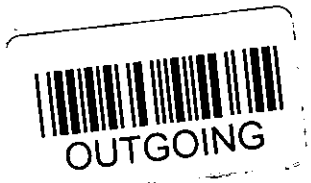
EAWML 70879

CONTROL OF POLLUTION ACT 1974
Section 7

Notice of Modification of Waste Disposal Licence Conditions





To Jonathan Potts Ltd.,
Estate Road No. 1,
South Humberside Industrial Estate,
Grimsby, DN31 2TR

WHEREAS on 23rd September 1994 you were granted a Waste Disposal Licence by the* Humberside County Council relating to a Scrap Metal Treatment/Transfer Station situated at Estate Road No. 1, South Humberside Industrial Estate, Grimsby

subject to the conditions set out therein

[AND WHEREAS on xxxxxxxxxxxxxxxxxxxxxxxxxxxxxx you made application for the said conditions to be modified]

NOTICE is HEREBY GIVEN that the* Humberside County Council (hereafter called "the Authority") modifies the said conditions as follows:—

The existing Condition 3 is hereby deleted and replaced with the following Condition 3.

3. The types and maximum quantities of waste which may be deposited are specified in the attached "Schedule of Permitted Wastes", Appendix 1A.

Such modification shall take effect on ‡ 31st March 1995 at 7.00am.

[IN the opinion of the Authority it is necessary for the purpose of preventing pollution of water or danger to public health that Section 10 (2) of the Control of Pollution Act 1974 should not apply.]†

DATED 31st March 1995. (*Signed*) P D Cole

Humberside County Council,
Technical Services Department,
County Hall,
Beverley, HU17 9XA

(*Designation*) Group Manager (Waste Regulation)

(Address of Authority)

N.B.—The person served with this notice may appeal against the authority'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 Authority has acted reasonably in including the above statement as to the non-application of section 10 (2) of the Act. *See* notes overleaf.]†

* Insert name of Authority, as appropriate.

‡ Insert date and time when modification takes effect.

† These paragraphs should be included if it is intended that the decision shall have effect even when an appeal is pending.

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NOTES

Appeals

If a licence holder is aggrieved by the decision of the Waste Disposal Authority in modifying conditions specified in a disposal licence he may appeal to the Secretary of State in accordance with Section 10 of the Control of Pollution Act 1974. Appeals must be notified within 6 months of the date of this notice to the Secretary, Department of the Environment. Land Wastes Division, Room B556, Romney House, Marsham Street, London, SW1P 3PY (for sites in England) or to the Secretary, Water Environmental Protection Division, Floor 2, Crown Building, Cathays Park, Cardiff CF1 3NQ, (for sites in Wales). 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 authority's decision to modify a disposal licence includes a statement that for the purpose of preventing pollution of water or danger to public health Section 10 (2) of the Control of Pollution Act 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 10 (3) of the Control of Pollution Act, to the Secretary of State to determine whether the authority's action was unreasonable or not, (the address to write to is as given above). If the Secretary of State determines that the authority acted unreasonably in including such a statement, the authority's decision will become ineffective while an appeal is pending and you will be entitled to recover compensation from the authority 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.

WASTE DISPOSAL LICENCE
SCHEDULE OF CONDITIONS - APPENDIX 1A

WASTE DISPOSAL LICENCE REFERENCE NUMBER: F023 (Modification dated 03/95)

SITE: ESTATE ROAD NO. 1, SOUTH HUMBERSIDE INDUSTRIAL ESTATE, GRIMSBY

SCHEDULE OF PERMITTED WASTES

Category 1

Scrap vehicles and trailers

Category 2

Ferrous and non-ferrous scrap metal

Only the following special waste shall be permitted:

Category C

Lead acid batteries

THE WASTE INTAKE SHALL ALSO COMPLY WITH THE FOLLOWING LIMITATIONS:-

i) Wastes defined in Category 2 of the schedule must not contain any hazardous quantity, or hazardous concentration, of a poisonous, noxious or polluting substance, and, for the purpose of this licence, a quantity of concentration of any substance contained in any waste is to be regarded as hazardous if that substance is present in the waste, in such a quantity or concentration as to subject persons or animals, to material risk of death, injury or impairment to health, or as to threaten the pollution of any surface or ground waters.

ii) The total quantity of waste deposited at the site shall be less than 25000 tonnes per annum.

iii) All transformers and capacitors accepted under Category 2 of the schedule must be accompanied by written evidence stating that they do not contain polychlorinated bi-phenyl. Such evidence shall be made available to the Waste Regulation Authority upon request.

iv) All drums accepted at the site shall be totally dry/empty.

v) Any waste defined as special waste in The Control of Pollution (Special Waste) Regulations 1980 shall not be accepted at the site unless accompanied by relevant copies of CONSIGNMENT NOTES FOR THE CARRIAGE AND DISPOSAL OF HAZARDOUS WASTES, as specified in aforementioned Regulations.