agency modified said licence

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

Signed P.S. Reynolds

Name Paula Reynolds
Environment Management Team Leader

Dated 10/08/07

This modification shall take effect on 13th August 2007 at 00.01 hours

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

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Environment
Agency Wales

Add new conditions

SCHEDULE – CONDITIONS RELATING TO THIS MODIFICATION

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

Delete existing conditions

Definitions and Notes
A.1, A.2, A.3, A.4, A.5, A.6, A.7, A.8, A.9, A.10, A.11, A.12, A.13, A.14, A.16

Plans and Drawings
B.1, B.2, B.3

Operational Control
C.1, C.2, C.4, C.5, C.6, C.7, C.8

Hours of Operation Lighting and Emergency Work
D.1, D.2, D.3, D.4, D.5, D.6, D.7, D.8, D.9

Types of Waste
E.1, E.2

Information for Display Purposes
F.1, F.2, F.3, F.4, F.5, F.6

Site Control Office and Welfare Facilities
G.1, G.2

Site Records
H.1, H.2, H.3, H.4, H.5

Manning Levels and Supervision
I.1, I.2, I.3

Site Preparation and Security
J.1, J.2, J.3, J.4, J.5, J.6, J.7, J.8, J.9, J.10

Site Drainage Base and Overhead Services
K.1, K.2, K.3, K.4, K.5

Storage of Liquids
L.1

Site Operations
M.1, M.2, M.3, M.4, M.5, M.6, M.7, M.8, M.9, M.10, M.11

Nuisances
N.1, N.2

Conditions

1 - MANAGEMENT

1.1 General management

1.1.1 The activities shall be managed and operated:

(a) in accordance with a management system, which identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents and non-conformances and those drawn to the attention of the licence holder as a result of complaints; and

(b) by sufficient persons who are competent in respect of the responsibilities to be undertaken by them in connection with the operation of the activities.

1.1.2 Records demonstrating compliance with condition 1.1.1 shall be maintained.

1.1.3 Any persons having duties that are or may be affected by the matters set out in this licence shall have convenient access to a copy of it kept at or near the place where those duties are carried out.

1.2 Accident management plan

1.2.1 The licence holder shall:

(a) maintain and implement an accident management plan;

(b) review and record at least every 4 years or as soon as practicable after an accident, (whichever is the earlier) whether changes to the plan should be made;

(c) make any appropriate changes to the plan identified by a review.

1.3 Site security

1.3.1 Site security measures shall prevent unauthorised access to the site, as far as practicable.

2 – OPERATIONS

2.1 Licensed activities

2.1.1 The licence holder is authorised to carry out the activities specified in schedule 2, table 2.1 ("the activities").

2.2 Waste acceptance

2.2.1 Wastes shall only be accepted if:

(a) it is of a type and quantity listed in schedule 2, table 2.2; and

(b) except for household waste accepted from householders it conforms to the description in the documentation supplied by the producer and holder.

2.2.2 Records shall be maintained of all waste accepted onto the site.

3 – EMISSIONS AND MONITORING

3.1 Emissions to air, water, or land

3.1.1 There shall be no point source emissions to air, water or land.

3.2 Transfers off-site

3.2.1 Records of all the wastes sent off site from the activities, for either disposal or recovery shall be maintained.

3.3 Fugitive emissions of substances

3.3.1 Fugitive emissions of substances (excluding odour and noise) shall not cause pollution. The licence holder shall not be taken to have breached this condition if appropriate measures have been taken to prevent or where that is not practicable, to minimise, those emissions.

3.3.2 Litter or mud arising from the activities shall not cause pollution. The licence holder shall not be taken to have breached this condition if appropriate measures have been taken to prevent or where that is not practicable, to minimise, the litter and mud.

3.3.3 Litter and mud arising from the activities shall be cleared from affected areas outside the site as soon as practicable.

3.3.4 All liquid wastes, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the licence holder has used other appropriate measures to prevent or where that is not practicable, to minimise, leakage and spillage from the primary container.

3.4 Odour

3.4.1 Emissions from the activities shall be free from odour at levels likely to cause annoyance outside the site, as perceived by an authorised officer of the Agency, unless the licence holder has used appropriate measures to prevent or where that is not practicable, to minimise, the odour.

3.5 Noise

3.5.1 Emissions from the activities shall be free from noise at levels likely to cause annoyance outside the site, as perceived by an authorised officer of the Agency, unless the licence holder has used appropriate measures to prevent or where that is not practicable, to minimise, the noise.

3.6 Pests

3.6.1 Scavenging animals, scavenging birds and other pests shall not cause pollution. The licence holder shall not be taken to have breached this condition if appropriate measures have been taken to prevent or where that is not practicable, to minimise, such pollution.

3.7 Monitoring

3.7.1 This licence does not require any monitoring of the activities, emissions or the environment.

4 – INFORMATION

4.1 Records

4.2.1 All records required to be made by this licence shall:

(a) be legible;

(b) be made as soon as reasonably practicable;

(c) if amended, be amended in such a way that the original and any subsequent amendments remain legible, or are capable of retrieval; and

(d) be retained, unless otherwise agreed by the Agency, for at least 6 years from the date when the records were made, or in the case of the following records until licence surrender:

(i) off-site environmental and health effects; and

(ii) the condition of land and groundwater.

4.2.2 Any records required to be made by this licence shall be supplied to the Agency within 14 days, where the records have been requested in writing by the Agency.

4.2 Reporting

4.2.3 All reports and notifications required by the licence shall be sent to the Agency using the contact details supplied in writing by the Agency.

4.2.4 A summary report of the waste types and quantities accepted and removed from the site shall be made for each quarter. It shall be submitted to the Agency within one month of the end of the quarter, and shall be in the format required by the Agency.

4.3 Notifications

4.3.1 The Agency shall be notified without delay following the detection of:

(a) any malfunction, breakdown or failure of equipment or techniques, accident or fugitive emission which has caused, is causing or may cause significant pollution;

(b) the breach of a limit specified in this licence; and

(c) any significant adverse environmental and health effects.

4.3.2 Written confirmation of actual or potential pollution incidents and breaches of emission limits shall be submitted within 24 hours.

4.3.3 Prior written notification shall be given to the Agency of the following events and in the specified timescales:

(a) as soon as practicable prior to the permanent cessation of any of the activities;

(b) cessation of operation of all or part of the activities for a period likely to exceed 3 months;

(c) resumption of the operation of all or part of the activities after a cessation notified under (b) above

4.3.4 Where the Agency has requested in writing that it shall be notified when the licence holder is to undertake monitoring and/or spot sampling, the licence holder shall inform the Agency when the relevant monitoring is to take place. The licence holder shall provide this information to the Agency at least 14 days before the date the monitoring is to be undertaken.

4.3.5 The Agency shall be notified within 7 days of any changes in technically competent management and the name of any incoming person together with evidence that such person has the required technical competence.

4.3.6 The Agency shall be notified within 14 days of the licence holder and/or any relevant person being convicted of a relevant offence, (unless such information has already been notified to the Agency), with details of the nature of the offence, the place and date of conviction, and the sentence imposed.

4.3.7 The Agency shall be notified within 14 days of the licence holder and/or any relevant person lodging an appeal against a conviction for any relevant offence and of the outcome when the appeal is decided.

4.3.8 The Agency shall be notified within 14 days of the occurrence of the following matters except where such disclosure is prohibited by Stock Exchange rules:

a) Where the licence holder is a registered company:

- any change in the licence holder's trading name, registered name or registered office address
- any change to particulars of the licence holder's ultimate holding company (including details of an ultimate holding company where a licence holder has become a subsidiary);
- any steps taken with a view to the licence holder going into administration, entering into a company voluntary arrangement or being wound up; and
- if the licence holder is not the operator: any change in the operators trading name; address; registered name or registered office address.

b) Where the licence holder is a corporate body other than a registered company:

- any change in the licence holder's name or address;
- any steps taken with a view to the dissolution of the licence holder; and
- if the licence holder is not the operator: any change in the operators trading name; address; registered name or registered office address.

c) In any other case:

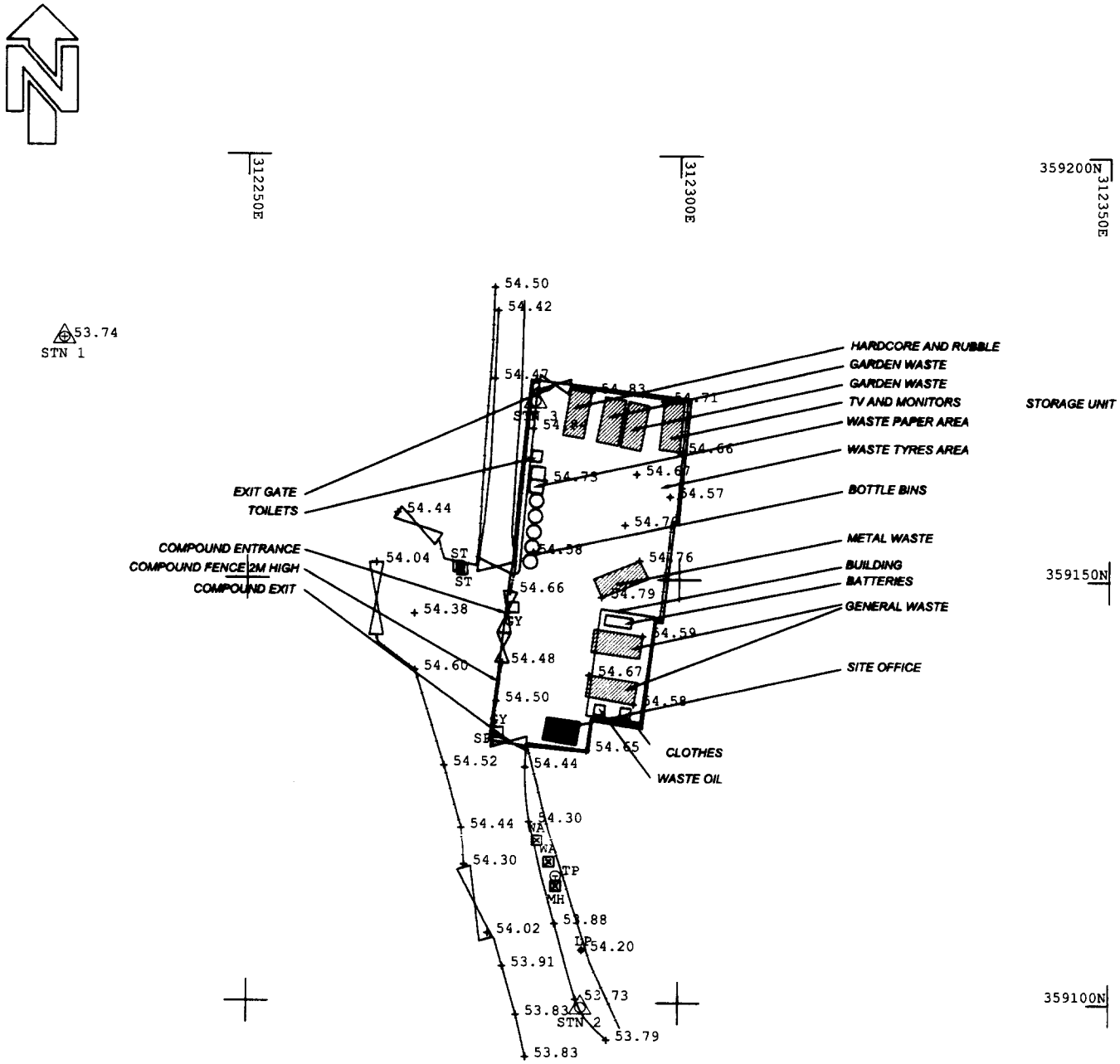
- the death of any of the named licence holders (where the licence holder consists of more than one named individual);
- any steps taken with a view to the licence holder, or any one of them, going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case of them being in a partnership, dissolving the partnership; and
- if the licence holder is not the operator: any change in the operators trading name; address; registered name or registered office address.

4.3.9 The Agency shall be notified at least 7 days in advance of the commencement of any of the activities.

4.4 Interpretation

4.4.1 In this licence the expressions listed in schedule 3 shall have the meaning given in that schedule.

Schedule 1- Site plan



NOTES

1. SURVEY CARRIED OUT BY SLR CONSULTING LTD, 27.06.2006.

2. THIS PLAN IS ORIENTATED TO ORDNANCE SURVEY NATIONAL GRID & NEWLYN DATUM DERIVED FROM ORDNANCE SURVEY ACTIVE NETWORK.

3. LICENCE BOUNDARY (RED) ————

KEY

Operational Survey Control
Stn1 E 312226.711 N 359178.118 Ht 53.741
Stn2 E 312283.212 N 359170.920 Ht 55.049
Stn3 E 312288.888 N 359099.394 Ht 53.854

SP — SIGN POST

LP — LAMP POST

GY — GULLY

SITE OFFICE

RECYCLING CONTAINERS

Revision	Issue Date	Issue By	Comments
0	JUL 2006	VSQ	

SITA suez

Site: RUTHIN CIVIC AMENITY SITE

Project: NATIONAL SURVEY CONTRACT

Drawing: **Compound Survey June 27th 2006**

Date: JUNE 2006

Scale: 1:500

Drawing No. 1

401-0079-00112-160 RRCSS26JUN060 401/BH

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HP18 9PH
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Schedule 2 - Operations

Table 2.1 Licensed activities	
Description of activities	**Limits of activities**
D15: Storage of waste pending any of the operations listed in paragraphs 1 to 14 of this Part of this Schedule, but excluding temporary storage, pending collection, on the site where the waste is produced. **R13**: Storage of waste pending any of the operations listed in paragraphs 1 to 12 of this Part of this Schedule, but excluding temporary storage, pending collection, on the site where it is produced. **D14:** Repackaging of waste prior to the waste being submitted to any of the operations listed in paragraphs 1 to 13 of this Part of this Schedule. **D9**: Physico-chemical treatment of waste not listed elsewhere in this Part of this Schedule which results in final compounds or mixtures which are discarded by means of any of the operations listed in paragraphs 1 to 12 of this Part of this Schedule (for example, evaporation, drying, calcination). **R3**: Recycling or reclamation of organic substances which are not used as solvents, including composting and other biological transformation processes. **R4**: Recycling or reclamation of metals and metal compounds **R5**: Recycling or reclamation of other inorganic materials	All waste must be kept on an impermeable surface with sealed drainage. The maximum quantity of hazardous waste and waste oils (in aggregate) that can be accepted, stored or treated at the site in connection with a disposal operation shall not exceed 10 tonnes per day. Hazardous wastes for disposal must be kept within clearly identified, secure lockable containers. Treatment consisting only of manual sorting, separation, shredding or compaction of waste into different components for disposal, (no more than 50 tonnes per day) or recovery. Waste must be treated on an impermeable surface with sealed drainage.

Table 2.2 Licensed waste types and quantities

Maximum Quantities

The quantity of wastes listed below, accepted at the site shall be less than 5,000 tonnes a year.

Exclusions

Notwithstanding the specification of waste types below, wastes shall not be accepted at the site which have any of the following characteristics:

- Consisting solely or mainly of dusts, powders or loose fibres

Waste Code	Description
20	MUNICIPAL WASTES (HOUSEHOLD WASTE AND SIMILAR COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL WASTES) INCLUDING SEPARATELY COLLECTED FRACTIONS
20 01	[illegible]
20 01 01	paper and cardboard
20 01 02	glass
20 01 08	biodegradable kitchen and canteen waste

Table 2.2 Licensed waste types and quantities	
20 01 10	clothes
20 01 11	textiles
20 01 13*	solvents
20 01 14*	acids
20 01 15*	alkalines
20 01 17*	photochemicals
20 01 19*	pesticides
20 01 21*	fluorescent tubes and other mercury containing waste
20 01 23*	discarded equipment containing chlorofluorocarbons
20 01 25	edible oil and fat
20 01 26*	oil and fat other than those mentioned in 20 01 25
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 33*	batteries and accumulators included in 16 06 01, 16 06 02 or 16 06 03 and unsorted batteries and accumulators containing these batteries
20 01 34	batteries and accumulators other than those mentioned in 20 01 33
20 01 35*	discarded electrical and electronic equipment other than those mentioned in 20 01 21 and 20 01 23 containing hazardous components
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 37*	wood containing dangerous substances
20 01 38	wood other than that mentioned in 20 01 37
20 01 39	plastics
20 01 40	metals
20 01 41	wastes from chimney sweeping
20 02	garden and park wastes (including cemetery waste)
20 02 01	biodegradable waste
20 02 02	soil and stones
20 02 03	other non-biodegradable wastes
20 03	other municipal wastes
20 03 01	mixed municipal waste
20 03 07	bulky waste

Table 2.2 Licensed waste types and quantities	
13	OIL WASTES AND WASTES OF LIQUID FUELS
13 02	[illegible]
13 02 05*	mineral-based non chlorinated engine, gear and lubricating oils
13 02 06*	synthetic engine, gear and lubricating oils
13 02 07*	readily biodegradable engine, gear and lubricating oils
16	WASTES NOT OTHERWISE SPECIFIED IN THE LIST
16 05	[illegible]
16 05 05	gases in pressure containers other than those mentioned in 16 05 04

Schedule 3 – Interpretation

"accident" means an accident that may result in pollution.

"authorised officer" means any person authorised by the Agency under section 108(1) of The Environment Act 1995 to exercise, in accordance with the terms of any such authorisation, any power specified in Section 108(4) of that Act.

"emissions to land", include emissions to groundwater.

"fugitive emission" means an emission to air, water or land from the activities which is not controlled by an emission limit.

"groundwater" means all water, which is below the surface of the ground in the saturation zone and in direct contact with the ground or subsoil.

"impermeable surface" means a surface or pavement constructed and maintained to a standard sufficient to prevent the transmission of liquids beyond the pavement surface, and should be read in conjunction with the term "sealed drainage system" (below).

"notify/notified without delay" means that a telephone call can be used, whereas all other reports and notifications must be supplied in writing, either electronically or on paper

"pollution" includes pollution of the environment, harm to human health and serious detriment to the amenities of the locality, resulting from the licensed activities.

"quarter" means a calendar year quarter commencing on 1 January, 1 April, 1 July or 1 October.

"relevant person" and *"relevant offence"* shall have the meaning given to them in the Environmental Protection Act 1990

"sealed drainage system" in relation to an impermeable surface, means a drainage system with impermeable components which does not leak and which will ensure that:

(a) no liquid will run off the surface otherwise than via the system;

(b) except where they may lawfully be discharged, all liquids entering the system are collected in a sealed sump.

"sewer" means sewer within the meaning of section 219(1) of the Water Industry Act 1991.

"technically competent management" and *"technical competence"* shall be as prescribed under Section 74 of the Environmental Protection Act 1990.

"waste code" means the code specified in The List of Wastes (England) Regulations 2005 (SI 2005 No. 895) as amended, or The List of Wastes (Wales) Regulations 2005 (SI 2005 No.1820) (W.148) as amended. Codes marked with an * are hazardous waste, as defined in those regulations. Licence conditions apply to those wastes listed with a six-digit code.

"Waste Management Licensing Regulations", means The Waste Management Licensing Regulations 1994 (SI1994 No. 1056) (as amended).

"year" means calendar year commencing on 1st January.

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

Tel: 0117 372 8726
Fax: 0117 372 8139

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

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.