



OUTGOING



PERMIT



ENVIRONMENT
AGENCY

ENVIRONMENTAL PROTECTION ACT 1990

Section 37

NOTICE OF MODIFICATION OF WASTE MANAGEMENT LICENCE

To Northumberland Waste Management Ltd
Merlin House
Princes Park
Princesway
Team Valley Trading Estate
Tyne & Wear
NE11 0NF

WHEREAS on 21 April 1998 the Environment Agency issued to you a Waste Management Licence reference NBL 179 relating to Bridge End Transfer Station, Bridge End Industrial Estate, Hexham, Northumberland, subject to the conditions set out therein.

AND WHEREAS on 13 September 2001 you applied to the Environment Agency to modify the said conditions

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

The following condition attached to Waste Management Licence Reference NBL179 shall be deleted,

Condition 4.1.8 A maximum of 20 tonnes of waste, excluding stored soils, may be stored overnight in the waste transfer building unless otherwise approved by the Agency as an emergency measure.

And the following condition shall be added.

Condition 4.1.8 Wastes shall only be stored on the site in accordance with section 4.2 of the working plan.

Such modification shall take effect on 12 November 2001 at 00.01 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

7 November 2001

SIGNED

Sean Pruce, Waste Licensing Team Leader - Northumbria Area

*[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.]



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, Tolgate 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.