



PERMIT



ENVIRONMENT
AGENCY



OUTGOING

ENVIRONMENTAL PROTECTION ACT 1990 WASTE MANAGEMENT LICENCE

LICENCE REF NO:- 43452

FACILITY TYPE:- TREATMENT

The Environment Agency, in pursuance of Part II of the Environmental Protection Act 1990, hereby grant a Waste Management Licence authorising the treatment of controlled waste in or on the land specified in Schedule 1 to this licence to **Bankwood Processing Ltd., 323, Bawtry Lane, Rossington Bridge, Doncaster, Company No: 3497693** that Company being in occupation of the said land, the said licence being subject to the conditions specified in schedule 2 of this licence.

Schedule 1 - SPECIFIED LAND

The licence relates to the land at Bankwood Lane, Rossington, Doncaster
Grid Ref: SK603 991 (hereinafter called "the site") shown edged red on
Drawing Reference: BOL/BAN/97/1 dated **June 1997** and attached to this licence.

Signed A. J. Wood Name A. J. WOOD
(Team Leader, Waste Licensing)

Dated 08/05/00

FOR ENVIRONMENT AGENCY OFFICIAL USE ONLY

**YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL DETAILED IN THE NOTES AT
THE END OF THIS LICENCE**

Environment Agency, Lower Trent Area, Trentside Offices, Scarrington Road, West Bridgford, Nottinghamshire, NG2 5FA



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Schedule 2 – Licence Conditions

1: General Considerations

1.1 Specified Waste Management Operations

No waste management operations shall be authorised by this licence unless specified in and undertaken in accordance with the limitations in the following table:

Table 1.1

Specified Waste Management Operation	Restrictions on otherwise Permitted Waste Types which shall be subject to the Specified Operation	Maximum Storage limits (Tonnes)	Identified area for operations Ref from Map BOL/BAN/97/1
Screening and crushing	Soils, rock and Hardcore	100	Area SH
Shredding	Timber and Greenwaste	10	On bunded and secure concrete areas that have a sealed drainage system
Shredding Baling	Cardboard and plastic Cardboard and plastic	60	Existing buildings numbered 1, 2 and 3
Sorting	Wastes specified in Table 1.2.1	60	Area SB and existing buildings numbered 1, 2 and 3
Bulking	Wastes specified in Table 1.2.1	60	Area SB and existing buildings numbered 1, 2 and 3

1.1.1: Exempt Waste Management Activities

Where wastes are being brought onto the site for waste management activities which are exempt from licensing under the Waste Management Licensing Regulations 1994 or any statutory provisions amending or replacing them, then those wastes shall be kept clearly segregated and identified from wastes which are being kept on the site for the specified waste management operations under these licence conditions.

1.1.2: Working Plan Amendments

The Licence Holder shall give the Agency prior notice in writing of any proposed change to areas of operation as indicated on **Map BOL/BAN/97/1 in the working plan.**

The written notice shall be supported by a written risk assessment of the effect of implementing the proposed change to operational areas of the working plan on the risk of the site to land, to groundwater, to surface water, and to humans dwelling or working in the vicinity of the site.

Any proposed change to operational areas at the facility as indicated on **Map Ref: BOL/BAN/97/1** in the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

1.2: Permitted Wastes

1.2.1: Permitted Waste Types And Quantities:

No wastes other than those which are both categorised below and specified in detail in section 4 of the working plan shall be accepted at the site.

Table 1.2

Permitted Waste Categories	Maximum Permitted Quantities (tonnes/year)
Inert wastes	18,000
Scrap Metal	600
Special Wastes	Not Permitted
Degradable Household Wastes (excluding inert, scrap metal and Special wastes)	2,000
Degradable Commercial Wastes (excluding inert, scrap metal and Special wastes)	2,000
Degradable Industrial Wastes (excluding inert, scrap metal and Special wastes)	2,000

1.2.2: Exclusion Of Waste Types With Specified Hazard Characteristics

Notwithstanding the specification of permitted waste types in condition 1.1.1, wastes shall not be accepted which have any of the following specified characteristics:

- a. **Wastes which display any of the hazardous properties defined by the following Hazard Codes (as defined in Part II of Schedule 2 of The Special Waste Regulations 1996):**

Hazard Code	Hazardous Properties
H1	Explosive
H2	Oxidising
H3-A	Highly Flammable
H3-B	Flammable
H4	Irritant
H5	Harmful
H6	Toxic
H7	Carcinogenic
H8	Corrosive
H9	Infectious
H10	Teratogenic
H11	Mutagenic
H12	Substances or preparations which release toxic or very toxic gases in contact with water, air or an acid.
H13	Substances and preparations capable by any means, after disposal, of yielding another substance, eg. a leachate, which possess any of the characteristics listed above.
H14	Ecotoxic

b. Wastes which are of the following form and type:

Waste Form	Type
<i>Solid</i>	<i>Dry wastes, Special Wet wastes, Special</i>
<i>Powders</i>	<i>Non-Special Special</i>
<i>Sludges</i>	<i>Non-Special Special</i>
<i>Liquid wastes</i>	<i>Non-Special Special</i>

1.3 Hours Of Operation

1.3.1: Hours Of Operation

The specified waste management operations authorised by this licence shall only be carried out within the times specified in section 1.4 of the working plan.

1.4: Staffing And Understanding Of Requirements Of Licence Conditions And Working Plan

1.4.1: Minimum Staffing And Supervision

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:

1. waste acceptance and control procedures;
2. operational controls and environmental monitoring;
3. maintenance;
4. record-keeping;
5. emergency action plans;
6. notifications to the Agency.

1.4.2: Availability Of Licence And Working Plan

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 the licence.

1.4.3: Understanding Of Licence And Working Plan

All site staff shall be, or shall work under the direct 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.

1.5: Technically Competent Persons

1.5.1 Changes in Technically Competent Persons

Any changes in the technically competent management of the site and the name of any incoming person together with evidence that such person has the required technical competence shall be submitted to the Agency in writing within 5 working days of the change in management.

1.5.2: Relevant Convictions

In the event of the Licence Holder and/or any relevant person being convicted of any relevant offence (as defined in Regulation 3 of the Waste Management Licensing Regulations 1994 or any amendment to the aforementioned Regulation) and which is in addition to any already notified to the Agency, then full details shall be provided to the Agency within 14 days of conviction, whether or not the conviction is subsequently appealed. Such details shall include, in respect of each relevant person (as defined in section 74(7) of the Environmental Protection Act 1990 or any subsequent amendments to that section), the nature of the offence, the place and date of conviction, any sentence, and any fine or other penalty imposed.

1.5.3 Notifications of Appeals Against Convictions

In the event that the Licence Holder lodges an appeal against any such conviction, the Licence Holder shall notify the Agency of this within 14 days of the lodging. The Licence Holder shall notify the Agency of the results of that appeal, within 14 days of the appeal being decided.

1.6: Maintenance of Financial Provision

The financial provision for meeting the obligations under this Licence set out in the Agreement made between the Licence Holder and the agency dated 8th May 2000 shall be maintained by the Licence Holder throughout the subsistence of this Licence and the Licence Holder shall produce evidence of such provision whenever required by the Agency.

1.7: Amendments To Working Plan

1.7.1: The Licence Holder shall give the Agency prior notice in writing of any proposed change to the working plan, and to any appendices, drawings and figures which are referenced from those sections.

1.7.2 The notice shall be accompanied by a copy of the proposed changes, and by a written assessment of the effect that implementing the proposed change to the working plan would have on the risk posed by the site to human health and the environment.

1.7.3 The Licence Holder shall provide up to 6 additional copies of the proposed change and supporting risk assessment to the Agency, when required by the Agency in writing.

1.7.4 The proposed change to the working plan shall not be implemented unless the Agency has given its written consent to it. Following consent, the Licence Holder shall give the Agency prior written notification of the implementation date of the change, and from that date the changed section shall be deemed to be incorporated in the working plan in replacement of the previous version of that section.

1.7.5 Except where it is specified under the other conditions of this licence that the amendment of specified sections of the working plan requires the prior consent of the Agency; the Licence Holder shall give the Agency prior written notice of any change to the working plan.

1.7.6 The notice shall be accompanied by a copy of the specified changes.

1.7.7 The Licence Holder shall provide up to 6 additional copies of the proposed change to the Agency, when required by the Agency in writing.

1.7.8 Such changes to the working plan shall be deemed to be incorporated in the working plan and implemented on the date specified to the Agency in the amendment notification.

1.8: Notification Of Change Of Operators/Holders Details

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 Holder);

b) where the Licence Holder is a registered company:

i) any change in the Licence Holder's trading name, registered name or registered office address;

ii) any steps taken with a view to the Licence Holder going into administration, entering into a company voluntary arrangement or being wound up;

iii) any change in the operator's trading name, registered name or registered office address (if different from the Licence Holder).

1.9: Notification Of Preparatory Works

No preparatory works shall be undertaken unless at least 7 days notice in writing have been given to the Agency of the intention to do so. The notification shall include details of what work is being done and when.

1.10: Notification Of Commencement, Cessation And Recommencement Of Waste Handling Operations

1.10.1: Commencement Of Waste Management Operations

No specified waste management operation shall be carried out until at least 7 days notice in writing has been given to the Agency of the intention to commence carrying out the specified waste management operation.

1.10.2: Cessation Of Waste Management Operations

In the event that the site ceases all waste management operations either permanently or for longer than one month then no later than 5 working days following the cessation of waste management activities the Licence Holder shall inform the Agency in writing of the date of cessation and the planned date of recommencement. In the event that the site recommences waste management operations sooner than the notified date then the Licence Holder shall give the Agency at least 5 working days notice in writing.

1.11: Notifications To The Agency

Except where otherwise specified, all notifications and submissions to the Agency under the requirements of these licence conditions:

1. shall be made in writing to the address specified by the Agency in writing at the time of issue of this licence, or as subsequently specified by written notification to the Licence Holder;

2. shall quote the licence reference number and the name of the Licence Holder.

2: Engineered Site Surface And Drainage Systems

2.1: Provision and maintenance of site containment and drainage systems

- 2.1.1 No waste shall be deposited, stored, treated or otherwise handled in any area of the site from the date of issue of this licence until the engineered site containment and drainage system for that area has been constructed and completed in accordance with condition 2.1.2.
- 2.1.2 The engineered site containment and drainage systems shall be designed, constructed, inspected, validated and maintained, and shall be fully documented and recorded, to be fit for purpose and to meet the standards specified in Table 2.1 below, and shall be met by proposals in sections 2 and 5, Appendix 1 and Appendix 2 of the working plan that have been agreed with the Agency in writing.

Table 2.1 Site containment and drainage standards

Type of Site Surface and Drainage	Minimum Specified Standards of Design, Construction and Maintenance
Hardstanding	<p>Areas of hardstanding shall be constructed of granular material (eg crushed stone, aggregate, road planings or other similar material) such that the working surface:</p> <ul style="list-style-type: none"> • shall remain even • shall not be subject to settlement or differential settlement • shall not be subject to rutting by vehicles even when wet • shall have sufficient durability to allow cleaning for example by scraping • shall remain free of standing water. <p>Areas of hardstanding shall be maintained so as to meet the objectives specified above.</p>
Impermeable pavement, bunding and sills	<p>An area of impermeable pavement shall be constructed in accordance with Appendix 2 and as shown on drawing RB3 dated December 1999 of the Working Plan.</p> <p>Areas of impermeable pavement and sills shall be maintained so as to prevent fluids running off the pavement and the transmission of fluids through the pavement or joints:</p>
Sealed drainage systems	<p>Drainage from the areas of impermeable pavement where waste shall be deposited shall be provided by sealed sump constructed in accordance with Appendix 2 of the Working Plan:</p> <p>The sealed sump shall be inspected no less frequently than weekly and after rain and shall be emptied and maintained so as to collect and contain all liquids which run off the pavement.</p> <p>Uncontaminated drainage from clean yard areas shall be kept separate and discharged to watercourse via a 3 stage interceptor.</p> <p>Should any event occur which damages the integrity of areas of impermeable pavement the Licence Holder shall cease operations and notify the Agency immediately.</p>
Covered buildings or roofed areas	<p>All buildings shall be designed, constructed and maintained to prevent ingress of rain and surface water.</p> <p>Roof water shall be kept separate from contaminated water and other liquids and shall be discharged to water course via a 3 stage interceptor</p>

<p>Fixed tanks</p>	<p>a) All fixed tanks used for the storage and treatment of wastes must be constructed and maintained to a standard which is fit for purpose.</p> <p>b) All fixed tanks (and their associated inlet and outlet pipes) used for the storage of potentially polluting or hazardous wastes in liquid, sludge or powder form shall be located within a bund and on an impermeable pavement, which shall be isolated from the site drainage system and shall be constructed in accordance with the CIRIA /Environment Agency Joint Guidelines "Concrete Bunds for Oil Storage Tanks".</p> <p>The bund shall be designed to contain 110% of the maximum possible volume of a leak or spill.</p> <p>Tank vent pipes shall be directed downwards into the bund.</p> <p>The bund shall be inspected no less frequently than weekly and after rain and shall be emptied and maintained so as to maintain a capacity of 110% of the maximum possible volume of a leak or spill.</p> <p>Rainwater shall be removed by bailing or pumping and shall be treated as contaminated water and disposed of to an approved discharge.</p>
<p>Storage areas for drums and other mobile tanks and containers</p>	<p>a) All drums and other mobile tanks and containers having an individual capacity of greater than 10 litres which are used for the storage and treatment of wastes must be constructed and maintained to a standard which is fit for purpose.</p> <p>b) All drums and other mobile tanks and containers having a individual capacities of greater than 10 litres which are used for the storage of potentially polluting or hazardous wastes in liquid, sludge or powder form, shall be stored within a bund or silled areas with impermeable pavement, which shall be isolated from the site drainage system and shall meet the following specifications:</p> <p>The bund or silled area shall be designed to contain 110% of the largest container stored.</p> <p>The bund shall be inspected no less frequently than weekly and after rain and shall be emptied and maintained so as to maintain a capacity of 110% of the maximum possible volume of a leak or spill.</p> <p>Rainwater shall be removed by bailing or pumping and shall be treated as contaminated water and disposed of to an approved discharge.</p>

Construction quality assurance of new site containment and drainage systems

2.1.3 No wastes shall be deposited, stored, treated or otherwise handled in any area, or in any fixed tank, for which an engineered site containment and drainage system is to be newly constructed, as specified in Appendix 2 and shown in drawing RB3 dated December 1999 of the Working Plan, to meet the requirements of this condition unless:

- a) details of the identities, relevant experience and relevant qualifications of the personnel who will be providing Quality Assurance of the engineered site containment and drainage systems have been submitted in writing to the Agency and acknowledged in writing by the Agency;
- b) the engineered site containment and drainage system has been constructed in accordance with the other requirements of condition 2.1;
- c) the Validation Report on the construction of the engineered site containment and drainage system has been submitted in writing to the Agency and has been acknowledged in writing by the Agency.

Construction quality assurance of existing site containment and drainage systems

2.1.4 No wastes shall be deposited, stored, treated or otherwise handled in any area, or in any fixed tank, for which a previously constructed and existing engineered site containment and drainage system is being used to meet the requirements of this condition unless:

- a) details of the construction and maintenance of the engineered site containment and drainage system have been submitted in writing to the Agency and acknowledged in writing by the Agency;
- b) the existing engineered site containment and drainage system shall be demonstrated to be fit for purpose in that:

- areas of impermeable pavement are laid to take weight of relevant vehicles, plant and equipment without cracking or breaking
- areas of impermeable pavement are free from cracks which could reduce impermeability
- areas of impermeable pavement are resistant to mechanical, physical and chemical stresses that they may be subject to.
- areas of impermeable pavement fall towards the drainage system to prevent ponding
- no liquid will run off areas of impermeable pavement other than via the drainage system
- the drainage system is sealed so that it does not leak and is capable of collecting and containing liquids draining from the impermeable pavement and
- liquid from the drainage system is disposed of to an approved discharge.
- bunds for tanks and containers are leakproof and are capable of containing 110% of the maximum possible volume of any leak or spill

- c) the existing engineered site containment and drainage system shall be maintained in accordance with the requirements of Table 2.1.

2.1.5 Provision Of Engineered Containment - Above Ground Tanks

All above ground tanks (and their associated inlet and outlet pipes) used for the storage of potentially polluting or hazardous wastes in liquid, sludge or powder form shall be located within a bund and on an impermeable pavement. The plan and design of each bund and impermeable pavement shall be as specified in Appendix 2 of the Working Plan and shall meet the standards detailed in Table 2.1 of this condition.

2.1.6: Provision Of Engineered Containment - Underground Tanks

All underground tanks (and their associated inlet and outlet pipes) used for the storage of potentially polluting or hazardous wastes in liquid, sludge or powder form shall be located within engineered secondary containment. The plan and design of the secondary containment shall be as specified in Appendix 2 of the Working Plan and shall meet the standards detailed in Table 2.1 of this condition.

2.2: Removal Of Residual Wastes From Site

In the event that the permitted waste management operations on the site cease and the Agency has reasonable grounds to believe that they will not be resumed, all wastes remaining on the site shall be removed by the date specified in writing by the Agency.

3 Site infrastructure

3.1 Provision of site identification board

- 3.1.1 An identification board shall be provided and maintained at or near the site entrance.
- 3.1.2 The identification board shall be inspected once each week. In the event of damage or defect, the board shall be repaired or replaced within 3 working days.
- 3.1.3 The board shall be easily readable from outside the site entrance in daylight hours, and shall display the following information:

Site name and address;
 Licence Holder name (company name, not individual name unless justified as necessary);
 Operator name if different (company name, not individual name unless justified as necessary);
 Licence number;
 Emergency contact name and telephone number (for security reasons, personal names and home phone numbers should not be used except where no alternative is practicable);
 Agency national numbers: 08459 333111 and 0800 807060;
 Days and hours site is open to receive waste.

3.2 Site security

- 3.2.1 Site security systems shall be provided and maintained at all times during the subsistence of this licence, to prevent access by humans and livestock which is not authorised either by the Licence Holder or under legal powers of entry. These shall be installed, operated and maintained, and shall be fully documented and recorded, in accordance with the requirements specified in Table 3.2, and shall be met by **section 3.2 of the working plan**.

Table 3.2 Site security system standards

Site security	Specified standards
Timetable of provision	Prior to commencement of specified operations
Design standards	Physical barrier (fence/ building/wall) Gate or barrier at access to prevent unauthorised vehicular and human access
Operation	The site shall be kept closed and secure at all times when unattended.
Maintenance	The site security shall be fully inspected at the commencement of each working day. Any defects or damage shall be made secure by the end of the working day, and shall be repaired within 7 working days of the damage being detected. All repairs shall be recorded in the site diary.

4: Operational Procedures

4.1: Prevention Of Mud And Debris On Road

- 4.1.1 Whenever the site is receiving or despatching wastes, the following equipment shall be provided and maintained in good working order at the specified location, 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:

Equipment	Location
<i>Wheel wash or hose and brushes</i>	<i>on the vehicle exit route, between the operational areas and the site exit</i>

- 4.1.2 All vehicles leaving operational areas of the site shall be cleaned using the specified equipment and checked to ensure the security of the loads.

4.2: Remediation Of Mud And Debris On Road

In the event that mud or debris arising from the site is deposited onto public areas outside the site, then it shall be removed by cleansing with a mechanical road sweeper and/or brush and shovel immediately.

4.3 Potentially polluting leaks and spillages of waste

Potentially polluting leaks and spillages from vehicles, plant and equipment

- 4.3.1 All vehicles used on the site by the operator, and all plant and all equipment used on the site in connection with waste management operations, shall be operated and maintained so as to prevent potentially polluting leaks and spillages of waste.

Potentially polluting leaks and spillages from fixed tanks

- 4.3.2 Each tank used to hold wastes which consist of or contain potentially polluting liquids, sludges or powders, shall be:

- a) filled and emptied in accordance with Table 4.3;
- b) clearly and unambiguously labelled regarding its contents;
- c) provided with means for measuring the quantity of material and the void space in the tank, which shall be maintained and calibrated;
- d) monitored for quantity of material and void space and the monitoring measurements recorded;
- e) inspected and maintained;
- f) in the event of damage or deterioration to a tank that is, or is likely to cause, a leak, that tank shall be repaired immediately;

and these actions shall be carried out in accordance with the standards specified in Table 4.3 below.

Potentially polluting leaks and spillages from drums and other mobile containers

4.3.3 Each drum or other mobile container used to hold wastes which consist of or contain potentially polluting liquids, sludges or powders, shall be:

- a) loaded and unloaded in accordance with Table 4.3;
- b) filled and emptied in accordance with Table 4.3;
- c) clearly and unambiguously labelled regarding its contents;
- d) inspected and maintained;
- e) in the event of damage or deterioration to a container that is, or is likely to cause, a leak, that container shall be repaired or replaced immediately;

and these actions shall be carried out in accordance with the standards specified in Table 4.3 below.

Control and remediation of leaks and spillages

4.3.4 In the event of any potentially polluting leak or spillage occurring on site remediation procedures shall be implemented immediately and recorded, in accordance with the standards specified in Table 4.2 below.

Table 4.3 Standards for prevention and control of leaks and spillages

Action	Specified standards
Filling and emptying tanks	Filling and emptying of tanks shall be supervised at all times by a member of staff. Tanks and any associated valves/ pipework shall be closed at the end of filling/ emptying. Tanks shall not be filled beyond their operational capacity.
Measurement of level and/or voidspace in tanks	Measurement of level/ voidspace shall be by: <ul style="list-style-type: none">• external level gauge or• other gauge, calibrated and maintained in accordance with manufacturers instructions or• by physical dipping prior to loading.
Inspection, maintenance and repair of tanks	Tanks shall be inspected daily for leaks. Tanks shall undergo an annual maintenance check. A record of the check shall be recorded in the site diary. Any defects compromising the integrity of the tank shall be made good immediately or the tank shall be emptied of waste. Any other defects shall be repaired within 3 working days.
Loading and unloading drums and other mobile containers	Loading and unloading of containers shall be supervised at all times by a member of staff. Lids/ caps/ bungs or other closures shall be in place during loading/ unloading Loading/ unloading shall be carried out on an impermeable pavement with sealed drainage system provided in accordance with condition 2.1.2.
Filling and emptying drums and other mobile containers	Filling and emptying of containers shall be supervised at all times by a member of staff. Lids/ caps/ bungs or other closures shall be in place at the end of filling Containers shall not be filled beyond their operational capacity. Filling and emptying shall be carried out in a bunded area provided in accordance with condition 2.1.2.
Measurement of level and/or voidspace in drums and other mobile containers	Measurement of level/ voidspace shall be by physical dipping prior to loading.
Inspection, maintenance and repair of drums and other mobile containers	Containers shall be inspected daily for leaks. Contents of containers found to be leaking shall be transferred to an alternative container immediately.
Control and remediation of leaks and spillages	Minor spillages <ul style="list-style-type: none">• cleaned up immediately using sand or proprietary absorbent. Major spillages <ul style="list-style-type: none">• immediate action taken to contain spillage and prevent liquid from entering surface water drains/ water courses/ unsurfaced ground• spillage cleared and placed in alternative sealed container• Agency informed immediately

4.4 Fires on site

Prohibition of unauthorised fires on site

- 4.4.1 No wastes shall be burned on the site other than through a specified waste management operation authorised under the other conditions of this licence.

Fire action plan

- 4.4.2 In the event of a fire on the site (except those which are specified waste management operations under these conditions), the following action shall be implemented immediately and recorded in the site diary:

- Immediate action shall be taken to control and extinguish the fire.
- Contaminated surface water shall be prevented from entering any surface water drain or water course.
- The Agency shall be informed immediately of any fire on site.

4.5 Waste acceptance and control procedures

Waste acceptance procedures

- 4.5.1 All wastes shall be received, inspected, accepted or rejected, and recorded in accordance with the standards specified in Table 4.5 below.

Waste control procedures

- 4.5.2 All wastes accepted at the site shall be handled, kept and recorded in accordance with the standards specified in Table 4.5 below.

Waste despatch procedures

- 4.5.3 All outgoing wastes shall be inspected, despatched and recorded in accordance with the standards specified in Table 4.5 below.

Incompatible wastes

- 4.5.4 Incompatible wastes which are likely, in combination with each other or with other material at the facility, to give rise to pollution of the environment or harm to human health outside the site, shall be clearly identified and kept physically separate in designated areas, in accordance with the standards specified in Table 4.5 below.

Table 4.5 Standards for waste acceptance and control procedures

Stage of Waste Handling	Specified standards
Waste Reception	All incoming waste shall be kept in the waste reception area until it has been confirmed for acceptance at the site or has been placed in the designated quarantine storage area pending removal from the site.
Waste Inspection	All wastes received at the site shall be inspected on receipt to confirm their description and composition.
Waste Acceptance and Recording	A record shall be kept of all wastes accepted on site.
Quarantine Storage and Rejection of Wastes	Any wastes which are received at the site but rejected as a result of inspection or testing shall be placed in a designated quarantine area and the Agency informed immediately. Quarantined wastes shall be removed from site within 7 days. A record shall be kept in the site diary of all rejected wastes.
Identification of Wastes	Wastes shall be stored in clearly defined and identified areas or bays.
Tracking of Wastes	Recording procedures shall be maintained to ensure all wastes accepted are tracked through to despatch.
Inspection of Wastes for Despatch	All wastes despatched from the site shall be inspected prior to despatch to confirm their description and composition.
Waste Despatch and Recording	A record shall be kept of all wastes despatched from the site.
Incompatible Wastes	Incompatible wastes which are likely, in combination with each other or with other material at the facility, to give rise to pollution of the environment or harm to human health outside the site, shall be clearly identified and kept physically separate in designated areas.

4.6: Waste Quantity Measurement Systems

4.6.1: Means Of Measurement

a. All wastes accepted at and despatched from the site shall be weighed by means of a weighbridge which shall be located at the site entrance in accordance with section 4 of the working plan.

b. The weighbridge shall be maintained and calibrated in accordance with the manufacturers' instructions, and shall measure quantities of wastes in tonnes to an accuracy of 0.01 tonnes.

c. The weight of each incoming and each outgoing load of waste shall be recorded.

d. In the event that the weighbridge fails then a conversion calculation shall be used as agreed in writing with the Environment Agency.

4.7: Treatment Processes

4.7.1: Crushing, Screening, Shredding, Baling and sorting

Treatment processes shall only be carried out in accordance with Table 1.2 of this licence and in accordance with the detailed description of the specified waste treatment process given in the working plan.

4.7.2: Design, Construction, Installation, Testing, Commissioning, Operation And Maintenance Of Specified Waste Treatment Plant And Equipment

The plant and equipment used for **Crushing, Screening, Shredding, Baling and Sorting** shall be operated and maintained, which shall be fully documented and recorded, in accordance with appendix 1 of the working plan.

5: Environmental Controls

5.1 Control, monitoring and reporting of dusts, fibres and particulates

Prevention and control of releases of dusts, fibres and particulates

- 5.1.1 Measures shall be implemented and maintained throughout the operational life of the site, in accordance with this condition and the standards specified in Table 5.1, below, the objective of which shall be to prevent and minimise the release of airborne dusts, fibres and particulates arising from the specified waste management operations onto public areas outside the site, which shall include public highways and areas of public access beyond the site boundary, in such quantities or concentrations that are likely to cause pollution of the environment or harm to human health.
- 5.1.2 All emissions to air from the specified waste management operations on the site shall be free from visible concentrations of dusts, fibres or particulates as are likely to cause pollution of the environment outside the site boundary, as perceived by an authorised officer of the Agency.
- 5.1.3 In the event that any dusts, fibres or particulates arising from the site are released or are likely to be released [onto public areas] outside the site boundary in such quantities or concentrations that they are likely to cause pollution of the environment, the actions specified in Table 5.1 below shall be implemented immediately.

Table 5.1: Standards for dust, fibre and particulate control measures

Dusts fibres and particulate control measures	Specified standards
Control of waste types	No wastes consisting of or containing significant proportions of dusts, fibres or particulates shall be accepted.
Physical containment:	Fine materials shall be handled in a covered or sheltered area. Areas of impermeable pavement shall be kept clean. Fine materials shall be stored in closed containers
Monitoring:	Visual monitoring by member of staff at least twice per day
Monitoring action plan:	In the event of release or potential release the relevant treatment process shall be stopped and the waste dampened with spray or bowser

5.2: Control Of Odours

5.2.1: Prevention Of Odours

The following measures shall be carried out as the means of preventing and minimising the release of offensive odours from the site beyond the site boundary, throughout the operational life of the site:

Table 5.2 Measures to control odour

Measures	Specifications	Requirements
Control of wastes:	Keeping of wastes. Handling of wastes.	Wastes will be transferred immediately upon receipt into covered containers or into a secure bay in the building.
Physical containment:	Sealed containers Covered buildings	Controlled as specified in section 6.5 of the working plan.
Monitoring:	Olfactory monitoring by specified person	Once per working day; Record of results to be kept in site diary.

5.2.2: Control Of Odours

- a. All emissions to air from the specified waste management operations on the site shall be free from offensive odours outside the site boundary, as perceived by an authorised officer of the Agency.
- b. In the event that any odours arising from the site are released or are likely to be released outside the site boundary in such quantities or concentrations that they are likely to cause pollution of the environment, then all odorous waste shall be removed from the site immediately.

5.3: Prevention Of Pest Infestations Arising On The Site

5.3.1: Measures shall be taken, in accordance with this condition, section 6 of the working plan and the action plan on the risk assessment, throughout the operational life of the site, to prevent pest infestations arising on the site.

5.3.2: Monitoring And Control Of Pests

The site shall be inspected for evidence of pest infestations by a competent person daily. In the event of any evidence of pest infestations being found, measures as specified in section 6 of the working plan and the risk assessment shall be taken immediately to control and eliminate those pests.

5.3.3: Prevention And Control Of Birds And Other Scavengers

Measures shall be taken, in accordance with this condition and section 6 of the working plan, throughout the operational life of the site, to prevent birds with a propensity to scavenge and other scavengers from outside the site gathering on operational areas or scavenging wastes.

5.4: Control Of Litter

5.4.1 Litter control and collection measures shall be implemented in accordance with this condition and section 6 of the working plan and the action plan in the risk assessment, throughout the operational life of the site, such that any free litter within the site is collected, so as to prevent any litter escaping from the confines of the site.

5.4.2 In the event that litter does escape from the site, it shall be retrieved immediately.

6. Security And Availability Of Records

6.1: Security And Availability Of Records

All records which are required to be made under the other conditions of this licence and the working plan shall be maintained and kept secure from loss, damage or deterioration, and shall be kept at the locations and in the manner specified in section 7 of the working plan.

6.2: Security Of Storage Medium And Data

Records which are required to be made under the other conditions of this licence and the working plan shall be made available for inspection at the place where they are kept immediately when required by an authorised officer of the Agency.

6.3: Records Of Waste Movements

6.3.1: Recording Of Wastes Accepted And Removed

A record shall be kept of each load of waste accepted and each load of waste removed from site. This record shall include the following details:

a) Loads in :- Nature (solid, sludge or liquid), waste type as specified in condition 1.2.1, quantity (tonnes), date received, date accepted.

b) Loads out :- Nature (solid, liquid or sludge), waste type as specified in condition 1.2.1, quantity of waste removed (tonnes), date removed.

6.4: Summary Records Of Wastes Accepted And Removed

A summary record of the waste types accepted and removed from the site shall be made for each quarter of the financial year, and shall be submitted to the Agency within 1 month following the end of the quarter. The summary record shall be in a format agreed by the Agency in writing, and shall include the following details:

Inputs

1. Waste description as specified in Condition 1.2:1 Permitted Waste Types and Quantities, quantity in tonnes and form.
2. Overall totals in tonnes for each waste description.
3. % of input by County of Origin.

Outputs

5. Waste description and quantity in tonnes.
6. Destination by site and District or County.

Materials Reclaimed/Recycled

7. Quantity in tonnes of materials reclaimed/recycled on site.
8. Quantity in tonnes of materials sent for reclamation/recycling off site including destination by District or County

6.5: Site Diary

a) A site diary shall be kept secure and shall be available for inspection at the site when required by an authorised officer of the Agency. This shall include a record of the following events:

- i) breach of and repairs to security and fencing
- ii) unsuitable and rejected loads
- iii) fires and other emergencies
- iv) machinery unoperational
- v) road sweepers used/cleaning of highway
- vi) pest controls and treatments
- vii) odour controls and treatments
- viii) litter controls and remediation
- ix) arrival and departure times of the technically competent person

b) Each record shall be completed by the end of the working day of the relevant event.

Schedule 3 – Interpretation

Interpretation

In these conditions and their interpretation, unless the context otherwise requires, the following terms have the specified meanings:

“accepted”

for waste being delivered to the site, shall mean accepted as waste input to the site for storage and/or processing and/or disposal under the specified waste management operations;

“authorised officer of the Agency”

means any person(s) authorised in writing by the Agency pursuant to section 108(1) of the 1995 Act to exercise any of the powers specified in subsection (4) of that section;

“clinical waste”

has the meaning as defined in regulation 1(2) of the Controlled Waste Regulations 1992 or any statutory provisions amending or replacing them;

“consequences”

for **risk assessments** carried out within these conditions, means the adverse effects of harm as a result of realising a **hazard** which cause the quality of human health (other than health and safety of site staff or visitors to the site covered under the Health and Safety at Work Act 1974) or the environment to be impaired in the short or longer term;

“engineer”

for engineering works specified in these conditions, means a person who works in the relevant branch of engineering, as a qualified professional;

“engineered”

for works specified in these conditions, means carried out and completed using the relevant engineering process specified in these conditions;

“engineered landfill containment system”

means all elements (other than leachate and landfill gas management systems, and intermediate and final caps), relating to engineered liners for final disposal to land, and incorporating liners for individual cells and the site as a whole, and including methods of liner protection and leakage detection;

“engineered site containment and drainage system”

means all elements relating to engineered containment of activities on the site, other than final disposal to land, and incorporating site surfacing, bunding and drainage systems, buildings and fixed tanks;

“engineering”

for engineering works specified in these conditions, means the relevant process of design, construction or installation, quality assurance or validation or commissioning specified in these conditions;

“engineering survey”

means a survey carried out in accordance with recognised or approved standards by a suitably qualified competent person;

“environmental targets or receptors”

for **risk assessments** carried out within these conditions, shall mean identified human and environmental populations or components, as specified in these conditions or otherwise agreed by the Agency within these conditions;

"groundwater"

means any water contained in underground strata;

"hazard"

means a property or situation that in particular circumstances could lead to harm;

"immediately"

for carrying out of actions under the conditions, shall mean without delay and within a reasonable time, taking into account any more immediate direct action necessary to prevent or minimise risk to human health and the environment. For carrying out notifications to the Agency, shall also mean by the fastest effective means available (for example, telephone) and confirmed in writing within 1 working day (or such other time as may be agreed by the Agency within the conditions);

"inert waste"

means waste which when disposed of in or on land does not undergo any significant physical, chemical or biological transformation;

"landfill gas management system"

means all elements relating to landfill gas extraction from individual landfill cells and the landfill mass as a whole, and incorporating methods of landfill gas drainage, containment and the subsequent disposal system, whether it be a methane oxidation system, landfill gas flare, landfill gas engine(s) or otherwise, either on or off the site;

"leachate management system"

means all elements relating to leachate extraction from individual landfill cells and the landfill mass as a whole, and incorporating methods of leachate drainage, containment and the subsequent treatment and/or disposal system, either on or off the site;

"maintenance"

for engineering maintenance specified in these conditions; means the process of inspection, testing, repair of the relevant engineering works specified in these conditions;

"preparatory works"

means engineering works required prior to the carrying out of the activities authorised by this licence;

"probability"

means the quantified expression of chance, denoted either as:

- the ratio or percentage of the occurrence of a particular event as one among a number of possible events;
- or as the frequency of occurrence of a particular event in a given period of time;

"received"

for waste being delivered to the site, shall mean delivered to the site and undergoing the waste acceptance procedures specified in the working plan, including storage of those wastes during those procedures prior to acceptance of the waste;

"release pathways"

for **risk assessments** carried out within these conditions, shall mean the routes by which defined **hazards** may potentially realise their **consequences**, defined in terms of releases or emissions from the site that go beyond the site containment or boundary via one or more of the following routes, either directly or indirectly: **Land; Groundwater; Surface water; Atmosphere;**

"relevant offences"

are offences within the meaning of regulation 3 of the Waste Management Licensing Regulations 1994 or any statutory provisions or regulations amending or replacing them;

"risk"

means a combination of the **probability** and **consequences** of occurrence of a defined **hazard**;

"risk assessment"

means the systematic identification, analysis, estimation and evaluation within a defined **scope** of the defined **risks** of a particular activity, operation, process or design, carried out and reported by suitably qualified or competent persons, using recognised quantified or semi-quantified methods and techniques.

Unless otherwise agreed by the Agency within these conditions, a risk assessment shall include and record the following:

- definition of the **hazards** associated with an activity, operation, process or design;
- assessment of the **probability** of those **hazards** occurring;
- determination of the potential **consequences** of those hazards for defined **environmental targets or receptors**, taking into account defined **release pathways** and defined protective measures;
- evaluation of the potential **magnitude** of those consequences and the **probability** of their occurrence;

"scope of risk assessment"

means the boundaries of the **risk assessment** and the **risks** to be assessed within those boundaries, as defined in the conditions or otherwise agreed by the Agency within the conditions;

"special waste"

has the meaning as defined by regulation 2 of the Special Waste Regulations 1996 or any statutory provisions or regulations amending or replacing them;

"specified waste management operations"

means the waste management operations authorised by condition 1.1 of this licence;

"surface water management system"

means all elements relating to collection of rain water or surface water from individual landfill phases and the landfill site as a whole, and incorporating methods of water collection, containment and the subsequent treatment and/or disposal system, either on or off the site;

"surface water"

means any lake, pond, river or watercourse whether natural or artificial;

"the 1994 Regulations"

means the Waste Management Licensing Regulations 1994 and any statutory provisions or regulations amending or replacing them.

"the Agency"

means the Environment Agency;

"the Licence Holder"

means the Licence Holder specified in this licence or other person to whom the licence has been transferred in accordance with section 40 of the Environmental Protection Act 1990;

"the operator"

means a person who is in occupation of the site and has responsibility for carrying out day to day activities at the site;

"the site"

means the land, structures, plant and equipment to which this licence relates;

"time periods, e.g. annually, quarterly, monthly, per year, etc."

Where periods are referred to in conditions, they shall be calculated in the following way:

- annually or per year: 1 April to 31 March;
- quarterly: 1 April to 30 June, 1 July to 30 September, 1 October to 31 December, 1 January to 31 March;
- monthly: calendar month;
- weekly: Monday to Sunday.

Where the issue of the licence does not coincide with the start of any of these periods, then any relevant limits for the first period shall apply pro rata;

"waste"

means controlled waste as defined in section 75(4) of the 1990 Act and the Controlled Waste Regulations 1992 or any statutory provisions or regulations amending or replacing them;

"working plan"

means the working plan identified in writing by the Agency at the time of issue of this licence and any subsequent amendments to it made in accordance with the conditions of this licence.

EXPLANATORY NOTES

RIGHTS OF APPEAL

Section 43(1) of the Environmental Protection Act 1990 provides that:

Where, except in pursuance of a direction given by the Secretary of State,

- (a) an application for a licence or a modification of the conditions to the licence is rejected
- (b) a licence is granted subject to conditions,

the applicant may appeal from the decision to the Secretary of State

Therefore if you feel aggrieved by the decision or any of the conditions to the licence as granted you may obtain the appropriate form on which to give written notice of an appeal from:-

The Planning Inspectorate,
Room 10/13,
Tollgate House,
Bristol,
BS10 9DJ.
TEL 0117 987 8812
FAX 0117 987 8406

This notice of appeal should be accompanied by the following information: a copy of the licence; a copy of any correspondence relevant to the appeal; a copy of any other document relevant to the appeal including, in particular, any relevant consent, determination, notice, planning permission, established use certificate or certificate of lawful use or development; and a statement indicating whether you wish the appeal to be in the form of a hearing or on the basis of written representations. You are also required to serve a copy of your notice of appeal, together with copies of any the above documents that have accompanied your notice of appeal, on the Environment Agency (at the address overleaf). You should appeal within 6 months of the date that this notice takes effect but the Secretary of State may allow notice of appeal to be given after the expiry of this time period.

Waste Management Licensing

This licence relates only to the requirements of the Environmental Protection Act 1990 in respect of the deposit, treatment, keeping and disposal of waste. This licence does not constitute a consent required by any other legislation.

Purpose of Licence

The purpose of this licence is to regulate the operation of your facility in order to prevent pollution of the Environment, harm to human health or serious detriment of the amenities. However, your compliance with any or all of the Conditions attached to the licence does not relieve you of your responsibility not to pollute the Environment, cause harm to human health and/or serious detriment of the amenities. (Please refer to Section 33(1)(c) of the Environmental Protection Act 1990.)

Inspections

Your facility will periodically be inspected by officers of the Environment Agency, who are authorised in writing, to carry out such inspections. These visits will be unannounced. At the end of each visit you will be provided with an inspection report which details non-compliance with licence conditions.

In Waste Management Paper Number 4, issued by the Department of the Environment in 1994, there is a advice to the Environment Agency on the minimum frequency at which licensed waste management operations should be inspected. The guidance, however does allow for an increase or decrease in the recommended frequency if the Agency considers a change is necessary.

Technical Competence

The technical competence of the licence holder for this facility falls within the WAMITAB scheme of assessment (For further information please see Waste Management Paper Number 4, page 26, Table 3.1.) and Technical Competence will be assessed by certificate from WAMITAB.

Convictions and the Reporting Thereof

Part of the proof required for a licence holder's suitability to hold a licence is that they are either free of relevant convictions or have insufficient to be considered as a potential re-offender. During the life of this licence, the licence holder must advise the Environment Agency of any convictions they gain. The purpose of this is to ensure that the licence holder remains competent to hold a licence, and to provide information on a public register in accordance with the Environmental Protection Act 1990, Section 64.

The licence therefore requires you to inform the Environment Agency of all such offences by relevant persons. However, because of the need to be reasonable, it has been decided that where a conviction is less than 6 (six) months old and therefore possibly subject to an appeal, this Agency will not place the information on the Public Register until the conviction is 6 (six) months old and no appeal has been lodged or in the case of an appeal against the conviction, until the appeal Court has made its decision.

Change in Facility Management

If there is a change in the facility management, the new manager must be technically competent and relatively conviction free. The licence requires you to provide information relating to the manager/s of the facility because if there is no competent management in charge of the facility, you cannot continue to operate. Similarly, new licence applicants must be deemed fit and proper to hold a licence and will need to provide proof of financial status, nil or few relevant convictions and be technically competent or have technically competent management of the facility.

Notification Address

Any notification the Licence Holder is required to make by the conditions of this licence shall be made to:

The Environment Planning Manager
Environment Agency
Lower Trent Area
Trentside Offices
Scarrington Road
West Bridgford
NOTTINGHAM
NG2 5FA

Telephone: (0115) 945 5722
Facsimile: (0115) 981 7743

Guard Dogs

Any operator of the licensed facility should be aware that the Guard Dogs Act 1975 covers the requirement that dogs are not to be left in such a way that they give rise to a potential risk to members of the public or authorised visitors to your premises.

Any guard dog at your premises shall not prevent access by any authorised visitors:

Overlap With Other Regulatory Controls

This licence cannot address matters which other regulatory bodies control; such as water discharge consents and health and safety legislation. You are, however, reminded that the operation of the facility must be carried out in accordance with all legislative or regulatory body's requirements.

Your attention is drawn to the provisions of Sections 33, 34, 37, 39, 40, 41, 42, 43, 59, 64, 65, 66 and 71 of the Environmental Protection Act 1990, as well as Section 108 of the Environment Act 1990.

IMPORTANT SECTIONS OF THE ENVIRONMENTAL PROTECTION ACT 1990

Section 33

Prohibits under penalty the deposit, treatment, keeping or disposal of controlled waste in or on any land otherwise than in accordance with the terms of a Waste Management Licence.

Non compliance with any licence condition may lead to prosecution under this Section. A person who contravenes Section 33 subsection (1) shall, subject to subsection (7), be guilty of an offence and liable on summary conviction to imprisonment for a term not exceeding 6 (six) months or a fine not exceeding £20,000 (at the date of issue of this licence) or both, or on conviction on indictment, to imprisonment for a term not exceeding 2 (two) years or a fine or both, or in relation to special waste for a term not exceeding 5 (five) years or a fine or both.

Section 34

Places a duty on any person who imports, produces, carries, keeps, treats or disposes of controlled waste to take all such measures applicable to him or her as are reasonable in the circumstances to prevent any other person contravening Section 33, and to prevent the escape of waste from his control or that of any other person and, on the transfer of the waste, to ensure that it is only to an authorised person, or to a person for authorised transport purposes, and that a written description is transferred with it.

A person who contravenes Section 34 subsection (1) shall be guilty of an offence and liable on summary conviction to a fine not exceeding £5,000 (at the date of issue of this licence) or on conviction on indictment to a fine.

Section 35

A site licence may be granted by the Environment Agency authorising the treatment, keeping, or disposal of specified wastes on specified land, to the occupier of that land. The licence may be granted subject to such conditions that the Agency considers appropriate, in accordance with directions and guidance issued by the Secretary of State.

Section 37

The Environment Agency may modify the conditions of a licence on its own initiative, or on the application of the licence holder (accompanied by the appropriate fee), or on the direction of the Secretary of State. The licence holder may appeal to the Secretary of State if he or she is aggrieved by the decision of the Agency in modifying the conditions of a licence.

Section 38

Provides for the Environment Agency to revoke or suspend all or part of a licence if the licence holder has ceased to be a "fit and proper person" or activities authorised by the licence have caused or is about to cause pollution of the environment, harm to human health or become serious detriment to the amenities of the locality, and the pollution, harm or detriment cannot be avoided by modifying the conditions.

A person who continues to operate whilst the licence has been suspended or after it has been revoked, without reasonable excuse shall be guilty of an offence liable to a fine, imprisonment, or both.

Section 39

If the licence holder wishes to surrender this licence, he or she must apply to the Environment Agency (enclosing the prescribed fee). The Agency will only accept the surrender if it is satisfied that the condition of the land is such that it is unlikely to cause pollution of the environment or harm to human health as a result of the use of the land for the treatment, keeping or disposal of waste.

Section 40

If the licence holder wishes to transfer the licence to another person ("the transferee,") the licence holder and the transferee shall jointly make an application to the Environment Agency (enclosing the prescribed fee). The Agency will not effect the transfer unless it is satisfied that the transferee is a Fit and Proper Person.

Section 41

Provides a scheme of charges which are payable in respect of the subsistence of the licence and, on application, for modification, transfer or surrender of the licence. Non payment of the subsistence charge may lead to partial revocation of the licence.

Section 42

Places a duty on the Environment Agency to ensure that activities authorised by the licence do not cause pollution, harm to health, or serious detriment to the amenities of the locality, and that the conditions of the licence are complied with. If a person obstructs an employee of the Agency in carrying out this duty, they may commit an offence under Section 110 of the Environment Act 1995. If it appears to the Environment Agency that a condition of a licence is not being complied with, the Agency may serve notice on the licence holder to comply with the condition, and if he or she fails to comply so revoke or suspend all or part of the licence.

Section 43

Provides for the applicant for a licence or modification to appeal against all or any of the conditions in a licence or modification to the Secretary of State, or in certain circumstances, for a licence holder to appeal against any revocation or suspension of all or any part of a licence or modification to the Secretary of State.

Section 59

The Environment Agency is empowered to require the removal of any controlled waste deposited in breach of Section 33(1), or to require the undertaking of such works as are required to reduce or eliminate the consequences of such deposits.

Section 64

The Environment Agency is required to maintain a register of Waste Management Licences granted by the Agency, associated Working Plans, and matters relating to the transfer, modification, revocation, suspension and supervision of licences. Members of the public have free access to this register and may obtain copies of entries in the register.

Section 65

The Secretary of State may direct the Environment Agency to exclude certain information from the public register in the interests of national security.

Section 66

Provides for a licence holder to identify information submitted to the Environment Agency as being commercially confidential and to apply for that information to be excluded from the public register. The Agency will determine whether the information is commercially confidential and notify the licence holder accordingly. The licence holder has a right of Appeal to the Secretary of State if the Agency refuses to exclude the information from the public register.

Section 71

Provides for the Environment Agency to serve a notice in writing on any person, requiring that person to furnish such information specified in the notice within a specified period. If that person fails to comply with the notice or knowingly makes a false or reckless statement, he or she may be liable to a fine, imprisonment or both.

IMPORTANT SECTIONS OF THE ENVIRONMENT ACT 1995

Section 108

Provides the Agency with a series of powers to enter and inspect land by force, if necessary, collect evidence, confiscate articles, take samples and photographs. This section also allows warranted officers to require any person to answer questions regarding pollution control. Refusing to, or making reckless or misleading statements is illegal.

Section 109

Provides the Agency with powers to seize and render harmless any article or substance that is a cause of imminent danger of serious pollution or harm to health.

Section 110

Makes it an offence for any person to obstruct warranted officers of the Environment Agency in the carrying out of their duties.