

NORTHERN REGION



FORM

**DURHAM
COUNTY
COUNCIL**



Licence No. DUR 240

CONTROL OF POLLUTION ACT 1974 WASTE DISPOSAL LICENCE

The County Council of Durham as the Waste Regulation Authority (hereinafter referred to as "the Council") in pursuance of the powers and duties conferred on it by and under the Control of Pollution Act 1974 HEREBY GRANT a Waste Disposal Licence in respect of the following:-

Full name and address of licence holder	The Director of Environment Durham County Council County Hall Durham DH1 5UQ
Nature of licence	To: a) permit the deposit of controlled waste. b) use appropriate equipment for the purpose of dealing with controlled waste.
Full name and address of local agent (if any) of licence holder	
Location of site	Stainton Grove Household Waste Disposal Compound, near Barnard Castle. National Grid Map Reference NZ 072 181
Manner of dealing with controlled waste	Transfer Station.
Maximum quantities and types of waste to be disposed of	Household waste deposited and stored within the skips, containers and compounds provided. The quantity at any one time not to exceed the total capacity of the skips, containers and compounds.



OUTGOING

IMPORTANT: THIS LICENCE IS SUBJECT TO THE CONDITIONS ATTACHED HERETO

Dated 25th day of February 1993

Signed 
DEPUTY DIRECTOR OF ENVIRONMENT

Stainton Grove
Household Waste Disposal Compound
Nr. Barnard Castle

February 25th, 1993

The Deputy Director of Environment
Durham County Council
Waste Regulation Authority
County Hall
DURHAM
DH1 5UQ

SECTION	CONTENTS SUBJECT	CONDITION NO.	PAGE NO.
	Summary of legislative framework		2
A	Administration	A1 - A10	5
B	Permitted Waste Deposits	B1	7
C	Site Preparation, Facilities and Infrastructure	C1 - C4	8
D	Site Operations	D1 - D12	9
E	Environmental Nuisance Control	E1 - E9	12
F	Site Records	F1 - F4	13
G	Pollution Control	G1 - G4	14

APPENDIX

A	Location Plan	15
B	Site Plan	16

SUMMARY OF LEGISLATIVE FRAMEWORK

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

The licence relates only to the requirements of the Control of Pollution Act 1974 for the deposit of waste and the use of plant or equipment subject to the conditions set out in the Schedules and does not constitute a consent required by other legislation. In particular it is the responsibility of the licence holder to comply with any requirements of the HEALTH AND SAFETY at WORK ACT 1974, the RADIOACTIVE, SUBSTANCES ACT 1960, the TOWN AND COUNTRY PLANNING ACTS, SCRAP METAL DEALERS ACT 1964, BUILDING REGULATIONS, and ALL RELEVANT WATER PROTECTION AND ENVIRONMENTAL HEALTH legislation.

All discharges to sewer, watercourse and soakaway have to meet the requirements of the Northumbrian Water PLC and/or the National River Authority (NRA). Any diversion or other changes to watercourses will also require NRA approval.

If the licence holder ceases to occupy the land specified above, then he may transfer the licence to the new occupier after giving notice to the Waste Regulation Authority which has the right to decline to accept the new licence holder.

If the licence holder wishes to surrender this licence, he must return it to the Waste Regulation Authority together with a notice stating that he no longer requires the licence.

Contravention of Licence Conditions

Your attention is drawn to the provisions of sections 3, 7, 9, 10 and 16 of the Control of Pollution Act 1974. A brief resume is included below.

Section 3

Prohibits the deposit of waste, or the use of plant or equipment, otherwise than in accordance with the terms of a licence. This section applies to all the conditions contained herein. Any deposit which takes place without compliance with all the licence conditions may lead to prosecution under this section.

Section 7

The Authority is able to serve notice under this section modifying the conditions specified in the licence and where pollution, danger or detriment to amenity cannot be avoided by modifying the conditions of the licence, serve notice of revocation.

Section 9

Non-compliance with any licence conditions may lead to the revocation of this licence following service of a notice under this section.

Section 10

The holder of the licence may appeal against the decision of the Disposal Authority (within 6 months of any decision) to the Secretary of State.

Section 16

The licensing authority is empowered to require the removal of any controlled waste deposited in circumstances contrary to the conditions of this licence.

Penalties under Section 3 (see above)

A person who contravenes section 3 subsection (1) shall, subject to subsection (4), be guilty of an offence and liable on summary conviction to a fine of an amount not exceeding scale 5 (currently £2,000), or on conviction on indictment to imprisonment for a term not exceeding two (2) years or a fine or both.

The increased penalty may be given where a person contravenes section 3(1)(a) and the waste in question is poisonous, noxious and polluting, is likely to give rise to an environmental hazard, and has been abandoned or has been brought for the purpose of being disposed of. Under such circumstances the person would be liable on summary conviction to imprisonment for a term not exceeding six months or a fine not exceeding scale 5 or both or, on conviction on indictment, to imprisonment for a term not exceeding five years or a fine or both.

Inspections

This Authority is empowered under Section 91 of the Act to enter onto any land. This authority will make unannounced inspections of your facility to monitor compliance with the conditions attached to this licence. Please note that some of these inspections may be made outside the normal operating hours of the facility.

ADMINISTRATION

- A1. The terms of the licence shall apply to the area outlined in red on the attached plan reference number DUR 240 and waste materials shall only be deposited within this area.
- A2. The site shall be operated in accordance with the conditions below.
- A3. A copy of the site licence shall be available for inspection at offices of the licence holder agreed by the Council.
- A4a. The Licence Holder shall appoint a person to be responsible for the management of the site. The Council shall be notified of the name, address and telephone number of this person. The terms of the licence shall be made known to the person and they shall be responsible for the day to day operations of the site including making employees or sub-contractors aware of the terms of the licence. The Council shall be notified in advance of any change in the above details and if the responsibility is to be given to any other person.
- A4b. The Council shall be notified of the names of any persons permitted to sort and remove materials from the site. These persons shall wear appropriate identification. The Council shall be notified of any change in the above details and if the permission is given to any other person.
- A5. The hours during which the site is open shall be not less than those specified hereunder:

PERIOD

1st April	- 31st October	08:00 Hrs - 20:00 Hrs
1st November	- 31st March	08:00 Hrs - 16:00 Hrs

each day EXCEPT FOR CHRISTMAS DAY AND NEW YEARS DAY.

- A6. Not less than 14 days notice in writing shall be given to the Council of the date which operations are to:-
- a) commence,
 - b) cease for a period in excess of 1 month.
 - c) recommence after a temporary cessation for a period in excess of 1 month.

- A7. In the event of death or serious bodily injury to any person as a result of operations on the site the licence holder must notify the Council within 24 hours of the accident.
- A8. This licence shall be kept intact and shall be produced to any authorised officer of the Council upon demand.
- A9. This licence shall be forwarded to the Council with any written application for amendment, renewal or transfer.
- A10. When the operations to which the licence applies are completed and the licence is no longer required it must be returned to;
The Deputy Director of Environment
Durham County Council
Waste Regulation Authority
County Hall
DURHAM
DH1 5UQ
- together with a notice stating that it is no longer required. This condition shall cease to be valid upon implementation of SECTION 39 of the ENVIRONMENTAL PROTECTION ACT 1990.

PERMITTED WASTE DEPOSITS

- B1. Only those types of waste material listed below shall be deposited on the site.

CATEGORY OF WASTE

Household

Categories of wastes refer to definitions in Section 30 of the Control of Pollution Act 1974 and the schedules 1 to 4 of the Collection and Disposal of Waste Regulations 1988.

SITE PREPARATION, FACILITIES AND INFRASTRUCTURE

- C1. The site shall be surfaced with concrete or tarmac and laid to a fall to prevent the ponding of water. All tarmaced or concreted areas shall be maintained to the satisfaction of the Council. All road markings shall be maintained to the satisfaction of the Council and re-painted as necessary.
- C2. The existing fencing and height barrier shall be maintained to the satisfaction of the Council throughout the operation of the site. The height barrier shall be kept locked at all times outside the stated hours of operation and all reasonable precautions taken to prevent access to unauthorised persons.
- C3. A site identification board of durable material and finish shall be displayed at the site entrance, showing the hours when the site is open and giving the name and licence number of the site, the name, address and telephone number of the Licence Holder (and his local agent, if any) and of the Council responsible for issuing the licence. The board shall also show the type of wastes which can be deposited at the site. It shall be maintained in good repair at all times. In particular, the wording shall be legible.
- C4. All notices erected to give directions and/or information to members of the public shall be of a durable material and finish. They shall be maintained in good repair at all times. In particular, the wording shall be legible.

SITE OPERATIONS

- D1. During the operation of the site the recommendations of Public Utilities Companies shall be carried out with regard to working in the vicinity of such facilities.
- D2. If found necessary moveable screens/netting shall be provided near operational areas having regard to wind direction and be so designed and positioned as to ensure that windblown material does not escape from the site. Materials arrested by such screens shall be removed and disposed of as necessary, at least once per day, to ensure the efficiency of the screens and the tidiness of the site.
- D3. Equipment and receptacles (such as skips, containers and bins) shall be maintained in good condition.
- D4. Prior to removal to a licensed waste disposal facility all waste shall be inspected to ensure that it does not contain waste for which the site is not licensed. Where deposited waste is found to contain material for which the site is not licensed, the site operator shall,
a) isolate the unacceptable material.
eg. pesticide, herbicide, flammable liquids, clinical waste (including drugs).
b) advise the Council forthwith of his decision.
c) retain the material on site until permission for its removal is granted by the Council.
- D5a. Wastes deposited on site and found on inspection to contain materials for which the site is not licensed shall, after compliance with condition D4 be removed to a suitably licensed facility.
- D5b. Any waste materials removed from the site for final disposal shall only be deposited on a suitably licensed waste disposal site.
- D6. All refrigeration units shall have the C.F.C. gas extracted prior to their final disposal.

- D7. All scrap materials salvaged shall be kept in a designated compound or container.
- D8. Skips and containers shall be emptied as and when necessary to ensure that adequate disposal facilities are available at all times.
- D9a. Waste oil deposited on site shall be removed forthwith to a suitably licensed facility.
- D9b. In this respect all receptacles such as drums, cans, or disused engines, shall be emptied of oil prior to their final disposal.
- D9c. All precautions shall be taken to avoid spillages of oil and any such spillages shall be cleaned up immediately. To this purpose adequate quantities of sand/absorbent material shall be kept on site and used on such spillages.
- D9d. Materials contaminated as a result of the above absorption processes shall only be disposed of at an appropriately licensed waste disposal site. Recycling shall be kept intact and in particular shall not be broken up, emptied, or otherwise dismantled. They shall be stored upright in approved containers such that battery acid will not spill. The containers shall be placed on a concrete or similar surface within a covered structure.
- D10a. Batteries containing acids/liquids accepted for disposal shall be kept intact and in particular shall not be broken up, emptied, or otherwise dismantled. They shall be removed forthwith to a suitably licensed facility.
- D10b. Appropriate materials shall be stored on site in order to neutralize any accidental spillages. Any large spillages of battery acids shall be treated as an emergency and appropriate action taken to prevent the spillage reaching surface water drainage.

- D10c. Adequate quantities of sand/absorbent material shall be stored on site for use on accidental spillages. All such spillages shall be dealt with immediately to prevent water pollution, to alleviate the effect of the spillage, and to ensure public safety.
- D10d. Materials contaminated as a result of the above operations and absorption processes shall only be disposed of at an appropriately licensed waste disposal site.
- D11. Prior to the removal of any open skip or container from site an inspection of the skip shall be carried out to determine whether;
a) The skip is overfull.
or
b) The skip contains potentially windblown material.
- If either a) or b) is found then action shall be taken to either remove the excess material or ensure the skip is effectively netted or sheeted to retain the waste within the skip during transit.
- D12. All gas cylinders shall be collected and be removed from the site as soon as possible after deposit. They shall be taken to either a suitably licensed facility or returned to their original supplier.

ENVIRONMENTAL NUISANCE CONTROL

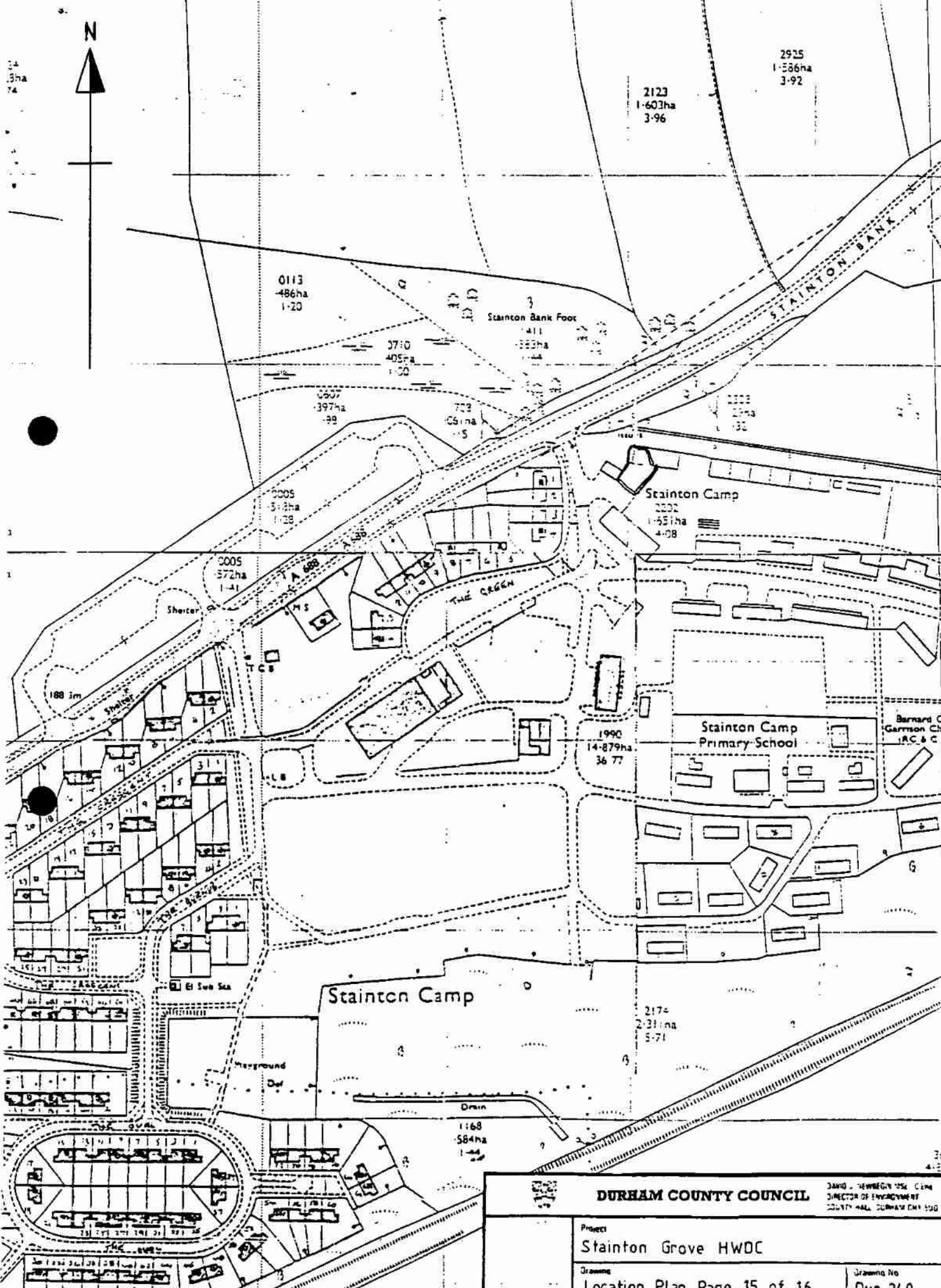
- E1. Any loose waste which may be lying on the site or which is attributable to the operation of the site and lying outside the site shall be gathered daily and disposed of in such a way as to keep the site and the surrounding area tidy.
- E2. Fly-tipped material on the periphery of the site, either inside or outside the perimeter fence, shall be tidied up at least daily.
- E3. No material shall be burnt within the boundaries of the site and a fire at the site shall be regarded as an emergency and immediate action taken to extinguish it. (Measures to counter fire and to protect personnel from fire shall be in accordance with the relevant legislation.)
- E4. Where necessary action shall be taken to control and destroy any rats, flies and other vermin and insect pests on the site.
- E5. All pesticides, herbicides, pesticidal products and where appropriate pest control techniques, shall have been cleared for their intended use on the site through the Control of Pesticides Regulations 1986, and the Ministry of Fisheries and Food/Health and Safety Executive's Code of Practice for the safe use of Pesticides on Farms and Holdings, and Pesticides 1990 and any subsequent revisions.
- E6. Where necessary action shall be taken to control and destroy weeds. In this respect all grassed areas associated with, or forming part of the site, shall be maintained to a standard acceptable to the Council.
- E7. The site shall be kept neat and tidy at all times, in particular around the equipment and receptacles provided.
- E8. Measures shall be taken to ensure that mud, waste and other extraneous matter resulting from the operation of the site is not deposited on a public highway. If any such material is deposited on a public highway it shall be removed immediately.
- E9. If the operation of the site gives rise to any nuisance from noise, dust, odours or windblown materials, immediate action shall be taken to prevent the continuation of the nuisance.

SITE RECORDS

- F1a. A written record shall be kept of the wastes removed from the site. A copy of these shall be forwarded to the Council annually to arrive not later than the 14th February of the subsequent year to which the records relate.
- F1b. Each record shall show the vehicle registration number, date of removal, location of disposal, weight or quantity and category of waste being transported and the name of the operator of the vehicle and their waste carriers registration number.
- F2a. A written record shall be kept of the recycled materials removed from the site. A copy of these shall be forwarded to the Council each and every month to arrive not later than the 14th day of the subsequent month to which the records relate.
- F2b. Each record shall show the vehicle registration number, date of removal, location of recycling facility or merchant to whom the material was delivered, weight or quantity and type of material being transported, the name of the operator of the vehicle and their waste carriers registration number.
- F3. Only carriers registered under the Control of Pollution (Amendment) Act 1989 shall be allowed to remove wastes (including recycled materials) from the site, unless the Council agrees a carrier is exempt.
- F4a. Any wastes (including recycled material) removed from the site must be accompanied by transfer notes completed in accordance with the Environment Protection (Duty of Care) Regulations 1991.
- F4b. Copies of such transfer notes shall be made available to the Council on request.

POLLUTION CONTROL

- G1. The National Rivers Authority, Northumbria Region's land drainage bye-laws shall be adhered to and liaison with their land drainage department shall be carried out before:-
- a) Alterations of any existing drainage interests in the area;
 - b) Diverting, culverting or bridging of any watercourse;
 - c) Alterations to any catchment area.
- G2. Operations shall be carried out so as not to adversely affect any land drainage interests of local landowners.
- G3. Operations shall be carried out in such a way as to avoid water pollution and flooding.
- G4a. Any contaminated liquors, leachate or surface run-off derived from the site shall be treated or otherwise disposed of to the satisfaction of the National Rivers Authority, Northumbria Region.
- G4b. In this respect any discharge of trade effluent to the public sewerage system shall only be made with the prior consent of the Northumbrian Water PLC.
- G4c. Contaminated waters shall not be discharged off site into any "controlled waters" except in accordance with the provisions of any discharge consent from the National Rivers Authority, Northumbria Region.



DURHAM COUNTY COUNCIL

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Drawing
Location Plan, Page 15 of 16

Drawing No
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