



ENVIRONMENT  
AGENCY

## ENVIRONMENTAL PROTECTION ACT 1990. WASTE MANAGEMENT LICENCE.

LICENCE SL No :- SL 2046 SITE TYPE :- KEEPING/TREATMENT

The Environment Agency, in pursuance of Part II of the Environmental Protection Act 1990, hereby grants a waste management licence authorising the keeping/treatment of controlled waste on the land specified in schedule 1 to this licence to **Tyre Collection Services Limited, Otis House, Wolverhampton Road, Oldbury, Warley, West Midlands, B69 4RJ** that person being in occupation of the said land, the said licence being subject to the conditions specified in schedule 3 to this licence.

In this licence the words and expressions contained in schedule 2 shall have the meaning assigned to them therein.

### SCHEDULE 1.- SPECIFIED LAND.

The licence relates to the land at **Parkway North, Western Way, Moxley, Wednesbury** (hereinafter called "the site") shown edged red on Drawing Reference Number 2046/1 submitted with the Waste Management Licence Application dated 23rd October 1997, and attached to this licence.

Signed D.M. Hudson Name David Hudson  
Environment Planning Manager

Dated 8/12/99

FOR ENVIRONMENT AGENCY OFFICIAL USE ONLY



YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL DETAILED IN THE NOTES AT  
THE END OF THIS LICENCE.

Environment Agency, Upper Trent Area, Sentinel House, Wellington Crescent, Fradley Park, Lichfield, WS13 8RR.





**SCHEDULE 2 - INTERPRETATION.**

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 the environment.
2. In this licence a representative of the Environment Agency refers to any authorised person under section 108(1) of the Environment Act or any subsequent revision.

These definitions apply only for the purposes of this licence in the interests of ensuring clarity.





**SCHEDULE 3 - CONDITIONS RELATING TO THIS LICENCE**

**WORKING PLAN:**

1. (a) A working plan shall be prepared by the licence holder. The working plan shall detail how the site is to be prepared, developed, restored and completed, and shall describe at all times how the site is to be operated and how the licence holder will meet all the requirements of the licence conditions.
- (b) No waste shall be deposited at the site until the working plan has been approved by the Environment Agency ( the 'Agency') insofar as it relates to matters where any change to the working plan requires approval in accordance with Condition 1(c) of this schedule.
- (c) Where required by this licence, full details of any proposed change to the working plan shall be notified in writing to the Agency. Any such change shall not be implemented without the prior written approval of the Agency.
- (d) Full details of any other change to the working plan shall be notified in writing to the Agency immediately.
- (e) Subject to the terms of this licence the site shall be operated in accordance with the most recent version of the working plan.

**WASTE TYPES AND QUANTITIES:**

2. Waste deposited at the site shall consist only of the following types and each specified waste type shall, subject to the requirements of any other Condition in the licence, be subject only to the following specified activities:

**WASTE TYPE**

Tyres and associated flaps, tubes  
and rims.

**AUTHORISED ACTIVITIES**

keeping and treating.

3. (a) Waste shall only be deposited at the site when there is sufficient available storage capacity to accommodate the full consignment of incoming waste.
- (b) The maximum number of tyres awaiting sorting at the site at any one time shall be less than 5,250.
- (c) The maximum number of tyres stored at the site that have been sorted but are to be submitted to a disposal or recovery operation shall be less than 9,000.
- (d) The maximum number of tyres stored at the site that are to be submitted to remoulding or retreading operations shall not exceed 135,750.
- (e) The maximum quantity of waste deposited daily at the site shall be less than 65 tonnes.



- (f) The maximum quantity of waste deposited annually at the site shall be less than 25,000 tonnes.

**OPERATIONAL HOURS:**

4. (a) The receipt, treatment and/or removal of wastes shall take place at the site only between the hours of 0600 to 2200. Except in cases of emergency no receipt, treatment and/or removal of wastes shall take place outside these hours without the prior written approval of the Agency.
- (b) All circumstances of emergency shall be reported to the Agency immediately and confirmed in writing within 3 working days.
- (c) Notwithstanding the above, the receipt, treatment and/or removal of waste shall not take place during the hours of darkness, as defined by the Science and Engineering Research Council or any other successor organisation, unless a scheme of lighting is installed and is in use at the site.

**WASTE HANDLING.**

5. Waste shall only be deposited, stored and/or treated at the locations detailed in the working plan. Any proposed change to this aspect of the working plan shall be in accordance with Condition 1(c).
6. (a) All incoming wastes shall be checked and recorded so as to ensure only materials permitted by this licence are accepted at the site.
- (b) The number of tyres received at the site shall be measured, or the volume of such waste shall be measured and a weight calculated using appropriate conversion factors.
7. (a) An area shall be provided for the secure temporary storage of wastes inadvertently delivered to or left at the site which are not permitted by this licence, pending their removal off site. This area shall be clearly marked out, labelled appropriately, and used only for the storage of such wastes.
- (b) Waste deposited at the site under the provisions of Condition 7(a) shall be removed from the site as soon as is practicable.
8. There shall be no treatment of waste at the site other than the:
- segregation of unacceptable waste not permitted by this licence,
  - sorting of tyres for the purposes of reclamation.
9. The storage and treatment of waste shall only take place on the impermeable pavement(s) as detailed in Condition 15.





10. Provision shall be made for the secure storage of waste generated as a result of operations at the site.

**SITE MANNING AND SUPERVISION:**

11. (a) The site shall be staffed and supervised at all times when open for the receipt of waste by a minimum of 2 persons.
- (b) Supervisors shall be capable of ensuring compliance with this licence and shall be fully conversant with all safety and emergency procedures required by this licence.
- (c) Any change to the details of the technically competent management in control of the site, as previously notified to the Agency, shall be notified to the Agency immediately and confirmed in writing within 14 working days.
- (d) In the event of the licence holder and/or any relevant person being convicted of any relevant offence (as defined in Regulation 3 of The Waste Management Licensing Regulations 1994 or any amendment to the aforementioned Regulation) then full details shall be provided to the Agency within 14 days of conviction. Such details shall include, in respect of each relevant person, the nature of the offence, the place and date of conviction and any sentence, fine or other penalty imposed.

**SITE INFRASTRUCTURE, SECURITY AND SAFETY:**

12. (a) Secure boundary treatment, comprising of walls, fencing and/or gates at least 1.8 metres high, shall be provided such that, as far as is reasonably practicable, members of the public are unable to gain unauthorised access to the area where the activities authorised by this licence are taking place. The boundary treatment shall be of brick or chain link construction or of an alternative construction which offers an equivalent level of security.
- (b) The entire length of fencing and the gates shall be inspected each working day and a record of such inspections shall be kept and signed by the person conducting the inspection.
- (c) Any damage or defect to the fencing shall be temporarily repaired immediately. Full repairs shall be effected within 7 days of the damage being identified, or within such longer period as may be agreed with the Agency.
- (d) Any change to the specification or location of the boundary treatment shall only be in accordance with Condition 1(c) of the licence.
13. (a) An identification board of durable material and finish shall be permanently displayed at the entrance to the site. This shall show the name, address, hours for the receipt of wastes, and licence number of the site; the name address and telephone number of the Agency and a telephone number through which a responsible person may be contacted in the event of an emergency occurring at the site when unattended.



- (b) The identification board referred to in Condition 13(a) shall be provided within 3 months of the date of issue of this licence.
14. A site control office shall be provided at the site and shall be equipped with a means of contacting the Agency without delay.
15. (a) Impermeable pavement(s), which are used for the storage and treatment of wastes shall be provided with impermeable side barriers and shall be constructed to a standard sufficient to prevent the transmission of fluids beyond the pavement surface. All such impermeable pavements which are not fully enclosed within buildings and are not isolated from any drain or soakaway, shall drain to a sealed drainage system.
- (b) Sealed drainage systems shall comprise of impermeable components which do not leak and shall ensure that no liquid will run off the pavement other than via the system and, except where they may be lawfully discharged, all liquids entering the system are directed to an interceptor. The interceptor shall be fitted with a cut-off valve such that liquids can be retained on the impermeable pavement(s).
- (c) The cut-off valve detailed in Condition 15(b) shall be readily identifiable and accessible, such that the cut-off valve can be rapidly and safely closed.
16. Drainage facilities shall be provided for the drainage of surface water arising in areas outside of the waste storage and treatment areas. Such facilities shall prevent the accumulation of surface water; the spillage of contaminated water onto land outside the site and the pollution of any soakaway, watercourse or sewer resulting from the discharge of any substance not specifically authorised.
17. Interceptors installed at the site shall be cleaned whenever necessary so as to maintain the quality of the discharge.
18. Parking and queuing facilities shall be provided at the site such that it is unnecessary for vehicles to wait on the public highway prior to entering the site, and such that all loading and unloading of vehicles may take place within the boundaries of the site.
19. (a) Lighting shall be provided and used to adequately illuminate those operations which are to be carried out inside any buildings at the site and for any operations carried out outside.
- (b) The lighting system shall be inspected for damage and defects at least once every 7 days, and any such damage or defect shall be repaired within 14 days of being identified, or such longer period as may be agreed in writing by the Agency.



## ENVIRONMENTAL CONTROL MEASURES

20. (a) No waste shall be disposed of by fire within the confines of the site. Any fire occurring within the confines of the site shall be regarded as an emergency and immediate steps shall be taken to extinguish it. All such fires shall be reported to the Fire Service and the Agency immediately.
- (b) Fire fighting equipment shall be provided at the site and maintained in good repair at all times.
21. (a) Liquids used for the operation and maintenance of plant and equipment shall be stored at the site only in containers of a type and construction suitable for the liquids they contain and labelled to show their contents.
- (b) Containers referred to in Condition 21(a), shall be contained within a bunded compound or compounds. Each compound shall have an impermeable internal surface and a minimum available capacity equal to 110% of the largest container within it. Spillages in bunded compounds shall be removed forthwith and rainwater shall not be allowed to accumulate. All inlet/outlet/vent pipes and gauges shall be within the appropriate bunded compound.
22. (a) Spillages of any liquid with the potential to give rise to pollution of the environment shall be contained and removed immediately.
- (b) Spillages of solid waste shall be collected up and removed to the appropriate storage area, or the appropriate container, or removed to a suitable alternative site.
23. Preventative measures shall be taken to reduce the likelihood of insect or vermin infestation at the site and remedial action shall be taken to deal effectively with any insect or vermin infestation occurring at the site.
24. Measures shall be taken to prevent dust, arising from any area of the site, giving rise to pollution of the environment.
25. Odour control measures, including the immediate removal of waste which is giving rise to odours, shall be implemented at the site.
26. Noise abatement measures, including the provision of silencers for plant and equipment, shall be implemented at the site.
27. Litter control and collection measures shall be implemented at the site, such that there is no free litter within the site, and so as to prevent any litter escaping from the confines of the site.



**RECORD KEEPING:**

28. (a) A site diary shall be kept at the site. The information recorded in the site diary shall comprise of the date and details of any significant events occurring during the operational life of the site and shall include:
- details of plant maintenance and breakdowns,
  - emergencies,
  - problems with waste received and any action taken,
  - site inspections conducted by the licence holder and remedial responses,
  - environmental problems and remedial action,
  - details of spillages within reception area and any action taken.
- (b) A record shall be kept of the results of all monitoring required to be carried out at the site under the terms of the licence. All such records shall be signed by the person conducting the monitoring.
- (c) All records for the preceding two months shall be made available to any representative of the Agency at the site at any reasonable time.
29. A record in an approved form shall be kept of the types and quantities of waste deposited at the site. Copies of these records shall be sent to the Agency every month or at any other frequency as may be reasonably required by the Agency.

**ADDITIONAL REQUIREMENTS ARISING FROM AUTHORISED ACTIVITIES:**

30. The Agency shall be informed forthwith of any plant or vehicle breakdown or emergency at the site which requires the diversion of waste to any alternative facility, and this shall be confirmed in writing within 3 working days.
31. Any actual or anticipated cessation of operations for a period in excess of 3 months shall be notified to the Agency forthwith. Not less than 14 days notice shall be given to the Agency of the date on which operations are due to re-commence.
32. In the event of the licence holder ceasing to occupy the site all deposited waste and all contamination arising from the deposit, keeping and/or treating of such waste shall be removed from the site.
33. The financial provision for meeting the obligations under this licence set out in the Agreement made between the holder and the Agency dated 8 December 1999 shall be maintained by the holder throughout the subsistence of this licence and the holder shall produce evidence of such provision whenever required by the Agency.





**ENVIRONMENT  
AGENCY**

34. A copy of any notice or instruction received in respect of the site from any authority, other than the Agency, which in any way relates to the use of the site, shall be given to the Agency within three working days of receipt.
35. The terms of this licence, the approved working plan and any approved change to either document shall be made known to any person who is given responsibility for the management or control of the site. A copy of each of these documents shall be available at the site at all times.



### EXPLANATORY NOTES - including rights of appeal.

These notes are for general guidance only and do not constitute an authoritative statement of the law.

#### Appeals

If a licence holder is aggrieved by the decision of the Authority to grant a waste management licence subject to conditions he may appeal to the Secretary of State in accordance with Section 43 of the Environmental Protection Act 1990.

Notice of an Appeal must be given within 6 months of the date of issue of this licence. The Secretary of State has power to allow a longer period for the giving of notice of an appeal but he will not normally be prepared to exercise this power unless there are special circumstances that excuse the delay in giving notice of an appeal.

A copy of the form on which notice of an Appeal may be given is available from:-

The Planning Inspectorate  
Room 10/13  
Tollgate House  
Houlton Street  
Bristol BS2 9DJ

Tel: 0117 987 8812  
Fax: 0117 987 8406

#### Waste Management Licensing

This licence relates only to the requirements of the Environmental Protection Act 1990 in respect of the deposit, treatment, keeping and disposal of waste. This licence does not constitute a consent required by any other legislation.

Your attention is drawn to the provisions of Sections 33, 34, 35, 37, 38, 39, 40, 42, 43, 59, 64, 65, and 66 of the Environmental Protection Act 1990 and Section 41 of the Environment Act 1995.

#### Section 33

Prohibits under penalty the deposit, treatment, keeping or disposal of controlled waste in or on any land otherwise than in accordance with the terms of a Waste Management Licence.

Non compliance with any licence condition may lead to prosecution under this Section. A person who contravenes Section 33 subsection (1) shall, subject to subsection (7), be guilty of an offence and liable on summary conviction to imprisonment for a term not exceeding 6 months or a fine not exceeding £20,000 (at the date of issue of this licence) or both, or on conviction on indictment to imprisonment for a term not exceeding 2 years or a fine or both, or in relation to special waste for a term not exceeding 5 years or a fine or both.



#### Section 34

Places a duty of care on any person who imports, produces, carries, keeps, treats or disposes of controlled waste to take all such measures applicable to him as are reasonable in the circumstances to prevent any other person contravening Section 33, and to prevent the escape of waste from his control or that of any other person and, on the transfer of the waste, to ensure that it is only to an authorised person, or to a person for authorised transport purposes, and that a written description is transferred with it.

A person who contravenes Section 34 subsection (1) shall be guilty of an offence and liable on summary conviction to a fine not exceeding £5,000 (at the date of issue of this licence) or on conviction on indictment to a fine.

#### Section 35

A site licence may be granted by a Waste Regulation Authority authorising the treatment, keeping, or disposal of specified wastes on specified land, to the occupier of that land. The licence may be granted subject to such conditions that the Authority considers appropriate, in accordance with directions and guidance issued by the Secretary of State.

#### Section 37

A Waste Regulation Authority may modify the conditions of a licence on its own initiative, on the application of the licence holder (accompanied by the appropriate fee), and on the direction of the Secretary of State. The licence holder may appeal to the Secretary of State if he is aggrieved by the decision of the Authority in modifying the conditions of a licence.

#### Section 38

Provides for the Waste Regulation Authority to revoke or suspend all or part of a licence if the licence holder has ceased to be a 'fit and proper person' or activities authorised by the licence have caused or are about to cause pollution of the environment or harm to human health or become seriously detrimental to the amenities of the locality, and the pollution, harm or detriment cannot be avoided by modifying the conditions.

A person who contravenes Section 38 subsection (9) without reasonable excuse shall be guilty of an offence and liable on summary conviction to a fine not exceeding £5,000 (at the date of issue of this licence), or on conviction on indictment to imprisonment for a term not exceeding 2 years or a fine or both, or in relation to special waste to, respectively imprisonment for a term not exceeding 6 months or a fine of an amount not exceeding £5,000 (at the date of issue of this licence), or imprisonment for a term not exceeding 5 years or a fine or both.





### Section 39

If the licence holder wishes to surrender this licence, he must apply to the Waste Regulation Authority (enclosing the prescribed fee) which will only accept the surrender if it is satisfied that the condition of the land is such that it is unlikely to cause pollution of the environment or harm to human health as a result of the use of the land for the treatment, keeping or disposal of waste.

### Section 40

If the licence holder wishes to transfer the licence to another person ("the transferee") the licence holder and the transferee shall jointly make an application to the Waste Regulation Authority (enclosing the prescribed fee) which will not effect the transfer unless it is satisfied that the transferee is a Fit and Proper Person.

### Section 42

Places a duty on the Waste Regulation Authority to ensure that activities authorised by the licence do not cause pollution, harm to health, or serious detriment to the amenities of the locality, and that the conditions of the licence are complied with. If it appears to the Waste Regulation Authority that a condition in a licence is not being complied with, the authority may serve notice on the licence holder to comply with the condition, and if he fails to do so revoke or suspend all or part of the licence.

### Section 43

Provides for the applicant for a licence or modification to appeal against all or any of the conditions in a licence or modification to the Secretary of State, or in certain circumstances, for a licence holder to appeal against any revocation or suspension of all or any part of a licence or modification to the Secretary of State.

### Section 59

The licensing authority is empowered to require the removal of any controlled waste deposited in breach of section 33 subsection (1), or to require the undertaking of such works as are required to reduce or eliminate the consequences of such deposits.

### Section 64

The licensing authority is required to maintain a register of current or recently current waste management licences granted by the authority, associated working plans, and matters relating to the transfer, modification, revocation, suspension and supervision of licences. Members of the public have free access to this register and may obtain copies of entries in the register.





Section 65

The Secretary of State may direct the licensing authority to exclude certain information from the public register in the interests of national security.

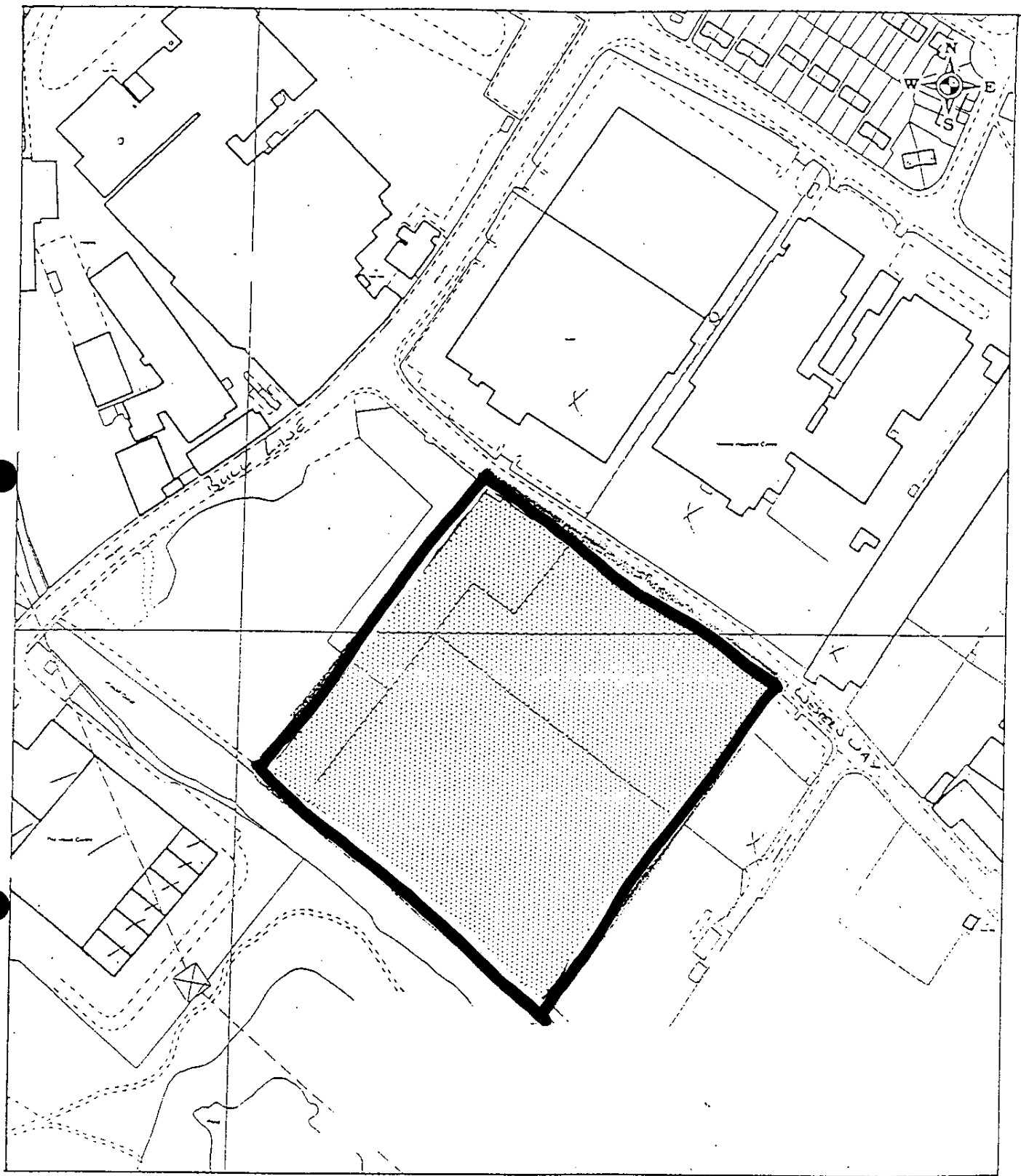
Section 66

Provides for a licence holder to identify information submitted to the licensing authority as being commercially confidential and to apply for that information to be excluded from the public register. The authority will determine whether the information is commercially confidential and notify the licence holder accordingly. The licence holder has a right of appeal to the Secretary of State if the authority refuses to exclude the information from the public register.

Section 41

Provides for a scheme of charges which are payable in respect of the subsistence of the licence and, on application, for modification, transfer or surrender of the licence. Non payment of the subsistence charge may lead to partial revocation of the licence.





Drawing Reference Number 2046/1