



SITE LICENCE NO. 03/93

SHEET 1 OF 12

BRECKNOCK BOROUGH COUNCIL

CONTROL OF POLLUTION ACT 1974

LICENCE TO DISPOSE OF WASTE

The Brecknock Borough Council hereinafter called the "Disposal Authority" in pursuance of the powers conferred on them by the Control of Pollution Act 1974, hereby licence:

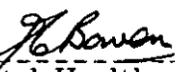
INDUSTRIAL AND ENVIRONMENTAL SERVICES LTD  
TWIN-YR-ODYN  
WENVOE  
CARDIFF  
CF5 6BG

herein after called the "licence holder" to operate a transfer station and Civic amenity site for solid non special wastes (hereinafter called the "facility") on land at Cwrt-y-plyffin, Nr. Llanwern, Brecon, Powys. Grid reference 3090823162, 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 29th Day of July 1993.

Signed

  
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Borough Environmental Health and Housing Officer

THE LICENCE HOLDERS ATTENTION IS DRAWN TO THE FOLLOWING NOTES

NOTES

These notes are for general guidance only and they do not constitute an authoriative 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 watercourse have to meet the requirements of the National Rivers Authority and the Welsh Water Company. Any diversion or other changes will also require National Rivers Authority or Welsh 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 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 corporate body or person 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 £2000, January 1991), or on conviction on indictment to imprisonment for a term not exceeding two (2) years or a fine or both.

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SCHEDULE A DEFINITIONS

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.
2. In this licence a "flammable liquid" shall have the same meaning as ascribed to it by the Classification of Dangerous Substances Regulations 1984 which includes a liquid mixture or liquid containing solids in solution or suspension which when listed in accordance with Part IV of Schedule 1 of the Classification Packaging and Labelling of Dangerous Substances Regulations 1984, gives off a flammable vapour at a temperature not exceeding 55°C.
3. In this licence "Fly Tipping" is defined as the unregulated and hence illegal dumping of waste material.
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.
5. A "proficient person" shall be 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.
7. In this licence "Operation" is defined as the receipt, handling or removal of waste at the facility.
8. 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.

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SCHEDULE B TYPES OF WASTE

Types and quantities of waste materials accepted at the facility per day shall consist only of the following solid wastes:

<u>TYPES OF WASTE</u>	<u>QUANTITY</u>
Domestic Waste	100 Tonnes
Commercial Waste	50 Tonnes
Civic Amenity Waste	50 Tonnes

Which do not contain any environmentally hazardous materials.

EXCLUSIONS

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

- (a) Controlled waste being defined as "special waste" in the Control of Pollution (Special Waste) Regulations 1980 and any subsequent amendments, (except those listed in Schedule B).
- (b) Substances within the Control of 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 "flammable liquids".

SCHEDULE C CONDITIONS

WORKING PLAN

- 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 as the working plan.
- (b)      Prior to any operations taking place under the terms of this licence the working plan shall have been approved in writing by the Disposal Authority. The licence holder shall obtain 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, as altered by any previous change approved 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 have been approved 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.

Preparation Works

2.      Lighting in accordance with the working plan 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 times published by the Science and Engineering Research Council.
3.      An identification board of durable material and finish shall be maintained and displayed in a prominent position at the facility. This shall give the name, address and telephone number of the Operator and the Disposal Authority, the hours of operation and the telephone numbers of personnel to contact in the event of an emergency.
4.      Fencing, gates, and walls shall be provided at the facility and maintained at all times in accordance with the working plan. The gates shall be locked outside operating hours and at any time the site is left unattended in order to prevent unauthorised access deposit on, or removal of materials from the facility. The fencing, gates and walls shall be inspected daily by the site supervisor and any damage observed shall be temporarily repaired within 24 hours of the damage being identified.

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5. In accordance with the detail of the working plan office facilities, shall be provided.
6. In accordance with the details of the working plan all reasonable precautions shall be taken to prevent unauthorised access to the site and/or fly-tipping.
7. The yard area of the facility shall be surfaced and maintained in accordance with the working plan. Yard surfaces shall be cleaned as necessary and when requested by the Disposal Authority.
8. Site drainage arrangements shall be constructed and maintained in accordance with the working plan so that water does not accumulate at the facility. These shall include interception of contaminated surface waters and spillages, to prevent contamination of the drainage system or any water course or ground water.
9. Provision shall be made to deal with any unacceptable waste delivered to or left at the facility in accordance with the working plan. Such waste shall be removed from the facility as soon as practicable or within such a time as may be agreed with the Disposal Authority and taken for disposal to a facility licensed for its disposal.
10. Waste material and other materials segregated for resale or reuse shall be loaded, unloaded, sorted and stored only in the areas indicated in the working plan.
11. If required by the Disposal Authority, any waste or other material segregated for reuse or resale shall be removed forthwith, if, according to 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.
12. Empty skips shall be stored only in the areas indicated in the working plan.
13. Provisions shall be made at the facility for the loading and unloading of vehicles transporting wastes and residues to and from the facility in accordance with the working plan.



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14. Provisions shall be made at the facility for the loading and unloading of vehicles transporting waste and materials for recycling to and from the facilities in accordance with the working plan.
15. Facilities shall be provided in accordance with the working plan for storing and maintaining equipment used at the facility.
16. Tanks or drums used for the storage of fuels shall be contained in a bunded compound whose volume is at least 10% of the total volume or 110% of the volume of the largest storage vessel whichever is the greater. Storage vessels shall be constructed of materials suitable for the liquids they contain and labelled to show their contents. They shall conform, where necessary to all relevant safety and construction standards and shall be installed at a location and to specification in accordance with the working plan.
17. Measures shall be taken to prevent damage to all pipework, valves, pumps and storage tanks.
18. A weighbridge shall be installed and maintained in accordance with the details of the working plan. The weighbridge shall be maintained in working order and shall be used, together with the procedures detailed in the working plan, to ascertain and record the weight in tonnes of each load of waste delivered to the site.
19. A Diary/Log Book shall be provided and retained on site. The Diary/Log Book shall be available for the Licence Holder, accredited Agent or employees and for Authorised Officers of the Disposal Authority to read or record comments pertaining to the activities at the facility.

Operations

20. Suitable porosity tests shall be carried out in accordance with the procedures in B.S. 6297 in order to determine the suitability of the subsoil with regard to the septic tank and soakaway system. The results of these tests shall be forwarded to the Disposal Authority prior to the commencement of the installation of the land drainage system. Should these tests indicate that the subsoil is unsuitable then a sealed cesspit shall be provided for the disposal of foul sewage.
21. No waste shall be deposited at the facility until all preparatory works required by this licence as detailed in the working plan, have been completed.

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22. In accordance with the working plan the facility shall be supervised by a proficient person whilst waste is being received at or removed from the storage area. Supervisors must be able to identify the types of waste allowed by this licence.
23. Operational procedures for this licensed facility shall be kept available at the facility and personnel shall be familiar with its contents.
24. The types of waste and maximum quantities stored at the facility shall consist of those specified in Schedule B of this licence. No waste shall remain at the facility for longer than 48 hours.
25. There shall be no processing or treatment of any waste at the facility except for the sorting of materials suitable for recycling in accordance with the working plan.
26. Wastes shall be delivered to and removed from the facility only on Mondays to Fridays between the hours of 8.00 a.m. and 5.00 p.m. and on Saturdays between the hours of 8.00 a.m. and 12.00 noon. Except in cases of emergency, no delivery or removal of waste shall take place outside these hours or on Sundays or Bank Holidays, without the prior approval of the Disposal Authority. All circumstances of emergency shall be reported forthwith to the Disposal Authority.
27. Wastes shall be sprayed with deodoriser and/or dust suppressant at times and locations as determined by the Disposal Authority.
28. A record shall be kept of the types and quantities of waste delivered to, and removed from, the facility, giving details of the origin and final destination, including materials inadvertently delivered to and subsequently removed from the facility. The record shall comprise full details, as required, on forms as agreed with the Disposal Authority, and copies shall be sent to the Disposal Authority at a frequency as may be requested by the Disposal Authority. These records must be made available to any Authorised Officer of the Disposal Authority for inspection at the facility at any reasonable time.

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29. No storage of waste shall take place within 7 metres of the top of the bank of any open water course on the site unless such water course has been diverted, culverted or otherwise protected in accordance with the working plan.
30. Surface water shall be removed and disposed of from the bunded compounds in accordance with the working plan.
31. 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 and emergency water supplies shall be provided in accordance with the working plan and regularly maintained.
32. Cleaning chemicals and reagents shall be stored and segregated according to compatibilities and in accordance with the working plan.
33. Measures in accordance with the working plan shall be taken to ensure that mud, debris or any other material is not deposited on the roadway by vehicles leaving the facility. These measures shall include the cleaning of the yard, entrance and public highway leading from the facility.
34. The facility shall be inspected daily for the presence of vermin and insects, and control measures shall be taken as detailed in the working plan to deal with any vermin or insects found. Records of these inspections and any control measures undertaken, including types and quantities of pesticides used shall be kept permanently on site.
35. 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.
36. Litter shall not be allowed to accumulate at the facility. Any litter or fly tipped material which accumulates at the facility or its immediate environs shall be gathered and disposed of within 24 hours on any operational day in accordance with the working plan. The disposal of this work shall be carried out in such a way so as to prevent pollution of water, danger to public health or be seriously detrimental to the amenities of the locality.

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37. Measures, including proper maintenance and use, shall be undertaken to control the noise of machinery and vehicles operating at the facility to ensure it does not create a nuisance and is not seriously detrimental to the amenities of the locality. Whilst the unloading operation is taking place the doors of the transfer station shall remain fully closed until the operation is completed.
38. The site shall be operated in a safe manner in accordance with the working plan. All safety guards shall be closed and in place prior to any compaction of waste taking place. Suitable measures shall be taken to ensure that pedestrians and vehicles can use the site in a safe manner.
39. 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.
40. 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.
41. 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.
42. The terms and conditions of this licence shall be made known to any person who is given responsibility for the management or control of the facility and a copy of these terms and conditions shall be kept available at the facility and displayed at a prominent position.