

ENVIRONMENTAL PROTECTION ACT 1990. SECTION 37

WASTE MANAGEMENT LICENCE NOTICE OF MODIFICATION

LICENCE REF No:- EAWML/37203 LICENCE HOLDER:- C & M Plant Hire Limited C & M Plant Hire Limited Garreg Farm Trearddur Bay Holyhead Anglesey LL65 2YL Company Reg No 1808725	FACILITY TYPE:- TRANSFER AND LANDFILL LICENSED FACILITY:- Rhuddlan Bach Quarry at Rhuddlan Bach Quarry, Brynteg Anglesey
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WHEREAS on 21st September 1999 the Environment Agency issued a Waste Management Licence, reference number EAWML/37203, in pursuance of its powers under Part II of the Environmental Protection Act 1990 for the above named facility to you.

NOTICE IS HEREBY GIVEN that the Environment 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 _____
EMYR JONES
Team Leader Environment Management

Dated _____

This modification shall take effect on*****at 00.01 hours

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

Asiantaeth yr Amgylchedd
Llwyn Brain
Ffordd Penlan
Parc Menai
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LL57 4BP
Ffon 01248 670770
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Environment Agency
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DEPT. SCANNED	CC
DATE SCANNED	13/4/04
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SCHEDULE - CONDITIONS RELATING TO THIS MODIFICATION

Modification of conditions under section 37 (1) (a) of the Environmental Protection Act 1990 as follows:

Delete existing conditions 5.1.1, 5.1.3 and 5.1.6

Add new conditions

- 5.11 Unless otherwise agreed in writing with the Agency, no wastes shall be deposited for disposal unless.
- a readings as specified in table 5.1.3 have been made at each of the monitoring points required to be installed by virtue of conditions 2.5.2 and 2.5.3.
 - b the results of pre-monitoring have been submitted to the agency along with a plan showing the positions of the monitoring points and details of their construction.
 - c an analysis of the results suggesting background levels for individual gasses for future reference to the Landfill Gas Emergency Plan Action Plan produced by virtue of condition 5.1.6
 - d the Agency has provided written confirmation of acceptance of the results and suggested background levels
- 5.1.3 Unless otherwise agreed in writing with the Agency the monitoring and sampling of landfill gas shall be carried out in accordance with the requirements specified in the table below

Determinands	Monitoring frequencies	Units and Accuracies	Trigger Levels
Methane	Minimum Frequency once per month. Once per week for maximum of 12 weeks prior to start of operations* Once per week for maximum of first 6 weeks of operations	0.01% v/v	In accordance with condition 5.2.10
Carbon dioxide	Minimum Frequency once per month. Once per week for maximum of 12 weeks prior to start of operations* Once per week for maximum of first 6 weeks of operations	0.01% v/v	In accordance with condition 5.2.10
Oxygen	Minimum Frequency once per month. Once per week for maximum of 12 weeks prior to start of operations* Once per week for maximum of first 6 weeks of operations	0.01% v/v	In accordance with condition 5.2.10
Temperature	Minimum Frequency once per month. Once per week for maximum of 12 weeks prior to start of operations* Once per week for maximum of first 6 weeks of operations		
Differential pressure	Minimum Frequency once per 3 months. Three readings prior to start of operations* Two readings for first 6 weeks of operations		
Atmospheric pressure	Minimum Frequency once per month. Once per week for maximum of 12 weeks prior to start of operations* Once per week for maximum of first 6 weeks of operations		

* Applies only to those monitoring points installed by virtue of conditions 2.5.2 and 2.5.3

- 5.1.6 Unless otherwise agreed in writing with the Agency no waste shall be deposited until trigger levels for the presence of carbon dioxide and methane have been agreed with the Agency. A landfill gas monitoring Action Plan specifying the steps to be taken in the event of landfill gas trigger levels being exceeded shall be submitted to the Agency.

In the event that any results exceed the agreed trigger levels:

- a** the results shall be notified to the Agency immediately and confirmed in writing by the next working day;
- b** the landfill gas monitoring action plan shall be implemented immediately.

Periodic reporting of environmental performance

- 5.2.10 By 30 July 2004 and subsequently every two years, or such other time as is agreed in writing with the Agency, The Licence Holder shall provide to the Agency, a report on the environmental performance of the site, which shall include the following information:
- a** an analysis and review of the environmental monitoring results recorded for the site under the licence conditions, with an interpretation of the trend of the results against background and trigger levels;
 - b** a review of the trigger levels agreed in the letter from Oaktree Environmental dated 19 July 2002 or subsequently agreed as a result of reports submitted under this condition;
 - c** a review of the landfill gas and water environment action plans for the site, taking account of the findings under (a);
 - d** where changes to the action plans are identified under (c), a review of the risk management systems provided for the site.

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
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.