



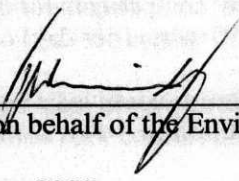
**ENVIRONMENTAL PROTECTION ACT 1990  
SECTION 37**

**WASTE MANAGEMENT LICENCE  
NOTICE OF MODIFICATION**

<b>LICENCE REF No:</b> EAWML/40204	<b>FACILITY TYPE:</b> Transfer Station
<b>LICENCE HOLDER:</b> Mr Andrew Bayliss <b>Junction Works</b> <b>Cemetery Road</b> <b>Darlaston</b> <b>West Midlands</b> <b>WS10 8NA</b>	<b>LICENSED FACILITY:</b> <b>Junction Works</b> <b>Cemetery Road</b> <b>Darlaston</b> <b>West Midlands</b> <b>WS10 8NA</b>

**WHEREAS** on the 21 February 2005 the Environment Agency issued a waste management licence in pursuance of its powers under Part II of the Environmental Protection Act 1990 for the above named facility to you

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

Signed  Name Ian Brindley  
Authorised to sign on behalf of the Environment Agency

Dated 31 January 2008

This modification shall take effect on 2 February 2008 at 00.01 hours

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

Environment Agency, 10 Warwick Road, Olton, Solihull, B92 7HX



## SCHEDULE – CONDITIONS RELATING TO THIS MODIFICATION

Modification of conditions under section 37(b) as follows:

Delete existing conditions 1.1.1, 1.2.1, 1.2.2, 1.2.3, 1.7, 2.1.1 and Appendix A

Add new conditions 1.1.3, 1.2.4, 1.12, 2.1.5 and 5.3.2 as follows:

### Permitted wastes

1.1.3 The licence holder is authorised to carry out the activities specified in table 1.1.3 below.

Table 1.1.3 Licensed activities	
Description of activities	Limits of activities
<p><b>D15:</b> Storage of waste pending any of the operations listed in paragraphs 1 to 14 of this Part of this Schedule, but excluding temporary storage, pending collection, on the site where the waste is produced.</p> <p><b>R13:</b> Storage of waste pending any of the operations listed in paragraphs 1 to 12 of this Part of this Schedule, but excluding temporary storage, pending collection, on the site where it is produced.</p> <p><b>D14:</b> Repackaging of waste prior to the waste being submitted to any of the operations listed in paragraphs 1 to 13 of this Part of this Schedule.</p>	<p>All bulking or transfer of inert and non-hazardous wastes must be carried out on an impermeable surface with sealed drainage.</p> <p>Non-hazardous wastes must be kept within a bay(s) or mobile container(s). Non-hazardous wastes must be kept on an impermeable surface with sealed drainage.</p> <p>Inert wastes must be kept on hardstanding or on an impermeable surface with sealed drainage.</p>
<p><b>D9:</b> Physico-chemical treatment of waste not listed elsewhere in this Part of this Schedule which results in final compounds or mixtures which are discarded by means of any of the operations listed in paragraphs 1 to 12 of this Part of this Schedule (for example, evaporation, drying, calcination).</p> <p><b>R3:</b> Recycling or reclamation of organic substances which are not used as solvents, including composting and other biological transformation processes.</p> <p><b>R4:</b> Recycling or reclamation of metals and metal compounds</p> <p><b>R5:</b> Recycling or reclamation of other inorganic materials</p>	<p>Treatment consisting only of manual sorting, mechanical separation, screening or shredding of non-hazardous or inert wastes into different components for disposal, (no more than 50 tonnes per day) or recovery.</p> <p>Non-hazardous wastes must be treated on an impermeable surface with sealed drainage.</p> <p>Inert wastes must be treated on hardstanding or on an impermeable surface with sealed drainage.</p>

1.2.4 Waste shall only be accepted if:

- (a) it is of a type and quantity listed in table 1.2.4 below; and
- (b) it conforms to the description in the documentation supplied by the producer and holder.

<b>Table 1.2.4 Licensed waste types and quantities</b>	
<b>Maximum Quantities</b>	
The quantity of wastes listed below, accepted at the site shall be less than 43,200 tonnes a year.	
<b>Exclusions</b>	
Notwithstanding the specification of waste types below, wastes shall not be accepted at the site which have any of the following characteristics:	
<ul style="list-style-type: none"> <li>• Consisting solely or mainly of dusts, powders or loose fibres</li> <li>• Wastes that are in a form which is either sludge or liquid</li> </ul>	
<b>Waste Code</b>	<b>Description</b>
<b>17</b>	<b>CONSTRUCTION AND DEMOLITION WASTES (INCLUDING EXCAVATED SOIL FROM CONTAMINATED SITES)</b>
17 01	concrete, bricks, tiles and ceramics
17 01 01	concrete
17 01 03	tiles and ceramics
17 01 07	mixtures of concrete, bricks, tiles and ceramics other than those mentioned in 17 01 06
17 02	wood, glass and plastic
17 02 01	wood
17 03	bituminous mixtures, coal tar and tarred products
17 03 02	bituminous mixtures other than those mentioned in 17 03 01
17 04	metals (including their alloys)
17 04 01	copper, bronze, brass
17 04 02	aluminium
17 04 03	lead
17 04 04	zinc
17 04 05	iron and steel
17 04 06	tin
17 04 07	mixed metals
17 04 11	cables other than those mentioned in 17 04 10
17 05	soil (including excavated soil from contaminated sites), stones and dredging spoil
17 05 04	soil and stones other than those mentioned in 17 05 03
17 05 06	dredging spoil other than those mentioned in 17 05 05
17 05 08	track ballast other than those mentioned in 17 05 07

<b>Table 1.2.4 Licensed waste types and quantities</b>	
17 08	gypsum-based construction material
17 08 02	gypsum-based construction materials other than those mentioned in 17 08 01
17 09	other construction and demolition wastes
17 09 04	mixed construction and demolition wastes other than those mentioned in 17 09 01, 17 09 02 and 17 09 03
<b>19</b>	<b>WASTES FROM WASTE MANAGEMENT FACILITIES, OFF-SITE WASTE WATER TREATMENT PLANTS AND PREPARATION OF WATER INTENDED FOR HUMAN CONSUMPTION/INDUSTRIAL USE</b>
19 02	wastes from physico/chemical treatments of waste (including dechromatation, decyanidation, neutralisation)
19 02 03	premixed wastes composed only of non-hazardous wastes
19 04	vitrified waste and wastes from vitrification
19 04 01	vitrified waste
19 12	wastes from the mechanical treatment of waste (for example sorting, crushing, compacting, pelletising) not otherwise specified
19 12 01	paper and cardboard
19 12 02	ferrous metal
19 12 03	non-ferrous metal
19 12 04	plastic and rubber
19 12 05	glass
19 12 07	wood other than that mentioned in 19 12 06
19 12 08	textiles
19 12 09	minerals (for example sand, stones)
19 13	wastes from soil and groundwater remediation
19 13 02	solid wastes from soil remediation other than those mentioned in 19 13 01
<b>20</b>	<b>MUNICIPAL WASTES (HOUSEHOLD WASTE AND SIMILAR COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL WASTES) INCLUDING SEPARATELY COLLECTED FRACTIONS</b>
20 01	separately collected fractions (except 15 01)
20 01 01	paper and cardboard
20 01 02	glass
20 01 08	biodegradable kitchen and canteen waste
20 01 10	clothes
20 01 11	textiles
20 01 28	paints, inks, adhesives and resins other than those mentioned in 20 01 27
20 01 30	detergents other than those mentioned in 20 01 29
20 01 34	batteries and accumulators other than those mentioned in 20 01 33
20 01 36	discarded electrical and electronic equipment other than those mentioned in 20 01 21,



Table 1.2.4 Licensed waste types and quantities	
	20 01 23 and 20 01 35
20 01 38	wood other than that mentioned in 20 01 37
20 01 39	plastics
20 01 40	metals
20 02	garden and park wastes (including cemetery waste)
20 02 01	biodegradable waste
20 02 02	soil and stones
20 03	other municipal wastes
20 03 02	waste from markets
20 03 03	street-cleaning residues
20 03 07	bulky waste

### 1.12 Amendments to working plan and supporting information

*Amendments to the working plan requiring prior consent from the Agency*

- 1.12.1 The Licence Holder shall give the Agency prior notice in writing of any proposed change to those sections of the working plan which are specified in table 1.12.1 below, and to any appendices, drawings and figures which are referenced in those sections.

Table 1.12.1 Sections of the working plan requiring prior consent for amendments	
Number and Heading of Working Plan Sections And Appendices	Sections, Subsections and Appendices requiring Prior consent for Amendments
WP 1 Waste management operations	All
WP2 Permitted wastes	All
WP3 Engineered site containment and drainage systems	All
WP4 Control of mud and debris	All
WP5 Waste acceptance and control systems and procedures	All
WP9 Security and availability of records	All
WP10 Noise control	All
WP11	Site security
Plan number 04/54/1(A) or otherwise subsequently agreed by the Agency in writing	

- 1.12.2 The notice shall be accompanied by a copy of the proposed changes, and by a written assessment of the effect that implementing the proposed change to the working plan would have on the risk posed by the site to human health and the environment.
- 1.12.3 The Licence Holder shall provide up to 6 additional copies of the proposed change and supporting risk assessment to the Agency, when required by the Agency in writing.
- 1.12.4 The proposed change to the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

*Amendments to the working plan requiring prior notification to the Agency*

- 1.12.5 Except where it is specified under condition 1.12.1 above that the amendment of specified sections of the working plan requires the prior consent of the Agency, the Licence Holder shall give the Agency not less than 7 days prior written notice of any change to the working plan and to any appendices, drawings and figures which are referenced from those sections.
- 1.12.6 The notice shall be accompanied by a copy of the specified changes.
- 1.12.7 The Licence Holder shall provide up to 6 additional copies of the proposed change to the Agency, when required by the Agency in writing.
- 1.12.8 Such changes to the working plan shall be deemed to be incorporated in the working plan and implemented on the date specified to the Agency in the amendment notification.

**Engineered site containment and drainage systems**

- 2.1.5 There shall be no point source emissions to air, water or land.

**Control of noise**

- 5.3.2 Within 3 months of the date of issue of this modification notice, a noise assessment report shall be submitted and agreed by the Agency in writing. The noise assessment must be undertaken in accordance with the procedures given in BS4142: 1997 (Rating industrial noise affecting mixed residential and industrial areas) and BS7445: 2003 (Description and measurement of environmental noise) or other methodology as agreed with the Agency in writing. Noise measurements shall be undertaken by an experienced and suitably qualified person. The report must contain an interpretation of the results and also conclusions and recommendations drawn.

## **EXPLANATORY NOTES - including rights of appeal**

### **RIGHTS OF APPEAL**

Section 43(1) of the Environmental Protection Act 1990 provides that:

Where, except in pursuance of a direction given by the Secretary of State, the conditions of a licence are modified, the licence holder may appeal from the decision to the Secretary of State.

Therefore, if you feel aggrieved by the decision detailed on the attached notice, you may obtain the appropriate form on which to give written notice of an appeal from:

The Planning Inspectorate  
Room 404  
Kite Wing  
Temple Quay House  
2 The Square  
Temple Quay  
Bristol  
BS1 6PN

For Wales, the address is –  
The Planning Inspectorate  
Crown Buildings  
Cathays Park  
Cardiff  
CF10 3NQ

Tel: 0117 372 8726  
Fax: 0117 372 6241

Tel: 02920 823308  
Email: [wales@planning-inspectorate.gsi.gov.uk](mailto:wales@planning-inspectorate.gsi.gov.uk)

This notice of appeal should be accompanied by the following information:

A statement of the grounds of appeal;

A copy of any application to modify the licence;

A copy of the licence;

A copy of any correspondence relevant to the appeal;

A copy of any other document relevant to the appeal including, in particular, any relevant consent, determination, notice, planning permission, established use certificate or certificate of lawful use or development; and

A statement indicating whether you wish the appeal to be in the form of a hearing or on the basis of written representations.

You are also required to serve a copy of your notice of appeal, together with copies of any the above documents that have accompanied your notice of appeal, on the Environment Agency (at the specified address). You should appeal within 6 months of the date that this notice takes effect but the Secretary of State may allow notice of appeal to be given after the expiry of this time period.

# Indexing Proforma

Case Reference:	EANNL 40204	ORIGINAL/ COPY	Archive/ Return to:
Subject:	MODIFICATION NOTICE NO. 1		
Author:	IAN BRINDLEY	Mail to:	
		Addressee:	

Sub Folder:	Licences	Licence Applications		Licences	Engineering	
		General		Cont'd	Licence Supervision	✓
		Inspections		Exemptions	General	
		Env Monitoring			Enforcement Act	
		Waste Returns				
		Enforcement Action				

Document Type:	Agenda		Security:	Unrestricted	✓
	E-Mail			Restricted investigation	
	Fax			Restricted commercial	
	Form/Proforma		Link Ref:		
	Letter		Disclosure Assess:	To be Assessed	
	Memo			Public Register	✓
	Other			Approved for Access	
	Photo		Internal/External:	Internal Document	
	Plan/Drawing			Outgoing Document	✓
Permit	✓	Incoming Document			

Date Written:	28.1.08	Date Received:	
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