No. 1037

OUTGOING

ENVIRONMENTAL PROTECTION ACT 1990
PART II

PERMIT

WASTE DISPOSAL LICENCE

THE Environment Agency
HEREBY GRANT a Waste Disposal Licence, Pursuant to an application dated 5 July 1991, in respect of the following:

Full name and address of licence holder	C & J Blackburn West End Mills, Watergate Road Dewsbury WF12 9QB
Full name and address of local representative (if any) of licence holder	
Location of site to which this licence relates	West End Mills, Watergate Road, Dewsbury. As Detailed in Condition 1
Grid Reference	SE 239212
Form of deposit or disposal to which this licence relates	Keeping and Treating of Waste
Types and quantities of which deposit or disposal is authorised and any limitation as to quantity	As Described in Conditions 6, 7 and 8

This Licence is granted subject to the attached conditions:-

Dated 6.6.96

Signed

Area Waste Regulation Manager

THE LICENCE HOLDER SHOULD READ CAREFULLY THE NOTES OVERLEAF

WASTE MANAGEMENT LICENCE - GUIDANCE NOTE

Please read the following notes carefully. They tell you how to vary, transfer or surrender your licence, and how to appeal if you disagree with any of the conditions attached to the licence. Further detail is given in the relevant section of the Environmental Protection Act 1990.

Section 37 - Variation

- If you wish to vary any of the conditions of your licence or revise the working plan you must write to the Waste Regulation Authority describing the changes.
- The Authority will consider the application and let you know as soon as possible if it agrees to the modification.
- The Authority may also modify your licence if it considers it to be desirable and unlikely to require unreasonable expense.
- where you request the variation a fee is payable.

Section 39 - Surrender

- A mobile plant licence can be surrendered at anytime.
- A site licence can only be surrendered if the Authority accepts the surrender and issues a Certificate of Completion. The Authority can only issue a Certificate of Completion if it is satisfied that the condition of the land that was licensed is unlikely to cause pollution of the environment or harm to human health.
- You will need to submit a Completion Report when applying for a Certificate of Completion. The detail required will vary according to the type of site, and will be greatest for landfill sites. More information on the requirements is available from the Authority.
- A fee is payable for the Certificate of Completion.

Section 40 - Transfer

- A licence may be transferred at any time.
- You as licence holder, and the person who you wish to transfer the licence to ("the proposed transferee") need to make a joint application to the Authority. Transfer application forms are available from the Authority.
- The Authority will consider the transfer application and decide whether the proposed transferee is a "Fit and Proper Person" to hold the licence. The Authority will then notify both parties of its decision as soon as possible.
- If the transfer is agreed you must return your licence to the Authority for the name of the new licence holder to be entered.
- A fee is payable for a licence transfer.

Section 42 - Supervision of licensed activities.

The Authority has a duty to supervise licensed facilities to ensure that:

- The activities licensed do not cause pollution of the environment, harm to human health, or become seriously detrimental to the amenities of the locality and
- The conditions of the licence are complied with.

Various powers are granted to the authority under this section to ensure the above.

Section 43 - Appeals

- If you disagree with the conditions that the Authority has attached to your licence you can appeal to the Secretary of State.
- Appeals must be made within 6 months of the date of issue of the licence.
- The appeals procedure is also available for other decisions with respect to waste management licences which may affect you at a later date.
- Appeals should be made in writing to the Secretary of State and addressed to: The Planning Inspectorate, Room 10/13, Tollgate House, Houlton Street, Bristol, BS10 9DJ.

LICENCE NO 1037
Modification 1

C & J BLACKBURN
WEST END MILLS,
WATERGATE ROAD,
DEWSBURY

NGR SE 238 212

CONDITIONS

GENERAL

1 This licence relates to the area as shown edged red on the attached plan No 91/62/03088/A2.

2 The activities permitted by this licence are the keeping and treating of waste.

3 The licence holder shall operate the site in accordance with the plan No A.D.92561 and details attached to this licence and in accordance with the following conditions which shall in all cases take precedence.

4 The licence holder shall notify the Environment Agency, hereinafter called the Agency, in writing of any proposed change in the conduct of operations, as detailed in condition 3, at least one month before the proposed change is implemented. The proposed change shall not be implemented if within one month from the date of receipt of the notification, the Agency declines, in writing, to accept the proposed change.

5 The following information shall be notified in writing within 5 working days to the Agency:

a) where the Licence Holder is an individual or named individuals in a partnership:
   i) the death of the licence holder;
   ii) any steps taken with a view to the licence holder going into bankruptcy, entering into a composition or arrangement with creditors, or in the case of a partnership, dissolving the partnership;
   iii) any change in the operator's trading name, registered name or registered office address (if different from the licence holders);

b) where the licence holder is a registered company:
   i) any change in the licence holders trading name, registered name or registered office address;
   ii) any steps taken with a view to the licence holder going in to administration, entering in to a company voluntary arrangement or being wound up;
   iii) any change in the operators trading name, registered name or registered office address (if different from the licence holders).

PERMITTED WASTE TYPES & QUANTITIES

6 Subject to condition 7 below the types and quantities of waste accepted at the site shall be as described in the attached schedule ref 1037/S1A.

7 No wastes which are likely to cause pollution of the environment or harm to human health shall be accepted at the site except as described on the attached schedule, ref 1037/S1A.

8 The quantity of waste stored on site at any time shall not exceed 200 cubic metres.

SITE INFRASTRUCTURE

9 All surfacing and construction works as described in the plan and details attached to this licence shall be completed within 6 months of the date of issue of this licence.

10 Within one month of the date of this licence the licence holder shall provide the Agency with drawn proposals for the drainage of the site including detailed specifications for the proposed containment tank.

11 A road from the site entrance to the waste transfer area shall be provided and maintained. The road shall have a hard surface and be drained to prevent accumulations of mud, stone or other material adhering to the wheels of vehicles leaving the site.

1. No wastes shall be received at the site unless an identification board has been provided at or near the site entrance.
The identification board shall be inspected once each working day. In the event of damage or defect, the board shall be repaired or replaced within 5 working days.
The board shall be easily readable from outside the site entrance and shall display the following information:
Site name and address;
Licence holder name
Licence number;
Emergency contact name and telephone number;
Agency national numbers: 0645 333111 and 0800 807060;
Days and hours site is open to receive waste.

13 No waste transfer operations shall be carried out unless the site has been secured to prevent unauthorised vehicular access.

14 All walls/fences and gates shall be maintained to ensure the security of the site at all times.

15 All concreted areas shall be repaired or reinstated as necessary to ensure they have an impermeable surface and all tarmac areas shall be maintained.

16. Any proposed amendments to the drainage/surfacing of the site shall be submitted for the priory approval of the Agency.

17 All drainage works, mechanical waste handling equipment and any other ancillary equipment shall be maintained in working order.

SITE OPERATIONS-GENERAL

18 No waste transfer operations shall be carried out during the hours covered by official lighting up times (i.e. half-an-hour after sunset to half-an-hour before sunrise) unless lighting is provided.

19. The gates at the site entrance shall be kept locked at all times when the site is unattended and all precautions shall be taken to prevent unauthorised access to the site.

20. Whenever the site is open to receive waste it shall be supervised by at least one member of staff who is fully conversant with the requirements of the licence and the working plan regarding:
(i) waste acceptance and control procedures;
(ii) operational controls and environmental monitoring;
(iii) maintenance;
(iv) record-keeping;
(v) emergency action plans;
(vi) notifications to the agency.

21 A copy of this licence and the working plan shall be kept available on site for reference when required by all site staff carrying out work under the requirements of this licence.

22 All site staff shall be, or shall work under the supervision of a member of staff who is, fully conversant with those aspects of the licence conditions and working plan which are relevant to their specific duties.

SITE OPERATIONS- WASTE HANDLING

23 Waste handling plant capable of dealing with the quantity of waste delivered to the site in the manner specified in this licence shall be provided and used as described in the details attached to this licence. If such plant breaks down, appropriate measures shall be taken to ensure that all licence conditions are complied with and in particular the quantities described in the attached schedule are not exceeded.

24 Each load received shall be inspected to ensure that it conforms to the requirements of the licence.

25 Any waste which has been accepted at the site and is subsequently found to be contrary to condition 7 of this licence, shall be placed in a secure storage area within the site and the Agency informed at the earliest opportunity. The storage area shall be kept locked except for access.

26 Waste shall only be tipped on the ground on the designated concrete area as shown on the plan No A.D. 92.56.1 attached to this licence.

27 Inert waste shall not remain on the site for longer than one month. Biodegradable waste must be removed within 24 hours of arriving on site.

28 Waste deposited on the ground shall be loaded in to a container as soon as possible.

29 Containers of waste types which could become windblown shall be netted, sheeted or otherwise enclosed other than when the container is being loaded. All such containers shall be netted, sheeted or closed as soon as they are loaded.

30 Any items or materials of value recovered from the waste shall be stored according to the details attached to this licence and shall at all times be maintained in a tidy condition.

SITE OPERATIONS- ENVIRONMENTAL CONTROL

31 Whenever the site is receiving or dispatching wastes, measures shall be taken in order to prevent the deposit or tracking of mud or debris arising from the site onto public areas outside the site, which shall include public highways and areas of public access outside the site.

32 Precautions shall be taken to prevent the pollution of any water accumulating on the site and the uncontrolled discharge of contaminated water from the site.

33 Any contaminated water accumulating on the site shall be collected and disposed in a manner agreed with the Agency.

34 Any spillage of liquid shall be dealt with immediately to clear or alleviate the effect of the spillage and adequate quantities of dry sand or absorbent materials shall be on hand.

35 At all times the site shall be kept in a tidy condition. Any loose waste which may be lying on the site shall be gathered up and disposed of tidily each day.

36 No materials shall be burned within the boundaries of the site and a fire at the site shall be regarded as an emergency and immediate action shall be taken to extinguish it.

37 The Agency shall be immediately informed of any incident that could give rise to danger to public health, pollution of water, or could be seriously detrimental to local amenity, including any fire.

38 Action shall be taken to deal effectively with any vermin or pests on the site.

39 All necessary action shall be taken to prevent the dissemination of odour, fumes, dust, grit or windblown material.

40 Surface water drains will be kept clear of waste to prevent blocking and pollution of the surrounding area.

RECORD KEEPING

41 A record shall be kept of all wastes received and of all materials (wastes and recovered materials) removed from the site. The records shall include the following for each vehicle load of waste/ materials;

(i) origin of waste by local Agency district,
(ii) time and date received,
(iii) quantities in tonnes received and waste type- as specified by the Agency,
(iv) time and date removed,
(v) quantities in tonnes removed and waste type- as specified by the Agency,
(vi) destination of materials removed by local Agency district

42 A summary of the information specified in condition 42 above shall be submitted to the agency, in a format and at a frequency as required by the Agency.

WASTES AUTHORISED FOR ACCEPTANCE UNDER CONDITION 6

WASTE TYPE (SOLID)	MAXIMUM DAILY QUANTITY ACCEPTED (TONNES)
Uncontaminated earth and excavation waste.	5
Uncontaminated bricks, stone, solid concrete, breeze blocks, building sand, gravel, tiles, other ceramic materials and slate.	5
Commercial and industrial waste.	65
General skip waste which may contain garden wastes or household wastes.	10
Bonded white asbestos	10

THE MAXIMUM ANNUAL QUANTITY OF WASTE ACCEPTED AT THE SITE SHALL NOT EXCEED 24,999 TONNES

ENVIRONMENT AGENCY

ENVIRONMENTAL PROTECTION ACT 1990

Section 37

NOTICE OF MODIFICATION OF WASTE MANAGEMENT LICENCE

To C & J Blackburn
West End Mills
Watergate Road
Dewsbury

WHEREAS on 06 June 1996 the Environment Agency granted a Waste Disposal Licence (now to be treated as a Waste Management Licence) relating to land at West End Mills Watergate Road, Dewsbury

subject to conditions set out therein

AND WHEREAS on 20 May 1999 you applied to the Environment Agency to modify the said conditions

NOTICE IS HEREBY GIVEN that the Environment Agency ("the Agency") modifies the said conditions as follows: -

FIRST MODIFICATION

The Schedule of Conditions to Waste Management Licence Reference Number: 1037 shall be deleted, and the attached Schedule of Conditions, Waste Management Licence Reference Number: 1037, Modification: 01, shall be substituted.

Such modification shall take effect on: 18 10 1999 at: 0900 Hours.

*[~~In the opinion of the Agency it is necessary for the purpose of preventing pollution of the environment or harm to human health that Section 43[4] of the Environmental Protection Act 1990 should not apply~~.]

DATED 11 October 1999 Signed.....
Paul Aspinall
Environment Planning Waste Licensing – Team Leader Ridings

NOTES

The person served with this notice may appeal against the Agency's decision to the Secretary of State within six months or such longer period as the Secretary of State may allow, (see notes overleaf).

*[The person on whom this notice is served may also make application to the Secretary of State for a ruling as to whether the Agency has acted reasonably in including the above statement as to the non-application of Section 43[4] of the Act, (see notes overleaf).]

The Environment Agency, Ridings Area, Phoenix House, Global Avenue, LEEDS LS11 8PG
Tel: 0113 244 0191 Fax: 0113 213 4609

SECTION 37 NOTES

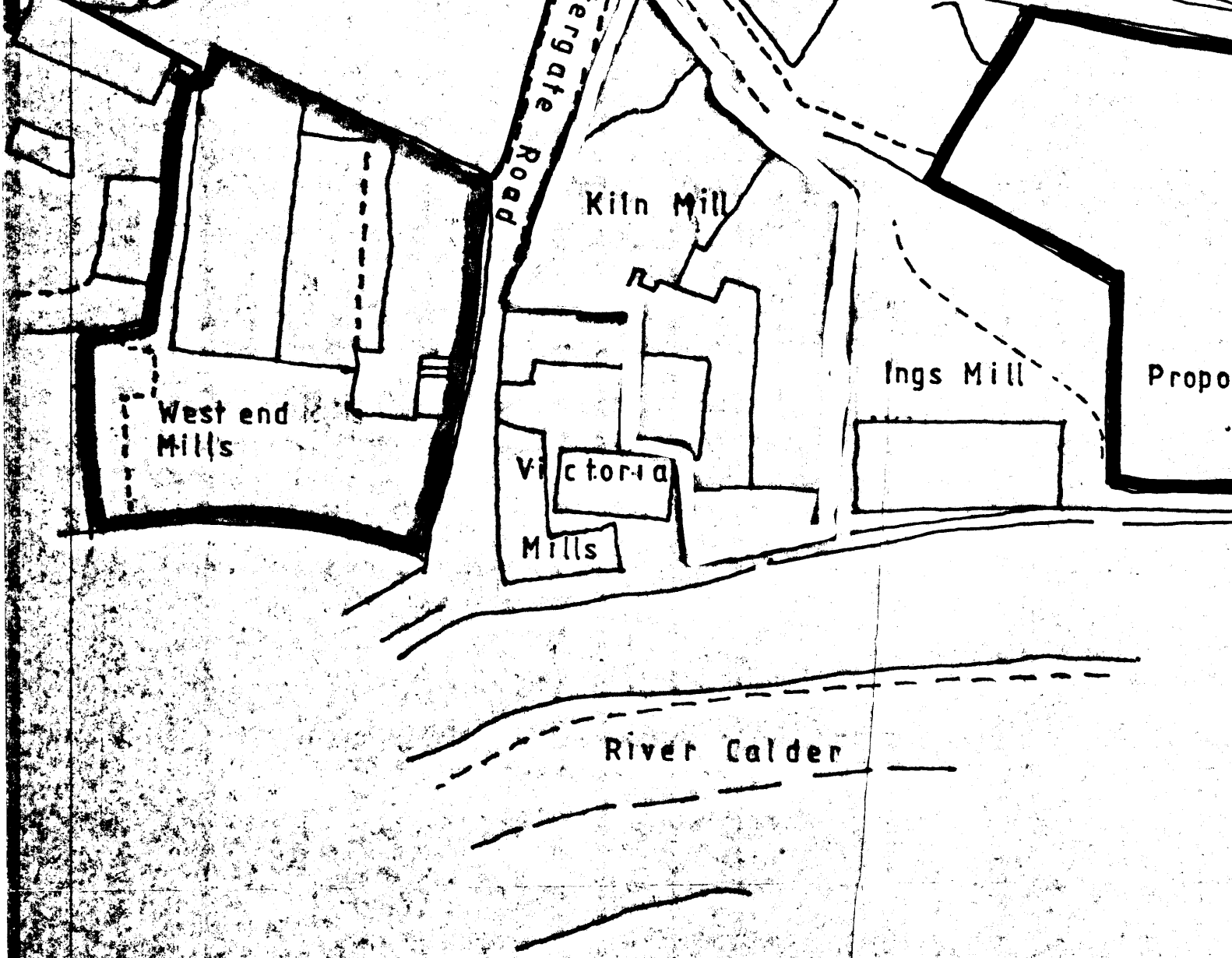
APPEALS

If a licence holder is aggrieved by the decision of the Agency in modifying conditions specified in a waste management licence he may appeal to the Secretary of State in accordance with Section 43 of the Environmental Protection Act 1990. Appeals must be notified within 6 months of the date of this notice to: The Planning Inspectorate, Room 10/13, Tollgate House, Houlton Street, BRISTOL BS10 9DJ.

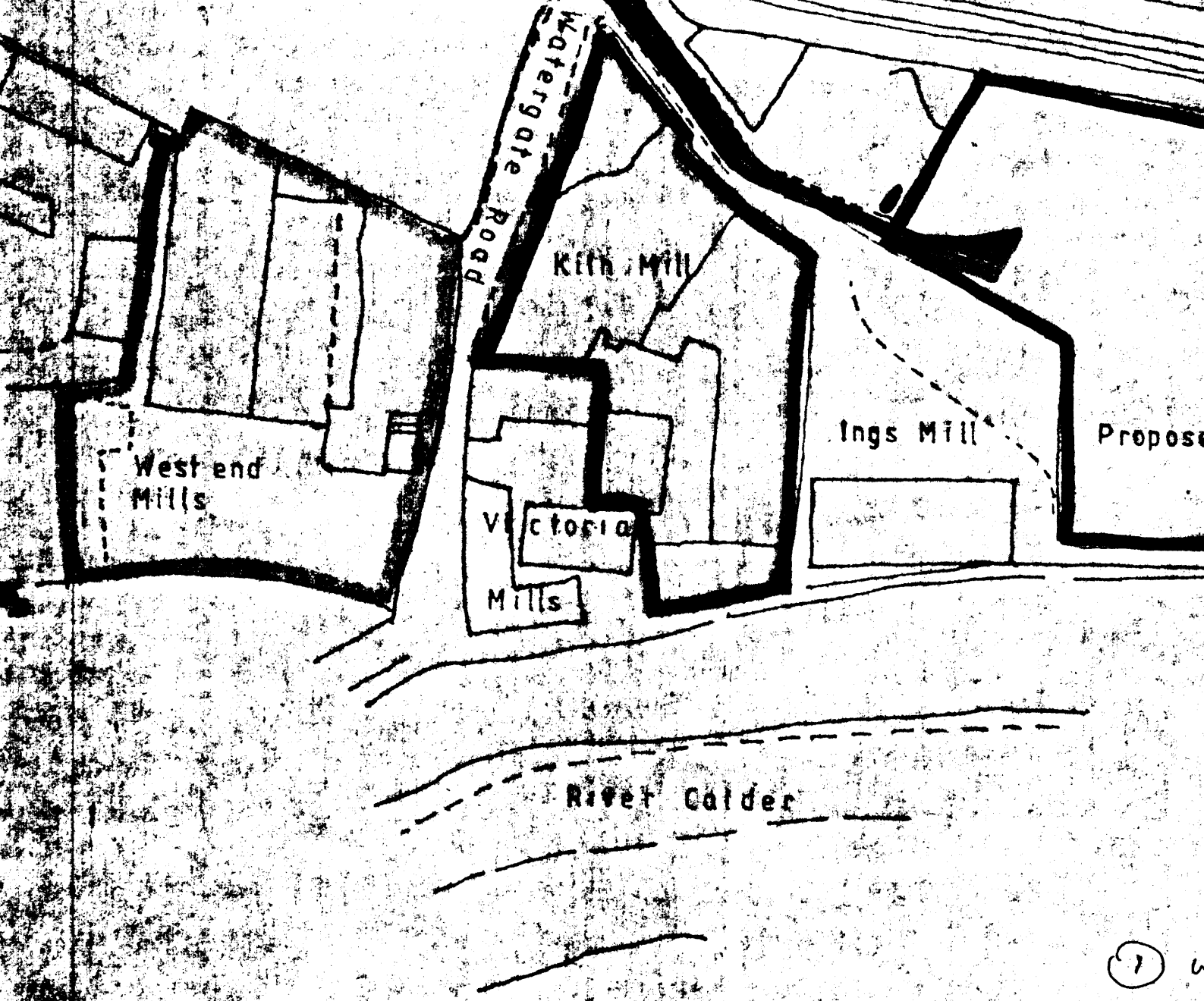
The Secretary of State has power to allow a longer period for the giving of notice of an appeal but he will not normally be prepared to exercise this power unless the are special circumstances which excuse the delay in giving notice of an appeal.

Where a notice giving the Agency's decision to modify a waste management licence includes a statement that for the purpose of preventing pollution of the environment or harm to human health Section 43[4] of the Environmental Protection Act 1990 should not apply to the decision, the notification of an appeal against the decision will not itself render the decision ineffective pending the determination of the appeal.

If you consider that such a statement has been unreasonably included in the notice of decision you may apply, under section 43(7) of the Environmental Protection Act 1990 to the Secretary of State to determine whether the Agency's action was unreasonable or not, (the address to write to is given above). If the Secretary of State determines that the Agency acted unreasonably in including such a statement, the Agency's decision will become ineffective while an appeal is pending and you will be entitled to recover compensation from the Agency in respect of any loss you have suffered in consequence of the statement. Any dispute as to your entitlement to compensation or its amount shall be determined by arbitration.



LOCATION PLAN. 1:1250



LOCATION PLAN. 1:1250

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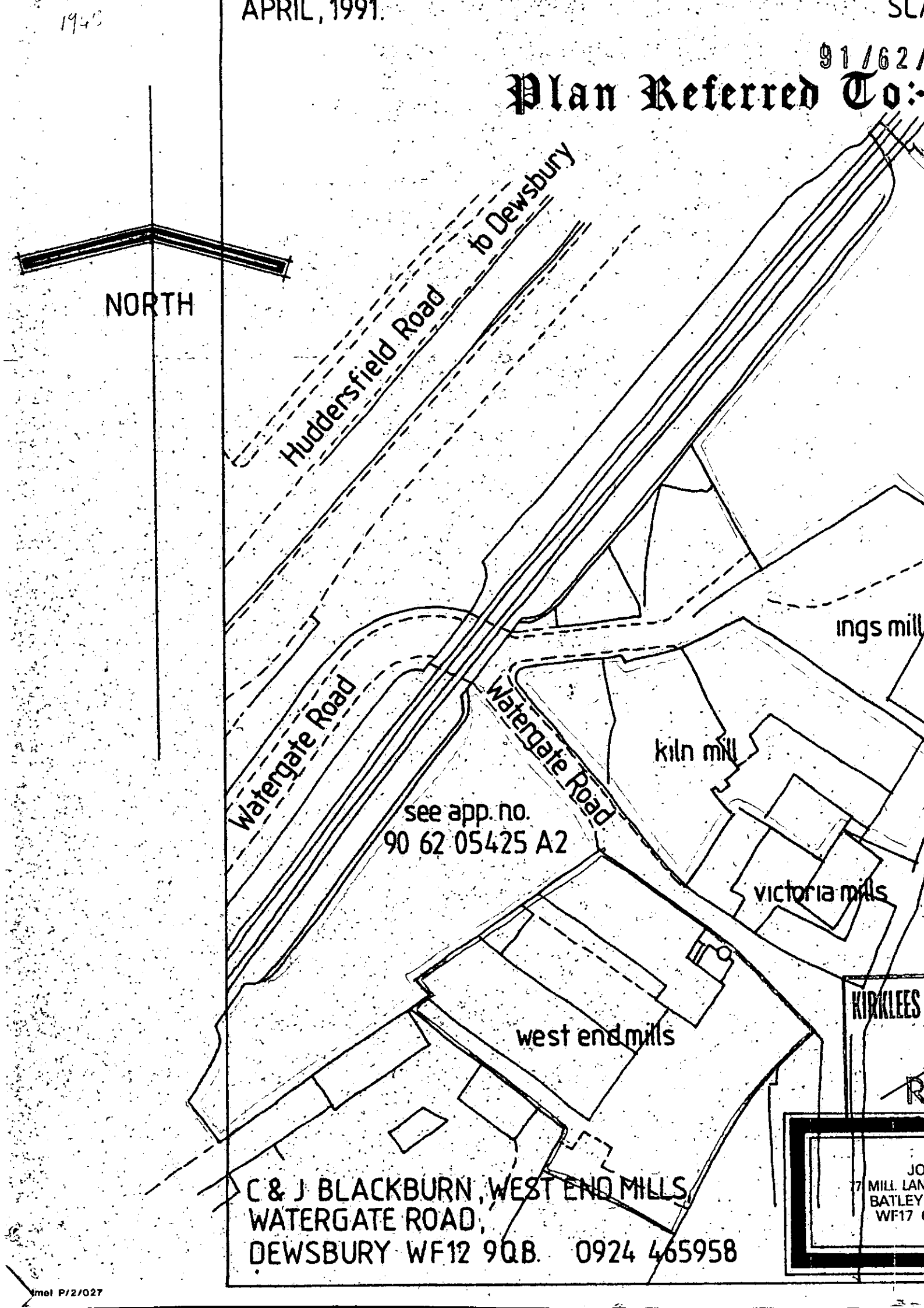
APRIL, 1991.

91/62/

Plan Referred To:-