



OUTGOING



PERMIT

LICENCE NO. 940131

SHEET 1 OF 12

MERTHYR TYDFIL BOROUGH COUNCIL

CONTROL OF POLLUTION ACT 1974
LICENCE TO DISPOSE OF WASTE

The Merthyr Tydfil Borough Council in pursuance of the powers conferred on them by the Control of Pollution Act 1974, hereby license:

Mr Alan Humphries and Mr Colin David Jenkins

herein after called the "licence holders" to operate a scrap metal processing yard, hereafter called the "facility" on land at Plot 4, Pengarnddu, Dowlais, Merthyr Tydfil, grid reference E30780, N20885, which is edged in red on the drawings attached to this licence, being land occupied by the licence holder.

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

Dated this SIXTH day of APRIL 1994

Signed:

(Authorised Officer)

The licence holders attention is drawn to the notes overleaf

NOTES

These notes are for general guidance only and they 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 ENVIRONMENTAL PROTECTION ACT 1990, HEALTH AND SAFETY AT WORK ETC., ACT 1974, THE RADIOACTIVE SUBSTANCES ACT 1960, THE TOWN AND COUNTRY PLANNING ACTS, BUILDING REGULATIONS, and ALL RELEVANT WATER PROTECTION and ENVIRONMENTAL HEALTH LEGISLATION, SCRAP METAL DEALERS ACT 1964, which may cover the proposed activities.

All discharges to sewers have to meet the requirements of the Water Company. Any diversion or other changes will also require Water Company approval. Discharge to any watercourse or to soakaway require the consent of the National Rivers Authority.

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 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 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, 7, 9, and 16 of the Control of Pollution Act 1974. A brief resume is included below.

Section 3

Prohibits under penalty the deposit of waste, or the use of plant or equipment, otherwise than in accordance with the terms of a licence. This Section applies to all the conditions contained herein, including any which may be the subject of 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 7

Activities which cause pollution of water, danger to public health or would be seriously detrimental to the amenities of the locality may lead to revocation of this Licence.

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 contained in this licence are not being complied with.

Penalties under Section 3

A person or corporate body 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 (2) years or a fine or both.

Where a person contravenes Section 3(1) and the waste is poisonous, noxious or polluting, or it is likely to give rise to an environmental hazard the person would be liable on summary conviction to imprisonment for a term not exceeding 6 months or a fine not exceeding scale 5 or both, or on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine or both.

Name of Facility: Abba Scrap
Plot 4 Pengarnddu Industrial Estate
Pengarnddu
Merthyr Tydfil

SCHEDULE A: TYPES OF WASTE

Type of waste materials acceptable at the facility and the maximum quantities stored per month shall consist only of the following:-

- | | | |
|----|--------------------------------|-----------------------|
| 1. | Scrap Vehicles | 300 Tonnes |
| | Scrap Metal) | 2000 Tonnes |
| | Swarf) | |
| 2. | Tyres | 1 x 16 cu metres skip |
| 3. | Batteries | 75 stored whole |
| 4. | Electrical Cable and Equipment | 200 Tonnes |

Notwithstanding the generality of the types of waste specified in this Schedule the following wastes shall be specifically excluded from delivery to the facility without the prior written agreement of the Disposal Authority:-

- (a) controlled waste being defined as "special waste" in the Control of Pollution (Special Waste) Regulations 1980 and any subsequent amendments, excluding battery acid waste.
- (b) substances within the control of the Radioactive Substances Act 1960 and subsequent amendments;
- (c) percussives and explosives and other substances with similar characteristics, excepting where such wastes are in such a form or state where the percussive or explosive properties are and will remain ineffective;
- (d) any waste containing free flammable solvents, except petrol;
- (e) any waste containing elemental sodium or potassium, or any metal which is in a fine powdered form;
- (f) any waste containing more than 50 ppm of polychlorinated biphenyl (PCB) or analogues.

SCHEDULE B: GENERAL CONDITIONS

- B.1 (a) The statement of intended methods of operation and drawings contained within the document entitled "Site Licence Application Working Plan" submitted as part of the application for this licence shall be referred to hereinafter as the Working Plan.
- (b) Prior to any operations taking place under the terms of this licence, the Working Plan shall have been agreed in writing by the Disposal Authority. The licence holder shall obtain written agreement from the Disposal Authority for any proposed change in the actual conduct of the operations from the proposals agreed in the Working Plan, as altered by any previous change agreed by the Disposal Authority, before such change is implemented.
- (c) Any reference in this licence to the Working Plan shall include a reference to any modification to the statement or the drawings which has been agreed in writing by the Disposal authority as appropriate.
- (d) Subject to the terms and conditions of this licence the site shall be operated in accordance with the Working Plan.
- B.2 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 three days of the receipt of such notice or instruction.

SCHEDULE C : SITE PREPARATION WORKS

- C.1 An identification board of durable material and finish shall be displayed at the entrance to the facility. This shall give the name of the facility, the name, address and telephone number of the Waste Disposal Authority, the hours of operation and the telephone numbers of personnel to contact in the event of an emergency.
- C.2 Adequate facilities shall be provided for the storage and maintenance of equipment used at the site.
- C.3 All working areas shown shaded in layout plan shall be constructed of stone quarry waste or hardcore graded to ensure surface run off and surfaced with macadam, concrete or some other impervious material so as to prevent contamination of the land or water under or around these areas.

The construction of the side walls and roofs to the temporary stocking area for unprocessed metals and the stocking area for baled metals shall be as detailed in the working plan.

There are to be a maximum of 3 storage areas for unprocessed metals, each consisting of a maximum of 500 tonnes, in accordance with the working plan.

There are to be a maximum of 2 storage areas for the stocking of baled or processed metals, each consisting of a maximum of 500 tonnes, in accordance with the working plan.

A smaller separate working area shall be provided for the stocking of electrical cable and equipment. This area shall have a maximum capacity of 200 tonnes.

- C.4 Site drainage facilities shall be constructed and maintained as required to ensure that water does not accumulate at the facility and that drainage for site is carried out so as not to pollute surface or ground water.

These shall include interception of contaminated surface waters and spillages to prevent contamination of the drainage system.

- C.5 Adequate lighting shall be provided at the facility for these operations which are carried out during the hours of darkness as defined by the statutory lighting up times, published by the Science Research Council.

- C.6 A 2m high wire fence shall be provided to the left, right and rear perimeter to the facility.
- C.7 A 2m high wire fence together with secure gates shall be provided to the entrance of the facility.
- C.8 All gates and fences to the facility shall be kept and maintained in good order. The gates shall be locked outside operating hours and all reasonable precautions shall be taken in order to prevent unauthorised access.
- C.9 A bunded compound shall be provided in accordance with the layout plan for the storage of sealed drums or skips containing batteries.

The bund shall be located on an impervious base. The capacity of the bund shall be at least 10% greater than the capacity of the largest container within the bund.

- C.10 Storage containers for use within the sealed bund shall be constructed of material suitable for the liquids they contain and be labelled to show their contents. They shall conform to all relevant safety and construction standards.
- C.11 The shear baler shall be located on a prepared site. The site shall be constructed of a stone quarry waste or hardcore base, surfaced with macadam, concrete or some other impervious material.
- C.12 Precautionary measures to be agreed in writing with the Waste Disposal Authority shall be taken to prevent damage to all pipework valves, pumps and storage tanks.
- C.13 Provision shall be made within the confines of the facility for the parking, turning, loading and unloading of vehicles transporting wastes to and from the facility.
- C.14 Fire fighting equipment is to be kept on site to deal with any emergencies.
- C.15 Sand or other suitable material is to be kept in site to deal with leaking oil tanks, batteries or any other spillages as indicated in the working plan.
- C.16 An area is to be provided for the siting of a skip to be used for the storage of tyres.
- C.17 A quarantine area shall be designated for the storage of waste that does not confirm to Schedule A of this licence.

SCHEDULE D: OPERATION OF THE SITE

D.1 The types of waste accepted and maximum quantities stored at the facility shall consist of those specified in Schedule A of this licence.

D.2 Wastes shall be delivered to and removed from the facility only in accordance with the time limits set below:-

Monday - Friday	8 am - 5 pm
Saturday	8 am - 5 pm
Sunday	8 am - 12 am

Except in cases of emergency, no delivery or removal of wastes shall take place outside these hours or on Bank Holidays, without the prior approval of the Waste Disposal Authority. All circumstances of emergency shall be reported forthwith in writing to the Waste Disposal Authority.

D.3 No more than 300 vehicles shall be stored as unprocessed metal within the facility at any one time. This waste shall be stored only within the storage areas as marked on the layout plan.

D.4 No processed metals, including baled vehicles shall be stored at the facility to a height greater than 3m. All processed metals to be stored only within the storage areas as marked on the layout plan.

D.5 The maximum quantity of waste to be stored within each storage area shall not exceed 500 tonnes.

D.6 To ensure that the facility does not exceed maximum acceptable quantities of waste, no waste shall remain at the facility for longer than 14 days.

D.7 A copy of this licence shall be prominently displayed at the facility.

D.8 During all operational and maintenance periods, the facility shall be manned by a competent person who is capable of ascertaining that only waste permitted by this licence is accepted at the site.

D.9 The terms of this licence shall be made known to a competent person responsible for the management or control of the family.

facility.

D.10 A diary/log book shall be provided and retained on site. The diary/log book shall be available for the licence holder, his employees and for authorised officers of the Disposal Authority and other officials to read or record comments pertaining to the activities at the facility.

D.11 All waste entering the facility and all waste and residue leaving the facility shall be weighed and recorded.

Records shall be kept on forms to be agreed with the Waste Disposal Authority. Copies shall be sent to the Disposal Authority quarterly within 14 working days following the end of each quarter.

These records shall be made available to any representative of the Disposal Authority for inspection at the facility at any reasonable time.

D.12 If required by the Disposal Authority, any waste or other material segregated for reuse or resale shall be removed forthwith, if in the opinion of the Disposal Authority, it is likely to give rise to pollution of water, danger to public health or be seriously detrimental to the amenities of the locality.

D.13 The primary crusher together with all tanks and drums shall be inspected at monthly intervals to ensure their integrity.

A written record is to be provided within the log book confirming that such inspection has taken place.

D.14 In the event of the discovery of an oil leak within the shear baler, the machinery shall immediately be shut down.

Immediate steps shall be taken to prevent contamination of the ground. The oil leak shall be remedied prior to the reuse of this plant.

D.15 Any leakage of oil to ground shall be treated as an emergency and steps shall be taken to prevent contamination of the ground.

D.16 The use of detergents in dealing with oil contamination of the ground is expressly prohibited.

Sand or any other material agreed with the Waste Disposal Authority may be used. This material shall be safely disposed of to a facility capable of dealing with oil contaminated waste.

- D.17 The burning of waste material within the boundaries of the facility is prohibited.

Any fire occurring within the confines of the facility shall be treated as an emergency and immediate action shall be taken to extinguish it.

- D.18 Standby operating and processing arrangements shall be implemented in the case of an emergency at the facility. The Waste Disposal Authority shall be informed as soon as possible practicable whenever these arrangements are implemented.

- D.19 All outbreaks of fire shall be recorded in the diary/log book. They shall also be reported immediately to the Waste Disposal Authority.

- D.20 Access to members of the public shall be limited to the site office. No access is to be allowed to any storage or processing areas.

Lorry drivers bringing waste to the site or carrying waste away from the site shall only be allowed access to the storage/processing area for the purpose of disposing of the contents of the load or for picking up waste for transportation off site.

- D.21 The Waste Disposal Authority shall be informed of all cases where unacceptable waste is delivered to or left at the facility.

A written record of such incidences shall be made in the diary/log book.

Such wastes shall be removed from the facility as soon as practicable and shall be taken to a suitable alternative site for disposal.

- D.22 Any car batteries found to be within any vehicle shall be removed and taken to the storage arrival and stored wet within a skip whilst awaiting removal from the facility to a facility capable of processing the acid and metal contents.

- D.23 Surface water shall be removed and disposed of from bunded areas whenever necessary and at the request of the Waste Disposal Authority.

Spillages in bunded area shall be removed forthwith in a manner appropriate to prevent pollution of water in accordance with the working plan.

D.24 Measures, including proper maintenance and use, shall be undertaken to control the noise of machinery and vehicles operating at the facility in accordance with the working plan.

D.25 Litter shall not be allowed to accumulate at the facility. Not less frequently than once per seven days or at a greater frequency as directed by the Disposal Authority any litter which may be lying at the facility or its immediate environs shall be gathered and disposed of.

D.26 The facility shall be inspected daily for the presence of vermin and insects, and appropriate measures shall be taken to deal with any vermin or insects found.

A written record shall be kept in the diary/log book of these inspections and any control measures undertaken including types and quantities of pesticides used.

D.27 Waste shall be sprayed with disinfectant and/or dust suppressant as necessary if such waste is likely to be seriously detrimental to the amenities of the locality or a danger to public health.

D.28 Mud, debris or any other material shall not be deposited on any highway by vehicles leaving the facility.

The yard area and public highway leaving the facility shall be swept clean as necessary.

D.29 Any cessation of operations for a period in excess of three months 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

SCHEDULE E: DEFINITIONS AND PROHIBITIONS

- E.1 In this licence, an "emergency" is defined as 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.

- E.2 A quantity or concentration of any substance contained in any waste is regarded to be hazardous if that substance is present in that waste in such a quantity or concentration as to subject persons or animals to material risk of death, injury or impairment of health, or as to threaten the pollution or contamination (whether on the surface or underground) of any water supply.

- E.3 A "competent person" shall for the purpose of this licence mean a person who through training and/or qualification understands the terms and conditions of this licence and is responsible for ensuring the facility's compliance with the licence.

- E.4 In this licence "environmental hazard" is defined as the presence of waste on land which has been deposited in such a manner or in such a quantity (whether that quantity by itself or cumulatively with other deposits of the same or different substances) as to subject persons or animals to a material risk of death, injury or impairment of health or as to threaten the pollution (whether on the surface or underground) of any water supply.

- E.5 An "authorised officer" is an officer authorised by the Disposal Authority for the purposes of the Control of Pollution Act 1974.

- E.6 In this licence "operation" is defined as the receipt, handling or removal of waste from the facility.

- E.7. 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.