



PERMIT

File 622

NRA

SITE LICENCE NUMBER 5/93

SHEET 1 of 9



OUTGOING

MONMOUTH BOROUGH COUNCILCONTROL OF POLLUTION ACT 1974LICENCE TO DISPOSE OF WASTE

The Monmouth Borough Council (the "Disposal Authority") in pursuance of the powers conferred on it by the Control of Pollution Act 1974, hereby licenses:

Dragon Waste Ltd., Greendale Court,  
Clyst St. Mary, EXETER. EX5 1AW

(the "licence holder") to operate a civic amenity site for non-special waste (the "facility") on land at Mitchel Troy, Monmouth, Gwent, grid reference SO 507 116 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 terms and conditions set out in the schedules attached hereto.

Dated this 11th

day of February

19 94

P.L.

Signed

B. C. (Hartford)  
(Authorised Officer)

THE LICENCE HOLDER'S 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 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 PUBLIC HEALTH legislation including the provisions of the ENVIRONMENTAL PROTECTION ACT 1990 currently in force.

All discharges to sewer and watercourses have to meet the requirements of the National Rivers Authority and the water company. Any diversion or other changes will also require National Rivers Authority or water company approval.

2. If the licence holder ceases to occupy the land specified above, then the licence may be transferred to the new occupier after giving notice to the Disposal Authority which has the right to decline to accept the new licence holder.
3. If the licence holder wishes to cancel this licence, it must be returned to the Disposal Authority together with a notice stating that the licence is no longer required. Cancellation of the licence will not affect any outstanding liability of the licence holder under the conditions of the licence.

**CONTRAVENTION OF LICENCE CONDITIONS**

Attention is drawn to the provisions of Sections 3, 7, 9, 10 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 10

Details grounds for appeal to the Secretary of State against decisions by the Disposal Authority with respect to 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 corporate body or person who contravenes Section 3 sub-section (1) shall subject to sub-section (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.

**SCHEDULE A - DEFINITIONS**

1. 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.
2. A "flammable liquid" shall have the same meaning as ascribed to it by the Classification, Packaging and Labelling of Dangerous Substances Regulations 1984 which includes a liquid mixture or liquid containing solids in solution or suspension which when tested in accordance with Part IV of Schedule 1 of those Regulations gives off a flammable vapour at a temperature not exceeding 55°C.
3. "Fly tipping" is the unregulated depositing of waste.
4. "Environmental hazard" shall have the same meaning as ascribed to it by Section 4(5), Control of Pollution Act 1974.
5. A "proficient person" is a person who is trained to understand the terms and conditions of this licence, to recognise the general descriptions of waste that may arrive at the facility and actions to be taken to deal with such wastes and what action to take in the event of an emergency.
6. An "authorised officer" is an officer authorised by the Disposal Authority for the purposes of the Control of Pollution Act 1974, or any other relevant legislation.
7. "Operation" is defined as the receipt handling or removal of waste at the facility and "operational" and "operations" shall be construed accordingly.
8. "Household Waste" shall have the same meaning as ascribed to it by Schedule 1 of the Collection and Disposal of Waste Regulations 1988 and any subsequent amendments.
9. "Recycling" is defined as the collection and separation of materials from waste and subsequent processing to produce marketable products.
10. Notwithstanding the above, words and phrases in this licence shall have the meaning ascribed to them by the Control of Pollution Act 1974 and its associated regulations.

**SCHEDULE B - TYPES OF WASTE AND QUANTITY**

1. Types of wastes to be accepted at the facility (subject to the exclusions specified below):  
  
Household
2. Only solid waste shall be deposited at the facility with the exception of waste oil delivered by householders.
3. Total maximum solid waste to be handled at the facility at any one time: 15 tonnes per hour.
4. Total maximum waste oil to be stored at the facility: 600 gallons.

**EXCLUSIONS**

The following wastes shall be specifically excluded from acceptance at the facility.

- (a) Controlled waste being defined as "special waste" in the Control of Pollution (Special Waste) Regulations 1980 and any subsequent amendments.
- (b) Substances within the Radioactive Substances Act 1960 and any 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 flammable liquids.
- (e) Any waste which is liable to give rise to an environmental hazard.

**SCHEDULE C - CONDITIONS**

1. (a) The drawings and statement of intended methods of operation contained within the document entitled "Working Plan" being page numbers 1 to 8 inclusive, submitted as part of the application dated 2nd January, 1993 for this licence shall be referred to as the Working Plan.
- (b) The licence holder shall obtain prior written approval from the Disposal Authority for any proposed change in the actual conduct of the operations from the proposals approved in the Working Plan.
- (c) Any reference in this licence to the Working Plan shall include a reference to any modification to the statement or the drawings which have been approved in writing by the Disposal Authority.
- (e) Subject to the terms and conditions of this licence, the facility shall be operated in accordance with the Working Plan.

**PREPARATION WORKS**

2. Suitable and adequate lighting shall be provided at the facility for those operations which are to be carried out during the hours of darkness as defined by the statutory lighting up time, published by the Science and Engineering Research Council. Such lighting shall be marked accordingly on the Working Plan displayed at the facility.
3. 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 licence holder and of the Disposal Authority, the hours of operation and the telephone numbers of personnel to contact in the event of an emergency.
4. Gates, walls and fencing provided at the facility, shall be provided and maintained to prevent unauthorised access, deposit on or removal of materials from the facility.
5. Surfaced areas of concrete or tarmac shall be provided and maintained in good condition so that water does not accumulate on the facility.
6. All drainage from surfaced areas shall discharge via a trapped gulley system to an appropriately sized oil/petrol interceptor. Discharge from the interceptor shall be either to a public sewer or via a sub-soil irrigation system laid to as shallow depth as possible. The design of the soakaway must conform to B.S. 6297 and no part of the soakaway system is to be sited within 10 metres of any watercourse. The oil/petrol phase of the discharge shall be disposed of at a waste disposal site, licensed to receive such waste.

7. All foul drainage from the site shall be either suitably contained or directed to a public sewerage system or to a septic tank and soak away system which conforms with B.S. 6297 and no part of the soakaway system must be sited within 10 metres of any water course. Any such septic tank system must be maintained to prevent any pollution of any surface or ground water.
8. Provision shall be made in accordance with the Working Plan to deal with waste which does not conform to Schedule B delivered to or left at the facility. Such waste shall be removed from the facility as soon as practicable and in any event within 24 hours or within such time as stipulated by the Disposal Authority, and taken to a suitable alternative site for disposal.
9. Provision shall be made within the confines of the facility for the parking, loading and unloading of vehicles transporting wastes and other materials from the facility in accordance with the Working Plan.
10. All vehicles shall not exceed a speed of 10 m.p.h. when at the facility.
11. Arrangements shall be provided on the facility in accordance with the Working Plan for storing and maintaining equipment used at the facility.
12. Storage containers for liquids which may be used for operational purposes and which may be polluting shall:
  - (a) be contained in a bunded compound capable of storing 110% of the total capacity of these containers,
  - (b) be of a type and construction suitable for the liquids they contain,
  - (c) be labelled to show their contents,
  - (d) conform, where necessary, to all relevant safety and construction standards, and
  - (e) be installed at a location and to the specification in accordance with the Working Plan.
13. Any storage of potentially polluting liquids, including fuel for operational purposes, shall be in a sealed tank, sited on an impermeable base and surrounded by a bund capable of containing 110% of the capacity of the tank. Except for any flexible filling hose and gun which shall be stored within the bund when not in use, all filling and draw-off points, gauges and any other openings in the tank shall be within the curtilage of the bund. Water collected in the bund shall be disposed of at a site licensed to receive such waste.
14. Measures for prevention of damage to any pipework, valves, pumps and storage tanks, shall be submitted to the Disposal Authority for written approval within 6 months of the date of this licence.

**OPERATIONS**

15. The facility shall be adequately staffed to carry out operations detailed in the Working Plan.
16. Operational procedures for the facility shall be kept available at the facility and personnel shall be familiar with its contents.
17. The facility shall be supervised by a proficient person during operating hours and during all maintenance operations. Supervisors must be able to identify the types of waste allowed by this licence and those specifically excluded.
18. The terms of the licence shall be made known to any person who is given responsibility for the management or control of the facility.
19. A copy of these conditions shall be displayed at a prominent point within the facility.
20. A diary and log book shall be provided and retained on site. This book shall be available for the licence holder, accredited agent or employee and for authorised officers of the Disposal Authority to read or record comments pertaining to the activities at the facility.
21.
  - (a) Removal of wastes from the facility shall only take place between 0600 hours and 2000 hours Monday to Sunday.
  - (b) All other operations at the facility shall only take place between 0800 hours and 2000 hours Monday to Sunday.
22. Standby operating and disposal arrangements in accordance with the Working Plan shall be implemented in the case of an emergency at the facility. The Disposal Authority shall be immediately informed whenever these arrangements are implemented.
23. The types of waste and maximum quantities stored at the facility shall consist only of those specified in Schedule B of this licence. No waste shall remain at the facility for longer than 48 hours except as may be approved in writing by the Disposal Authority.
24. Surfaced areas of tarmac or concrete shall, as necessary in dry weather be sprayed with sufficient clean water to prevent dust occurring, but without creating excessive surface run off.
25. Waste oil delivered by householders as civic amenity waste shall be deposited directly into a bunded tank provided for that purpose.



## SHEET 9 of 9

26. The facility shall be inspected daily for the presence of rats, mice and vermin or insects or birds of public health significance. Immediate control measure shall be taken to deal with such infestations found on inspection and a record kept of the infestation and control measures undertaken to be in a form as agreed with the Disposal Authority. Not less than once every 12 weeks the facility shall be inspected by a qualified pest control operative. A record of these inspections and any control measures undertaken must be kept in a form as specified by the Disposal Authority for inspection by an authorised officer at the facility.
27. There shall be no processing or treatment of any waste at the facility except for the sorting of materials suitable for recycling and in accordance with the procedure listed on page numbered two of the Working Plan.
28. Recycled materials and other waste material segregated for reuse shall be loaded, unloaded, sorted and stored only in the designated storage areas indicated in the Working Plan.
29. Any waste or other materials 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.
30. No waste material shall be burnt within the boundaries of the facility. Any fire occurring within the confines of the facility shall be treated as an emergency and immediate action shall be taken to extinguish it. All outbreaks of fire shall be reported immediately to the Disposal Authority. Fire fighting equipment shall be provided in accordance with the Working Plan and regularly maintained.
31. Litter or fly tipped material shall not be allowed to accumulate at the facility or in its immediate environs, including the roadway leading to the B4293. Measures shall be taken in accordance with the Working Plan to ensure that such littering or depositing does not take place and any such litter or deposits are gathered every 24 hours or as often as required by the Disposal Authority and disposed of at a site licensed to receive such waste.
32. Measures, including proper maintenance and use, shall be undertaken to control the noise of machinery and vehicles operating at the facility to ensure it is not seriously detrimental to the amenities of the locality.
33. 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 forwarded for information to the Disposal Authority within three working days of the receipt of such notice or instruction.
34. Any cessation of operations for a period in excess of 3 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.
35. In the event of cessation of operations, whereby waste delivered to the facility is required to be transferred or diverted elsewhere, the Disposal Authority shall be notified forthwith.

Drawing referred to on Sheet 1  
of licence 5/93 dated  
February 11 1994 issued by  
Monmouth Borough Council.

Dragon Waste Ltd.

Mitchell Troy Civic  
Amenity Site

Scale:- as shown

Feb 93