



Contaminated land—remediation notice under the Environmental Protection Act 1990 section 78E

ENVIRONMENTAL PROTECTION ACT 1990 SECTION 78E(1)

THE CONTAMINATED LAND (ENGLAND) REGULATIONS 2006

REMEDICATION NOTICE

To: The Company Secretary

Jim 2 Limited, Gate House, Turnpike Road, High Wycombe, Buckinghamshire HP12 3NR

- 1** This notice is served on you by **Walsall Metropolitan Borough Council** ('the Enforcing Authority') pursuant to Section 78E of the Environmental Protection Act 1990 ('the 1990 Act') in relation to land identified as contaminated land under Section 78B of the 1990 Act ('the Land').
- 2** The location and extent of the Land to which this notice relates are set out in detail in **Schedule 1** of this notice.
- 3** A notice identifying the Land as contaminated land pursuant to Section 78B(3) of the 1990 Act was served on you on 7th August 2012. A copy of the **Notice of Identification of Contaminated Land, Record of Determination and other accompanying documents** is attached as **Appendix 1**.
- 4** This notice is served on you as you are considered by the Enforcing Authority to be an appropriate person on whom to serve this notice by reason of having caused or knowingly permitted the substances, or any of the substances, by reason of which the Land is contaminated land to be present in, on or under the Land.
- 5** The things that you are required to do by way of remediation, the period within which you are required to do each of these things and the proportion of the cost of the activity for which you are liable are set out in **Schedule 2** of this notice.

6 Further matters required to be stated in this notice are set out in:

Schedule 3: Particulars of significant harm and particulars of substances

Schedule 4: Reasons for Walsall Metropolitan Borough Council's decision as to remediation requirements

Schedule 5: Details of persons whose consent is required for remediation purposes

Schedule 6: Details of other appropriate persons.

7 You have a right to appeal this notice to the Secretary of State under Section 78L of the 1990 Act. The appeal must be made within 21 days starting from the day on which this notice is served. **FOR THE AVOIDANCE OF DOUBT, THE DATE BY WHICH THE APPEAL MUST BE MADE IS THURSDAY 9th APRIL 2015.** Where an appeal is duly made it will suspend the effect of the notice until the appeal is finally determined or abandoned. The grounds under which you may appeal are as set out in **Schedule 7** of this notice.

8 If you fail to comply with this notice without reasonable excuse you may be found guilty of an offence and on summary conviction you may be liable to a maximum fine of £5000.00 and to a further fine of up to £500.00 for each day that your failure to comply continues after conviction of the offence and before the Enforcing Authority begins to exercise its power to carry out remediation under Section 78N of the 1990 Act.

Dated 17th March 2015

Authorised Officer



Jamie Morris

Executive Director Neighbourhood Services

Walsall Metropolitan Borough Council

Civic Centre

Darwall Street

Walsall

WS1 1DG