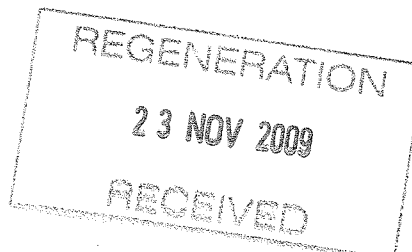


creating a better place



Environment
Agency

Pollution Control
Walsall Metropolitan Borough Council
2nd Floor Civic Centre
Darwall Street
WALSALL
WS1 1DG

Our Ref: LT 5055
Your Ref:

Date: 18 November 2009

Dear Sir/Madam

ENVIRONMENTAL PROTECTION, ENGLAND AND WALES
Environmental Permitting (England and Wales) Regulations 2007

Permit reference: EAEPREP3598SNA001 (EAWML 101153)

Applicant: Ark Environmental Services Limited

**Standard facility: Unit 1b Gatehouse Trading Estate, Lichfield Road,
Brownhills, Walsall, WS8 6JZ.**

Enclosed is a copy of the document(s) the Environment Agency has made
available to the public, details having been placed on the Environment Agency
Public Register held at:-

Environment Agency Area Office
Sentinel House, 9 Wellington Crescent, Fradley Park,
Lichfield, Staffs. WS13 8RR

The documents have been copied to you under the provisions of the above Act for
your information and so that you can place them on your own public register and
contain no matters of confidentiality.

Further guidance and details of the provisions relating to these registers are given in
the above Regulations.

If you have any query about the details enclosed or, about the actual information
held by the Environment Agency or, more generally, the public access to information
aspects, please do not hesitate to contact at the address below.

Yours faithfully

Rebecca Palmer
Permit Support Advisor

Environment Agency, PSC, EP Team, Quadrant 2, 99 Parkway Avenue, Sheffield, S9 4WF
Customer services line: 08708 506506
Email: psc@environment-agency.gov.uk
Fax: 0114 2626660



INVESTOR IN PEOPLE



Public register transmission sheet

Permit reference: EAEPREP3598SNA001 (EAWML 101153)

Applicant: Ark Environmental Services Limited

Standard facility: Unit 1b Gatehouse Trading Estate, Lichfield Road, Brownhills, Walsall, WS8 6JZ.

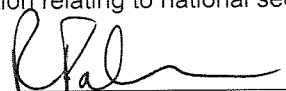
Document type

	Attached (✓)	Date created or received by us	No of sheets
Application for permit		/ /	
Application for variation		/ /	
Application for Surrender		/ /	
Application for transfer		/ /	
Notice requesting further information		/ /	
Additional information supplied by applicant		/ /	
Representations made in respect of permit or variation application		/ /	
Environmental permit, variation, transfer or surrender granted*	✓	10/11/09	9
Determination and decision document	✓	10/11/09	4
Enforcement, revocation, suspension or landfill closure notice*		/ /	
Notice withdrawing any of the above notices		/ /	
Notices, documentation, representations and determination * relating to an appeal		/ /	
Monitoring information obtained by us		/ /	
Other information given to us in compliance with permit or notice requirements		/ /	
Report published by us about environmental impact of facility		/ /	
Directions from Secretary of State or Welsh Ministers other than those relating to National Security.		/ /	
Details of relevant conviction or formal caution		/ /	
Statement relating to representations requested to be excluded		/ /	
Statement relating to monitoring information excluded on grounds of confidentiality		/ /	
Information exclusion sheet		/ /	

* Delete as appropriate

The attached documentation does not contain information relating to national security or of a confidential nature

Date sent to Register __18/11/2009__

Signature of person sending to Public Register 

Date filed on Register _____

Days elapsed since receipt by Agency _____ (see "date created or received by us")



Permit

The Environmental Permitting (England & Wales) Regulations 2007

Watling Waste Services

Ark Environmental Services Limited
Unit 1b Gatehouse Trading Estate
Lichfield Road
Brownhills
Walsall
WS8 6JZ

Permit number
EP3598SN

Permit

The Environmental Permitting (England and Wales) Regulations 2007

Permit

Permit number

EP3598SN

The Environment Agency hereby authorises, under regulation 13 of the Environmental Permitting (England and Wales) Regulations 2007

Ark Environmental Services Limited ("the operator"),

whose registered office is

**Pool House
Arran Close
106 Birmingham Road
Birmingham
West Midlands
England
B43 7AD**

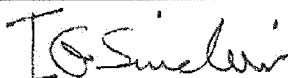
company registration number **06787652**

to operate a standard facility described in standard rules **SR2008No9** at

**Unit 1b Gatehouse Trading Estate
Lichfield Road
Brownhills
Walsall
WS8 6JZ**

to the extent authorised by and subject to the conditions of this permit.

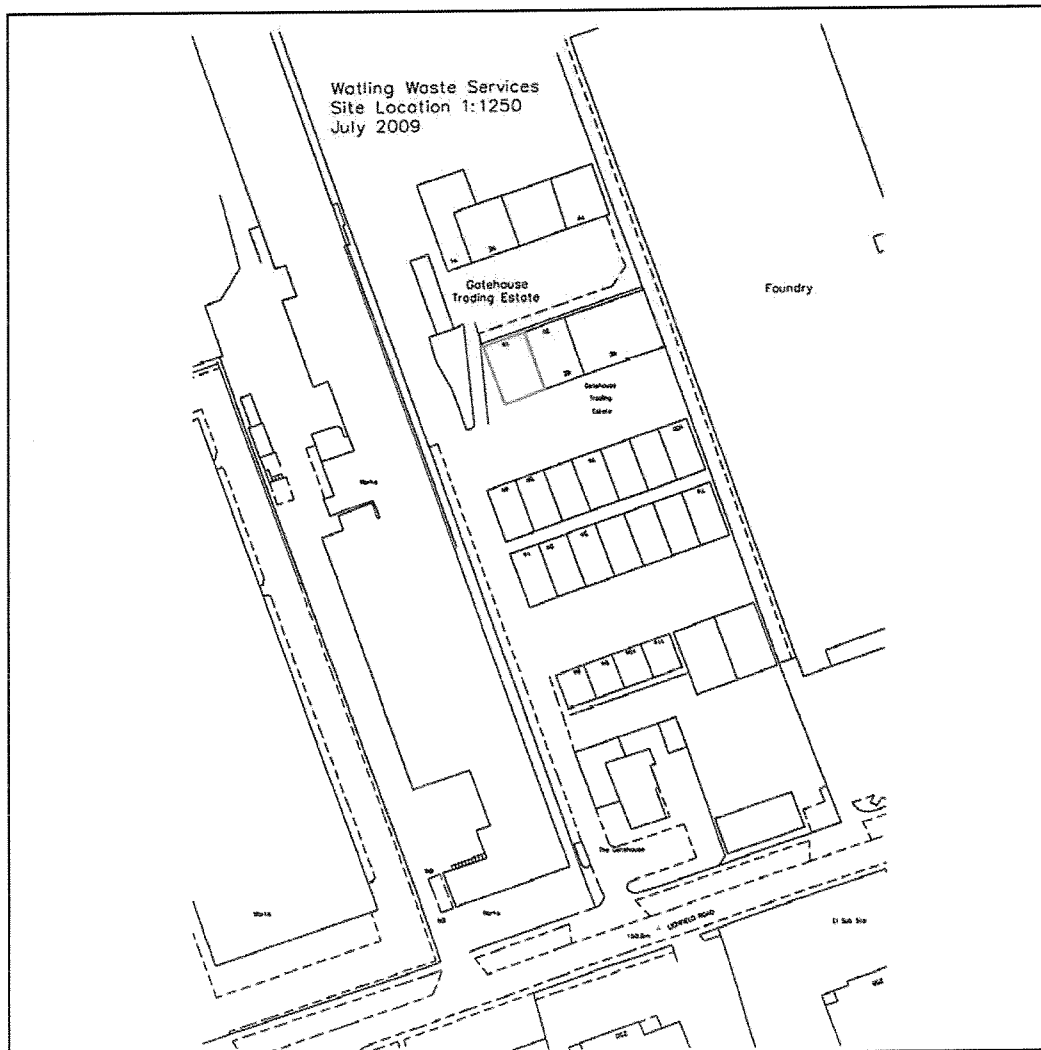
Under regulation 27(2) of the Regulations, standard rules **SR2008No9** are conditions of this permit.

Name	Date
 Ian Sinclair	10 November 2009

Authorised on behalf of the Agency

Schedule 1 - Site plan

This is the plan referred to in the standard rules SR2008No9



"Reproduced from the Ordnance Survey map with the permission of the Controller of Her Majesty's Stationery Office ©Crown Copyright 2000. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings."

Standard rules

Chapter 4, The Environmental Permitting
(England and Wales) Regulations 2007



Standard rules SR2008No9 - asbestos waste transfer station

Introductory note

This introductory note does not form part of these standard rules

When referred to in an environmental permit, these rules will allow the operator to operate an Asbestos Waste Transfer Station at a specified location, provided that the activities are not carried out on or immediately adjacent to a European Site¹, Ramsar site or a Site of Special Scientific Interest (SSSI).

The only permitted hazardous waste is asbestos which must be double-bagged and stored within secure, lockable containers. The total quantity of waste that can be accepted at a site under these rules must be less than 3,650 tonnes a year. These rules will not permit the treatment of asbestos. These rules will also not permit the burning of any wastes, either in the open, inside buildings or in any form of incinerator.

These rules do not allow any point source emission into surface waters or groundwater. However, under the fugitive emissions of substances rule:

- Liquids may be discharged into a sewer subject to a consent issued by the local water company.
- Liquids may be taken off-site in a tanker for disposal or recovery.
- Clean surface water from roofs, or from areas of the site that are not being used in connection with storing waste, may be discharged directly to surface waters, or to groundwater by seepage through the soil via a soakaway.

¹ A candidate or Special Area of Conservation (cSAC or SAC) and proposed or Special Protection Area (pSPA or SPA) in England and Wales.

End of introductory note

Rules

1 – Management

1.1 General management

- 1.1.1 The activities shall be managed and operated:
- (a) in accordance with a management system, which identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances and closure and those drawn to the attention of the operator as a result of complaints; and
 - (b) by sufficient persons who are competent in respect of the responsibilities to be undertaken by them in connection with the operation of the activities.
- 1.1.2 Records demonstrating compliance with rule 1.1.1 shall be maintained.
- 1.1.3 Any persons having duties that are or may be affected by the matters set out in these standard rules shall have convenient access to a copy of it kept at or near the place where those duties are carried out.
- 1.1.4 The operator shall comply with the requirements of an approved competence scheme or shall hold an appropriate certificate of technical competence or other approval issued by the Agency.

1.2 Accident management plan

- 1.2.1 The operator shall:
- (a) maintain and implement an accident management plan;
 - (b) review and record at least every 4 years or as soon as practicable after an accident, (whichever is the earlier) whether changes to the plan should be made;
 - (c) make any appropriate changes to the plan identified by a review.

2 – Operations

2.1 Permitted activities

- 2.1.1 The operator is authorised to carry out the activities specified in table 2.1 below ("the activities").

Table 2.1 activities	
Description of activities	Limits of activities
D15: Storage pending any of the operations numbered D1 to D14 (excluding temporary storage, pending collection, on the site where it is produced)	The maximum quantity of asbestos waste received at the site shall not exceed 10 tonnes per day.
D14: Repackaging prior to submission to any of the operations numbered D1 to 13	The maximum quantity of asbestos waste stored at the site shall not exceed 10 tonnes. There shall be no treatment of asbestos waste.

2.2 Waste acceptance

2.2.1 Waste shall only be accepted if:

- (a) it is of a type and quantity listed in table 2.2 below; and
- (b) it conforms to the description in the documentation supplied by the producer and holder.

Table 2.2. Waste types and quantities	
Maximum Quantities The total quantity of waste accepted at the site shall be less than 3,650 tonnes a year.	
Exclusions Wastes having any of the following characteristics shall not be accepted: <ul style="list-style-type: none">• Consisting solely or mainly of dusts, powders or loose fibres• Wastes that are in a form which is either sludge or liquid	
Waste Code	Description
17	CONSTRUCTION AND DEMOLITION WASTES (INCLUDING EXCAVATED SOIL FROM CONTAMINATED SITES)
17 06	Insulation materials and asbestos-containing construction materials
17 06	Insulation materials containing asbestos
01*	
17 06	Construction materials containing asbestos
05*	

2.3 The site

2.3.1 The activities shall not extend beyond the site, being the land shown edged in green on the site plan attached to the permit.

2.3.2 The activities shall not be carried out on or immediately adjacent to a European Site or a SSSI.

3 – Emissions and monitoring

3.1 Fugitive emissions of substances

3.1.1 Fugitive emissions of substances (excluding odour and noise) shall not cause pollution. The operator shall not be taken to have breached this rule if appropriate measures, including, but not limited to, those specified in Table 3.1 below and any approved fugitive emissions management plan, have been taken to prevent or where that is not practicable, to minimise, those emissions.

Table 3.1 Appropriate measures for fugitive emissions

Measures

1. Asbestos waste shall be stored on an impermeable surface with sealed drainage system.
2. Asbestos waste shall be double bagged and kept within clearly identified, segregated, secure, lockable containers on an impermeable surface with sealed drainage system.

3.1.2 The operator shall:

- (a) if notified by the Agency that the activities are giving rise to pollution, submit to the Agency for approval within the period specified, a fugitive emissions management plan;
- (b) implement the approved fugitive emissions management plan, from the date of approval, unless otherwise agreed in writing by the Agency.

3.1.3 All liquids, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has used other appropriate measures to prevent or where that is not practicable, to minimise, leakage and spillage from the primary container.

3.2 Odour

3.2.1 Emissions from the activities shall be free from odour at levels likely to cause pollution outside the site, as perceived by an authorised officer of the Agency, unless the operator has used appropriate measures, including, but not limited to, those specified in any approved odour management plan, to prevent or where that is not practicable, to minimise, the odour.

3.2.2 The operator shall:

- (a) if notified by the Agency that the activities are giving rise to pollution outside the site due to odour, submit to the Agency for approval within the period specified, an odour management plan;
- (b) implement the approved odour management plan, from the date of approval, unless otherwise agreed in writing by the Agency.

3.3 Noise and vibration

3.3.1 Emissions from the activities shall be free from noise and vibration at levels likely to cause pollution outside the site, as perceived by an authorised officer of the Agency, unless the operator has used appropriate measures, including, but not limited to, those specified in any approved noise and vibration management plan, to prevent or where that is not practicable, to minimise, the noise and vibration.

3.3.2 The operator shall:

- (a) if notified by the Agency that the activities are giving rise to pollution outside the site due to noise and vibration, submit to the Agency for approval within the period specified, a noise and vibration management plan;
- (b) implement the approved noise and vibration management plan, from the date of approval, unless otherwise agreed in writing by the Agency.

4 – Information

4.1 Records

4.1.1 All records required to be made by these standard rules shall:

- (a) be legible;
- (b) be made as soon as reasonably practicable;
- (c) if amended, be amended in such a way that the original and any subsequent amendments remain legible or are capable of retrieval; and
- (d) be retained, unless otherwise agreed by the Agency, for at least 6 years from the date when the records were made, or in the case of the following records until permit surrender:
 - (i) off-site environmental effects; and
 - (ii) matters which affect the condition of land and groundwater.

4.1.2 All records, plans and the management system required to be maintained by these standard rules shall be held on the site.

4.2 Reporting

4.2.1 All reports and notifications required by these standard rules shall be sent to the Agency using the contact details supplied in writing by the Agency.

4.2.2 Within one month of the end of each quarter, the operator shall submit to the Agency using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous quarter.

4.3 Notifications

4.3.1 The Agency shall be notified without delay following the detection of:

- (a) any malfunction, breakdown or failure of equipment or techniques, accident or fugitive emission which has caused, is causing or may cause significant pollution;
- (b) the breach of a limit specified in these standard rules; or
- (c) any significant adverse environmental effects.

4.3.2 Written confirmation of actual or potential pollution incidents and breaches of emission limits shall be submitted within 24 hours.

4.3.3 Where the Agency has requested in writing that it shall be notified when the operator is to undertake monitoring and/or spot sampling, the operator shall inform the Agency when the relevant monitoring is to take place. The operator shall provide this information to the Agency at least 14 days before the date the monitoring is to be undertaken.

4.3.4 The Agency shall be notified within 14 days of the occurrence of the following matters except where such disclosure is prohibited by Stock Exchange rules:

- a) Where the operator is a registered company:
 - any change in the operator's trading name, registered name or registered office address; and
 - any steps taken with a view to the operator going into administration, entering into a company voluntary arrangement or being wound up.
- b) Where the operator is a corporate body other than a registered company:
 - any change in the operator's name or address; and
 - any steps taken with a view to the dissolution of the operator.
- c) In any other case:
 - the death of any of the named operators (where the operator consists of more than one named individual); and
 - any steps taken with a view to the operator, or any one of them, going into bankruptcy, entering into a composition or arrangement with creditors, or, in the case them being in a partnership, dissolving the partnership.

4.4 Interpretation

4.4.1 In these standard rules the expressions listed below shall have the meaning given.

4.4.2 In these standard rules references to reports and notifications mean written reports and notifications, except when reference is being made to notification being made "without delay", in which case it may be provided by telephone.

"accident" means an accident that may result in pollution.

"authorised officer" means any person authorised by the Agency under section 108(1) of The Environment Act 1995 to exercise, in accordance with the terms of any such authorisation, any power specified in Section 108(4) of that Act.

"D" means a disposal operation provided for in Annex IIA to Directive 2006/12/EC of the European Parliament and of the Council of 5 April 2006 on Waste.

"European Site" means candidate or Special Area of Conservation and proposed or Special Protection Area in England and Wales, within the meaning of Council Directives 79/409/EEC on the conservation of wild birds and 92/43/EEC on the conservation of natural habitats and of wild flora and fauna under The Conservation (Natural Habitats &c) Regulations 1994. Internationally designated Ramsar sites are dealt with in the same way as European sites as a matter of government policy and for the purpose of these rules will be considered as a European Site.

"fugitive emission" means an emission to air, water or land from the activities from a localised or diffuse source, which is not controlled by an emission limit.

"groundwater" means all water, which is below the surface of the ground in the saturation zone and in direct contact with the ground or subsoil.

"impermeable surface" means a surface or pavement constructed and maintained to a standard sufficient to prevent the transmission of liquids beyond the pavement surface, and should be read in conjunction with the term "sealed drainage system" (below).

"pollution" means emissions as a result of human activity which may—

- (a) be harmful to human health or the quality of the environment,
- (b) cause offence to a human sense,
- (c) result in damage to material property, or
- (d) impair or interfere with amenities and other legitimate uses of the environment.

"quarter" means a calendar year quarter commencing on 1 January, 1 April, 1 July or 1 October.

"sealed drainage system" in relation to an impermeable surface, means a drainage system with impermeable components which does not leak and which will ensure that:

- (a) no liquid will run off the surface otherwise than via the system;
- (b) except where they may lawfully be discharged, all liquids entering the system are collected in a sealed sump.

"SSSI" means Site of Special Scientific Interest within the meaning of the Wildlife and Countryside Act 1981 (as amended by the Countryside and Rights of Way Act 2000).

"waste code" means the six digit code referable to a type of waste in accordance with the List of Wastes (England) Regulations 2005, or List of Wastes (Wales) Regulations 2005, as appropriate, and in relation to hazardous waste, includes the asterisk.

"year" means calendar year commencing on 1st January.

End of standard rules

Environment Agency Permitting decisions

We have decided to grant the permit for Watling Waste Services operated by Ark Environmental Services Limited

The permit number is EPR/EP3598SN

The operator is Ark Environmental Services Limited

The facility is located at Unit 1b Gatehouse Trading Estate, Lichfield Road, Brownhills, Walsall, WS8 6JZ

The decision was effective from 10/11/2009

Summary of the decision

We have decided to grant a permit for the operator, subject to the conditions in the permit

We consider in reaching that decision we have taken into account all relevant considerations and legal requirements and that the permit will ensure that the appropriate level of environment protection is provided.

The facility is an Asbestos Waste Transfer Station, standard rules number SR2008No9

When referred to in an environmental permit, these rules will allow the operator to operate an Asbestos Waste Transfer Station at a specified location, provided that the activities are not carried out on or immediately adjacent to a European Site, Ramsar site or a Site of Special Scientific Interest (SSSI).

The only permitted hazardous waste is asbestos which must be double-bagged and stored within secure, lockable containers. The total quantity of waste that can be accepted at a site under these rules must be less than 3,650 tonnes a year. These rules will not permit the treatment of asbestos.

These rules will also not permit the burning of any wastes, either in the open, inside buildings or in any form of incinerator.

These rules do not allow any point source emission into surface waters or groundwater. However, under the fugitive emissions of substances rule:

- Liquids may be discharged into a sewer subject to a consent issued by the local water company.
- Liquids may be taken off-site in a tanker for disposal or recovery.
- Clean surface water from roofs, or from areas of the site that are not being used in connection with storing waste, may be discharged directly to surface waters, or to groundwater by seepage through the soil via a soakaway.

Purpose of this document

This decision document:

- explains how the applicant's application has been determined;
- provides a record of the decision-making process;
- shows how all relevant factors have been taken into account;

Unless the decision document specifies otherwise we have accepted the applicant's proposals.

Structure of this document

- Key Issues of the decision;
- Annex 1 the decision check list;

Key Issues of the decision

The application meets the requirements for the standard rules permit applied for.

Operator

A certificate of technical competence (CoTC) is held by Stephen Anthony Simmonds – Managing Transfer Operations: Clinical or Special Waste Level 4 – TSS4

Annex 1: decision checklist

Activity	Justification / Detail	Determination criteria met	
		No	Yes
Receipt of submission			
Standard rules criteria met	The application meets the conservation and AQMA criteria for the standard rules identified in Part B of the application form.		✓
Application fee	The application fee is correct Charge table reference (Charge Table for tier 2 charges for waste facilities) SR2008No9 - £2545.		✓
Operator			
Control of the facility	We are satisfied that the applicant (now the operator) is the person who will have control over the operation of the facility after the grant of the permit. The decision was taken in accordance with EPR RGN 1 Understanding the meaning of operator.		✓
The site			
Extent of the site of the facility	The operator has provided a plan which we consider is satisfactory, showing the extent of the site of the facility. A plan is included in the permit at Schedule 1, and the operator is required to carry on the permitted activities within the site boundary.		✓
Planning permission	We are satisfied that planning permission is in place and it is appropriate for the relevant waste operation(s) applied for.		✓
Operator Competence			
Technical competence	There is no known reason to consider that the operator will not have the management systems to enable it to comply with the standard rules The decision was taken in accordance with RGN 5 on Operator Competence The operator is a member of an agreed scheme. Mr Stephen Anthony Simmonds holds CoTC - TSS4 Level 4 Managing Transfer Operations Clinical or Special Waste (Level 4)		✓
Relevant Convictions	The National Enforcement Database has been checked to ensure that all relevant convictions have been declared. The operator satisfies the criteria in RGN 5 on Operator Competence No relevant convictions.		✓
Financial provision	There is no known reason to consider that the operator will not be financially able to comply with the standard rules. The decision was taken in accordance with RGN 5 on Operator Competence		✓