

**ENFORCEMENT NOTICE TO TAKE SPECIFIED STEPS IN RELATION TO A
BREACH/ANTICIPATED BREACH OF PERMIT CONDITION(S)**

To: Stonegrave Aggregates Limited
Ashcourt Group
Foster Street
Hull
HU8 8BT

Company number: **00995492**

Environmental permit: EPR/TP3735PA

Regulated facility: Aycliffe Quarry Landfill Site, Aycliffe Quarry, Aycliffe Village, Darlington, County Durham DL5 6NB

The Environment Agency considers that the following conditions of the environmental permit are being contravened:

1. Condition 2.10.1

2.10.1 The Operator shall take appropriate measures including but not limited to those specified in any approved landfill gas management plan to (a) collect landfill gas, (b) control migration of landfill gas.

Because you are not taking all appropriate measures, including measures specified in your approved landfill gas management plan (dated March 2011) ("LFGMP") to collect and control migration of landfill gas in cells 1 to 4 and minimise the risk of pollution from it.

In particular:

- a) You are not complying with Paragraph 3.1.7 of your LFGMP in that the internal flanks of Cells 2, 3 and 4 have not been capped with 300mm of soil cover material to help prevent the migration of landfill gas.
- b) The majority of the vertical gas wells that are on the site are damaged and are not effective for collecting landfill gas and in some areas of the site there are no vertical gas wells at all.
- c) In Cells 2, 3 & 4 the gas collection system on the flanks is inadequate due to there being insufficient coverage from the landfill gas collection infrastructure.
- d) You have not permanently capped landfill cells 2 and 3 within a reasonable timeframe following the cessation of tipping in those cells.

You are required to take the steps set out in Schedule 1 by the dates specified in order to remedy the contravention.

5th February 2024
Date



Signed
Paul Whitehill
Waste Central Team Leader

Environment Agency
Tyneside House
Skinnerburn Road
Newcastle Upon Tyne
NE4 7AR

Please see over for notes.

Notes:

General

1. Failure to comply with this notice is an offence under Regulation 38(3) of the Environmental Permitting (England and Wales) Regulations 2016 and may result in legal action being taken against you.
2. Without prejudice to the requirements of this notice, failure to comply with a condition of an environmental permit is an offence and may result in legal action being taken against you.
3. You may wish to seek independent legal advice.

Appeal provisions

You are entitled to appeal against this notice under Regulation 31(1)(f) of the Environmental Permitting (England and Wales) Regulations 2016. Notice of appeal must be made within two months of the date of this notice. An appeal does not affect the requirements of this notice.

You must send written notice of the appeal and the documents listed below to:

Secretary of State
The Planning Inspectorate
Room 3A Eagle Wing
Temple Quay House
2 The Square
Bristol
BS1 6PN

At the same time, you must send a copy of the appeal notice and documents to us.

The required documents are:

- a statement of the grounds of appeal;
- a copy of any relevant application;
- a copy of any relevant environmental permit;
- a copy of any relevant correspondence between the appellant and the regulator;
- a copy of any decision or notice which is the subject matter of the appeal; and
- a statement indicating whether you wish the appeal to be in the form of a hearing or dealt with by way of written representations.

You may withdraw an appeal by notifying the Secretary of State in writing and sending a copy of that notification to us.

Further information about making an appeal and the forms that you will need are available from the Planning Inspectorate.

In addition, you can request an independent internal review of our decision to issue this notice. Asking us to review our decision will not affect the time limits within which any statutory appeal must be made. We expect any request to review a regulatory decision to be made promptly, usually within 14 days.

SCHEDULE 1		
STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
2.10.1	<p><u>STEP 1</u> Install engineered temporary capping on the flanks of Cells 2, 3 and 4 which is capable of managing leachate levels and landfill gas emissions and minimising odour emissions for a period of at least 12 months. The cap must be made of a material that is physically and chemically suitable for use as a temporary cap and the design and construction must be in accordance with Environment Agency guidance document LFE4 - Earthworks in landfill engineering.</p> <p><u>STEP 2</u> Install pin wells and connecting pipework to collect gas and manage emissions from the flanks of Cells 2, 3 & 4. Such pin wells must be of a sufficient number and spacing to effectively collect gas from those cells. When designing, constructing and installing the pin wells you must have regard to Environment Agency document LFTGN 03 - Guidance on the management of landfill gas.</p> <p><u>STEP 3</u> Submit a CQA Validation report to the Environment Agency to confirm the standard to which you have installed the engineered temporary capping and the pin wells. The validation must be in accordance with Environment Agency guidance document Landfill operators: environmental permits.</p>	<p style="text-align: center;">22 March 2024</p> <p style="text-align: center;">26 April 2024</p> <p style="text-align: center;">24 May 2024</p>