



ASiantaeth YR  
AMGYLCHEDD CYMRU  
ENVIRONMENT  
AGENCY WALES

## ENVIRONMENTAL PROTECTION ACT 1990. SECTION 37

### WASTE MANAGEMENT LICENCE NOTICE OF MODIFICATION

|                                                                                                          |                                                                                                  |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| <b>LICENCE REF No:-</b> 2/93 (EAWML30101)                                                                | <b>FACILITY TYPE:-</b> Transfer station                                                          |
| <b>LICENCE HOLDER:</b><br><br>Dragon Waste Limited<br>Peninsula House<br>Rydon Lane<br>Exeter<br>EX2 7HR | <b>LICENSED FACILITY:</b><br><br>Llanfoist Transfer Station<br>Llanfoist<br>Abergavenny<br>Gwent |

SCANNED  
- 8 FEB 2005

**WHEREAS** on the 18 June 1993 Monmouth Borough Council issued a waste disposal licence (now to be treated as a waste management 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 1 September 1995 Monmouth Borough Council as the Waste Regulation Authority modified the conditions of the said licence in pursuance of Section 37 of the Environment Protection Act 1990

**AND WHEREAS** on the 1 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 29 March 1999 the Agency modified the conditions of the said licence in pursuance of Section 37 of the Environment Protection Act 1990

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

Signed Nadia De Longhi  
**NADIA DE LONGHI**  
Team Leader Regulatory Waste

Dated 23<sup>rd</sup> December 2004

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

Environment Agency Wales  
Rivers House  
St Mellons Business Park  
St Mellons  
Cardiff  
CF3 0EY

Asiantaeth yr Amgylchedd Cymru  
Plas Yr Afon  
Parc Busnes Llaneirwg  
Llaneirwg  
Caerdydd  
CF3 0EY

## **SCHEDULE - CONDITIONS RELATING TO THIS MODIFICATION**

**Delete** the following *description of* conditions that appear on the front sheet of the licence. That front sheet being addressed to Dragon Waste Limited and dated 18 June 1993

“(the “licence holder”) to operate a transfer station for non-special waste (the “facility”) on land at Llanfoist, Abergavenny, Gwent, grid reference SO 296 132 which is edged in red on the drawing attached to this licence being land occupied by the licence holder.”

**Add** the following description of conditions to the front sheet of the licence. That front sheet being addressed to Dragon Waste Limited and dated 18 June 1993

“(the “licence holder”) to operate a transfer station (the “facility”) on land at Llanfoist, Abergavenny, Gwent, grid reference SO 296 132 which is edged in red on the drawing attached to this licence being land occupied by the licence holder.”

### **Schedule B, Condition 1 is deleted and replaced as follows:**

1. Types of wastes to be accepted at the facility (subject to the exclusions specified below):

Household, commercial and industrial waste as defined in the Environmental Protection Act 1990 Section 75 and Regulations made thereunder.

### **Schedule B, Conditions 3 and 4 are added as follows:**

3. Only cement or resin bonded asbestos waste produced and delivered to the Civic Amenity site by a householder, shall be transferred and stored at the Transfer Station.
4. Notwithstanding Schedule B Condition 2, the maximum quantity of bonded asbestos stored at the site shall not exceed 6 tonnes.

### **Schedule B, Exclusion (a) is to be deleted and replaced as follows:**

- a Hazardous waste except, cement or resin bonded asbestos deposited as household waste at the civic amenity site.

### **Schedule C, Condition 3 is deleted and replaced as follow:**

3. **Provision of site identification board**
  - 3.1 No wastes shall be received at the site until an identification board has been provided at or near the site entrance.
  - 3.2 The identification board shall be inspected at least once per week. In the event of damage or defect, the board shall be repaired or replaced within 3 working days.
  - 3.3 The board shall be easily readable from outside the site entrance in daylight hours, and shall display the following information:
    - a Site name and address;
    - b Licence Holder name (company name, not individual name unless justified as necessary);
    - c Operator name (company name, not individual name unless justified as necessary);
    - d Licence number;

## Interpretation

In these conditions and their interpretation, unless the context otherwise requires, the following terms have the specified meanings:

***"accepted"***

for waste being delivered to the site, shall mean accepted as waste input to the site for storage and/or processing and/or disposal under the specified waste management operations;

***"authorised officer of the Agency"***

means any person(s) authorised in writing by the Agency pursuant to section 108(1) of the 1995 Act to exercise any of the powers specified in subsection (4) of that section;

***"consequences"***

for **risk assessments** carried out within these conditions, means the adverse effects of harm as a result of realising a **hazard** which causes the quality of human health (other than health and safety of site staff or visitors to the site covered under the Health and Safety at Work Act 1974) or the environment to be impaired in the short or longer term.

***"sealed container"***

means a container which does not permit either the ingress or egress of liquids, or the escape of dusts or wastes contained within it;

***"engineered"***

for works specified in these conditions, means carried out and completed using the relevant engineering process specified in these conditions;

***"engineering"***

for engineering works specified in these conditions, means the relevant process of design, construction or installation, quality assurance or validation or commissioning specified in these conditions;

***"environmental targets or receptors"***

for **risk assessments** carried out within these conditions, shall mean identified human and environmental populations or components, as specified in these conditions or otherwise agreed by the Agency within these conditions.

***"groundwater"***

means any water contained in underground strata;

***"hazard"***

means a property that in particular circumstances could lead to harm;

***"Hazardous household waste"***

Household waste that exhibits any of the hazardous properties specified in Annex 3 of the Hazardous Waste Directive (Council Directive 91/689/EC) except for those specifically excluded by condition 1.2.3.

***"immediately"***

for carrying out of actions under the conditions, shall mean without delay and within a reasonable time, taking into account any more immediate direct action necessary to prevent or minimise risk to human health and the environment. For carrying out notifications to the Agency, shall also mean by the fastest effective means available (for example, telephone) and confirmed in writing within 1 working day (or such other time as may be agreed by the Agency within the conditions);

***"special waste"***

has the meaning as defined by regulation 2 of the Special Waste Regulations 1996 or any statutory provisions or regulations amending or replacing them;

***"specified waste management operations"***

means the waste management operations authorised by condition 1.1 of this licence;

***"surface water"***

means any lake, pond, river or watercourse whether natural or artificial;

***"the 1994 Regulations"***

means the Waste Management Licensing Regulations 1994 and any statutory provisions or regulations amending or replacing them.

***"the Agency"***

means the Environment Agency;

***"the Licence Holder"***

means the Licence Holder specified in this licence or other person to whom the licence has been transferred in accordance with section 40 of the Environmental Protection Act 1990;

***"the operator"***

means a person who is in occupation of the site and has responsibility for carrying out day to day activities at the site;

***"the site"***

means the land, structures, plant and equipment to which this licence relates;

***"time periods, e.g. annually, quarterly, monthly, per year, etc. "***

Where periods are referred to in conditions, they shall be calculated in the following way:

annually or per year: 1 April to 31 March;

quarterly: 1 April to 30 June, 1 July to 30 September, 1 October to 31 December, 1 January to 31 March;

monthly: calendar month;

weekly: Monday to Sunday.

Where the issue of the licence does not coincide with the start of any of these periods, then any relevant limits for the first period shall apply pro rata;

***"waste"***

means controlled waste as defined in section 75(4) of the 1990 Act and the Controlled Waste Regulations 1992 or any statutory provisions or regulations amending or replacing them;