



ENVIRONMENT
AGENCY

ENVIRONMENTAL PROTECTION ACT 1990

Section 37

NOTICE OF MODIFICATION OF WASTE MANAGEMENT LICENCE

To Chemical Manufacture & Refining Ltd
Hendon Dock
Sunderland
Tyne and Wear
SR1 2ES

WHEREAS on 27 April 1995 the Tyne and Wear Waste Regulation Authority granted to you a Waste Disposal Licence (now to be treated as a Waste Management Licence) (Reference TW306SL) relating to Hendon Dock, Sunderland subject to the conditions set out therein

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

The following Condition shall be attached to Waste Management Licence Reference Number TW 306 SL

- 3 (a) No special waste as defined by Regulations in force under Section 62 of the Environmental Protection Act 1990 shall be received, stored or handled at the site except those listed in Schedule 2.

Such modification shall take effect on 31 March 1998 at 24.00 hours.

DATED

LH

March 1998

(Signed)

(Designation

Manager

Environment Agency
Tyneside House
Skinnerburn Road
Newcastle Business Park
Newcastle upon Tyne
NE4 7AR

NB - 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.)



RECIPIENT OF A
NATIONAL COMMENDATION AWARD 1996



S37 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 12/03D, Tollgate House, Houlton Street, Bristol, BS2 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 there 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 of itself render the decision ineffective pending 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 as 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.