

ENVIRONMENT  
AGENCY

## CONTROL OF POLLUTION ACT 1974 WASTE DISPOSAL LICENCE

**LICENCE REF No:- 398/98**

**FACILITY TYPE:- Metal Recycling**

The Environment Agency, in pursuance of Part 1 of the Control of Pollution Act 1974, hereby grants a waste disposal licence authorising the **deposit** of controlled waste and the associated use of plant and equipment for treating that waste on the land specified in schedule 1 to this licence to **Benfleet Scrap Company Ltd.**, 41 Crescent Avenue, Grays, Essex, RM17 6AZ, being in occupation of the said land, the said licence being subject to the conditions specified in schedule 2 to this licence.

In this licence the words and expressions contained in schedule 2 shall have the meaning assigned to them therein.

### SCHEDULE 1 - SPECIFIED LAND

The licence relates to the land at **Unit 16, Brunel Road**, Manor Trading Estate, Thundersley, Essex, SS7 4PS, (hereinafter called "the site") shown edged in red on Drawing Reference Number 01, dated March 98, and attached to this licence.

Signed

P Hayward

Area Environment Planning Manager

Dated 26th March 1998

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.**



## SCHEDULE 2 - INTERPRETATION

These definitions apply only for the purpose of this licence in the interests of ensuring clarity.

**the 1990 Act** - The Environmental Protection Act 1990

**the 1995 Act** - The Environment Act 1995

**the Agency** - The Environment Agency

**the Agency's emergency telephone number** - 0800 80 70 60 or such number as from time to time is notified to the holder.

**authorised officer** - means a person authorised in writing by the Agency pursuant to section 108(1) of the Environment Act 1995 to exercise any of the powers specified in sub-section (4) of that section.

**the conditions of this licence** - the conditions set out herein, as varied from time to time under section 37 of the 1990 Act and section 120 of the 1995 Act.

**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.

**emergency** - means a situation in which a person has reasonable cause to believe that circumstances are likely to endanger health or cause damage to property or pollution of the environment or could be seriously detrimental to the amenities of the locality.

**the holder** - the licence holder specified in this licence or other person to whom the licence has been transferred in accordance with section 40 of the 1990 Act and section 120 of the 1995 Act.

**hours of darkness** - as defined by the statutory lighting up times published by the Science Engineering Research Council.

**impermeable pavement** - one that is constructed and maintained to a standard sufficient to prevent the transmission of liquids beyond the pavement surface.

**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.

**relevant offences** - are offences within the meaning of regulation 3 of the Waste Management Licensing Regulations 1994 (S.I. 1994 No. 1056) or any statutory provisions or regulations amending or replacing them.

**secure drainage system** - in relation to an impermeable pavement, means a drainage system with impermeable components which does not leak and which will ensure that -

- (a) no liquid will run off the pavement otherwise than via the system; and
- (b) except where they may be lawfully discharged, all liquids entering the system are collected in a sealed sump.

**the site** - the land, structures, plant and equipment to which this licence relates.

**the site location plan** - the drawing referred to in Schedule 1 of the licence which delineates the licensed area.

**Special Waste** - as defined by Regulation 2 of the Special Waste Regulations 1996 (S.I. 1996 No.972) or any statutory provisions or regulations amending or replacing them

**the working plan** - the documents and drawings detailing the intended methods of operation for this licence and any later drawings or written statements received by the Agency in substitution or augmentation of such drawings or documents subject to individual changes by the Agency where this licence so requires.

## **SCHEDULE 3 - CONDITIONS RELATING TO THIS LICENCE**

### **Working Plan**

- 1.1 At the time of licence issue, the Working Plan shall be understood to constitute those documents and plans listed in Annex 1.
- 1.2 Conditions 4.5, 6.1, 6.3, 6.6, 6.7, 6.8, 7.5 and 7.8 require conformance with specific elements of the working Plan. Any proposed amendment to the Working Plan details referred to by these conditions shall require the prior written approval of the Agency before such changes are effected by the licence holder. Proposals to amend such Working Plan details shall be notified to the Agency at least 21 days before the proposals are due to be implemented on site.
- 1.3 Working Plan amendments which do not require the prior written approval of the Agency shall be notified to the Agency in writing within 21 days of the alterations being implemented on site.
- 1.4 When requested by the Agency, an updated Working Plan shall be submitted to the Agency, the update shall be understood to comprise the current Working Plan for the purposes of this licence and shall supersede all previous Working Plan documents.
- 1.5 Where licence conditions require operations to be undertaken in a way that is not in accordance with the current Working Plan, licence conditions shall always take precedence.

### **Types and Quantities of Waste**

- 2.1 Waste accepted at the site shall be limited to the categories of waste in Annex 2.
- 2.2 No liquids, sludges or any materials classed as Special Waste, other than motor vehicles batteries, shall be accepted at the site, whether loose or in containers.
- 2.3 The quantity of waste accepted at the site each year shall be less than 75,000 tonnes.
- 2.4 The quantity of waste present on the site at any one time shall not exceed 5000 tonnes.
- 2.5 The quantity of non-recyclable material stored at the site arising as a direct result of treatment operations shall at no time exceed 2 tonnes.

### **Site Management**

- 3.1 Manning levels at the site during working hours shall be such as to facilitate compliance with all licence conditions.
- 3.2 The Agency shall be given at least 14 days notice of any proposed change in the management of the site.

## Site Infrastructure

- 4.1 A notice board of durable material and finish shall be erected in a prominent position at the site entrance. The board shall be maintained in good repair and the following details displayed :
  - (a) The nature of the licensed facility and the permitted types of waste.
  - (b) The site licence number.
  - (c) The operating hours on the site.
  - (d) The name, address and telephone number of the licence holder.
  - (e) The name, address and emergency telephone number of the Agency (0800 807060).
- 4.2 A control office shall be maintained on the site.
- 4.3 Gates and fencing shall be maintained in order to deter unauthorised access to the site. Additional site security measures shall be provided if so directed by the Agency in writing.
- 4.3 Provision shall be maintained within the confines of the site for the parking, loading and unloading of vehicles transporting wastes and residues to and from the facility.
- 4.4 All impervious surfaces at the site shall be maintained in a good state of repair sufficient to prevent the transmission of any fluids through the surface.
- 4.5 All surface water from impervious areas shall be channelled via gullies to containment tanks or interceptors in accordance with the Working Plan.
- 4.6 All drainage systems shall be maintained in a good state of repair and kept free of waste or any other obstruction.
- 4.7
  - (a) All tanks and drums used for the storage of fuel and any other polluting liquids shall be located within securely bunded areas constructed wholly of impermeable material. Bunded areas shall have a minimum capacity of 110% of the largest container stored therein or, if tanks are interconnected, 110% of all interconnected tanks, whichever is the greater. All valves, inlet, outlet and vent pipes shall be directed downwards and shall be located within the bunded area which shall possess no drainage outlets. Bunded areas shall be maintained in a good state of repair at all times.
  - (b) Tanks shall be of a type and construction suitable for their contents.
  - (c) Provision shall be made to remove accumulated rainwater from uncovered bunded areas such that at least 95% of the bund capacity is available at all times.
- 4.8 Lighting shall be maintained and used to illuminate all operational areas of the site to an average illuminance at ground level of 50 lux when operations are carried out during the hours of darkness as defined by the statutory lighting up times.

## **Plant and Equipment**

- 5.1 Suitable plant and machinery shall be provided to handle the waste in order to prevent any breaches of other conditions relating to the storage and handling of waste.
- 5.2 All plant and machinery shall be maintained in good working order and shall be effectively silenced to a standard not less than the manufacturer's standard UK specification for that equipment.
- 5.3 In the event of a breakdown of mechanical equipment used to handle wastes, the site shall cease accepting further waste if a breach of any other licence condition would be caused by the continued acceptance of waste.

## **Site Operations**

- 6.1 Prior to the discharge of any waste load at the site, a visual inspection of the contents shall be carried out in accordance with the Working Plan, to identify the presence of any materials which are prohibited by this licence.
- 6.2 Prohibited wastes inadvertently deposited at the site shall be segregated, marked and removed from the site within 24 hours. Full details shall be recorded in the site diary.
- 6.3 The storage of engines and any other article of scrap metal likely to contain potentially polluting fluids, shall only take place on a clearly defined bunded impervious area draining to a containment tank in accordance with the Working Plan.
- 6.4 All batteries shall be stored in either a covered bunded impervious area or a suitable sealed container. The base and sides of the container shall be lined with a material resistant to attack by acid.
- 6.5 No treatment operations shall be undertaken at the site other than those specified in the Working Plan.
- 6.6 Treatment operations shall be undertaken in accordance with the Working Plan.
- 6.7 The crushing of drums and vehicles, the draining of engine oils and other fluids, and any other process which may release polluting substances to the ground, shall only be conducted on clearly defined impervious areas on the site draining to a sealed drainage system in accordance with the Working Plan. No breaking and draining of batteries shall be undertaken at the site.
- 6.8 (i) No item of scrap known or believed to contain liquid CFC material, such as air conditioning units, refrigerators or freezers shall be crushed, drained or otherwise processed unless a scheme for such operation has first been submitted to and received the written approval of the Agency.  
 (ii) No CFC material referred to in 6.8(i) shall be discharged to the atmosphere.
- 6.9 All controlled waste shall be stored in a safe manner in order to ensure public safety. No waste material shall be stored or stacked to a height greater than 5.0 metres.

- 6.10 All drums and small containers used for oil and other chemicals shall be stored within covered impervious bunded areas or a suitably sealed container.
- 6.11 Any storage tanks, drums or other container shall be of a type and construction suitable for the liquids that they contain and permanently labelled to show their contents and any labels not relevant to the contents shall be removed or obliterated.

### **Environmental Controls**

- 7.1 The operational area shall be maintained in a clean and tidy condition at all times.
- 7.2 No waste shall be allowed to escape from the site.
- 7.3 Measures shall be taken to ensure that vehicles leaving the site do not deposit mud or any other debris onto the public highway. Such measures shall be employed to the extent that the highway is maintained free from mud and debris at all times.
- 7.4 No waste material shall be disposed of by fire at the site. A fire shall be treated as an emergency and immediate steps taken to extinguish it. The Agency shall be notified forthwith of any such occurrences and details recorded in the site diary.
- 7.5 Any spillage on the site shall be dealt with immediately as described in the Working Plan to clear or alleviate the effect of the spillage. Adequate quantities of absorbent material shall be kept on the site for use on such spillages.
- 7.6 No concrete cleaning or other such activities shall be carried out using methods or materials that may adversely affect the operation of the interceptors.
- 7.7 Surface water shall be removed and disposed of from bunded areas as necessary or specifically at the request of the Agency. Spillages in bunded areas shall be removed forthwith by pumping into an appropriate drum or vessel.
- 7.8 Liquid discharge from the site shall be in accordance with the Working Plan. No liquid discharge shall take place into any surrounding watercourses, drainage system or underground strata without the prior approval of the Agency or other appropriate controlling body.
- 7.9 Interceptors shall be monitored monthly and containment tanks shall be monitored weekly; both shall be emptied at regular intervals to prevent pollution of underground strata and surface waters. A record of such occurrences shall be kept in the site diary.

### **Working hours**

- 8.1 No waste shall be received or handled at the site except between the following times:

0730 hours to 1830 hours Monday to Friday  
0730 hours to 1730 hours Saturday

No such operations shall be carried out on Sundays and Public Holidays.

- 8.2 The prior written approval of the Agency shall be required for any operations conducted outside the above hours.

### **Record Keeping**

- 9.1 A record shall be kept of all controlled waste deposited on the site. The information shall include:

- (a) The origin of the scrap metal consignments brought to the site.
- (b) The date of receipt.
- (c) The types and quantities of such waste.
- (d) The characteristics and quantities of waste removed.
- (e) The date removal took place.
- (f) The ultimate destination of removed waste including waste oil.

- 9.2 The above records shall be open to inspection by a duly authorised officer at any reasonable time.

- 9.3 A summary of the information required by Condition 9.1 shall be submitted to the Agency at a maximum interval of six months, in the form specified in Annex 3.

### **General Conditions**

- 10.1 A site diary shall be provided and maintained at the control office and the following information recorded:

- i) Agency inspections of the site; name of inspecting officer and date and time of inspection;
- ii) any other inspection/visit by an authority other than the Agency; name of authority and officer, time and date of inspection/visit;
- iii) details of rejected waste consignments, including name of waste producer, date of receipt, nature, quantity and eventual destination of waste;
- iv) vermin control measures; and
- v) all incidents involving fire and any other emergency

- 10.2 The terms of this licence shall be made known to any person who is given responsibility for the day to day management or control of the site, and a copy of the licence and current Working Plan shall be displayed at all times within the control office.
- 10.3 A copy of any notice or instruction received in respect of this site from any authority, other than the Agency, which has an implication for the standards set in this licence, shall be forwarded to the Agency within 7 days of receipt.
- 10.4 In the event of a cessation of licensed operations, the site shall be cleared of all waste within 28 days of the cessation.
- 10.5 For the purpose of this licence, the address and telephone number of the Agency is:-

The Environment Agency  
Cobham Road  
Ipswich  
Suffolk  
IP3 9JE

Tel: (01473) 727712

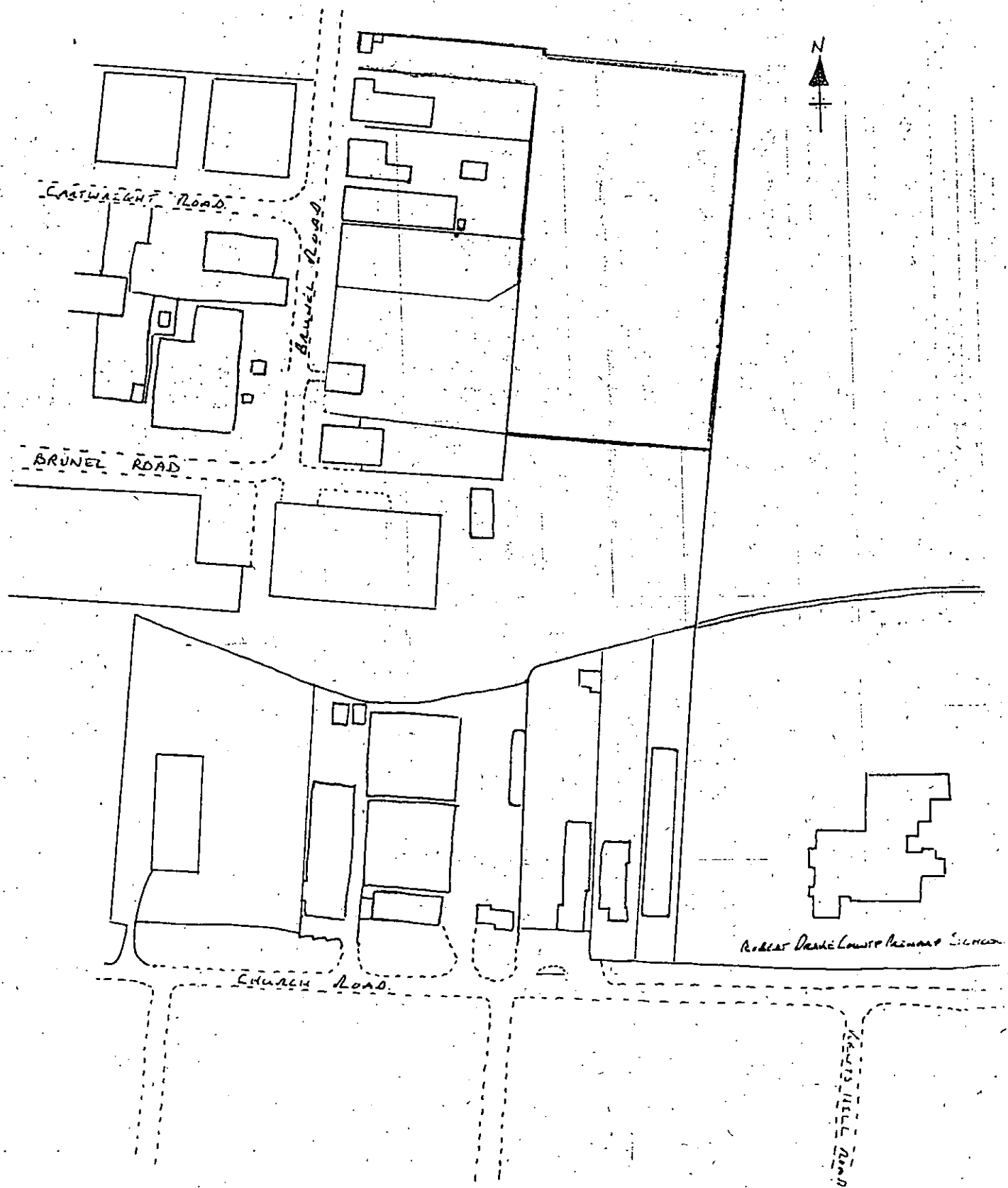
Fax: (01473) 724205

Emergency Hotline: (0800) 807060



# BENFLEET SCRAP COMPANY LTD. - SITE LOCATION PLAN

Drawing 01



March 98

## **ANNEX 1**

### **WORKING PLAN DOCUMENTS**

At the time of licence issue, the Working Plan is understood to constitute the following statements and drawings:

1. The statement dated March 1998
2. Drawing reference number LEM/1/100<sup>F</sup> and dated 11th March 1998.

## ANNEX 2

**ENVIRONMENTAL PROTECTION ACT 1990.****CATEGORY B - SLOWLY DEGRADABLE WASTE**

- Solid materials which may degrade slowly and generate landfill gas which have the potential to threaten persons and/or property and /or generate leachates which have the potential to pollute ground and surface waters.

Electrical cable and wire

**CATEGORY D - DIFFICULT WASTES****D1 - SOLID (NON-SPECIAL)**

Solid materials which due to their nature or physical characteristics require special procedures in their carriage and disposal, but are not special wastes as defined by the Special Waste Regulations 1996 or any amendment to those Regulations.

Motor vehicles

Rubber tyres

**D3 - SCRAP METAL**

Scrap metals and their oxides, consisting of ferrous and non-ferrous metals and their alloys as manufactured items or in sheet, tubular, swarf, or granular form which will oxidise only slowly and are only slightly soluble in water including:-

Scrap and abandoned vehicles

Household white goods

**D4 - TOXIC AND HAZARDOUS WASTES (SPECIAL)**

Solids, liquids or sludges which comply with the criteria defined as Special Waste by the Special Waste Regulations 1996 SI1972 or any amendment to those Regulations.

Lead/acid batteries

**Annex 3. Form of Summary Sheet for Waste Records to Be Sent to the Environment Agency.**

Licence No. \_\_\_\_\_ Site \_\_\_\_\_

Month \_\_\_\_\_ Year \_\_\_\_\_

[illegible]

N.B. Please specify if records are for wastes received or waste removed

## ANNEX 4

## EXPLANATORY NOTES

Rights of AppealEnvironmental Protection Act 1990, Section 43Environment Act 1995, Section 114

If the licence holder is aggrieved by the decision to issue the licence subject to conditions he may appeal to the Secretary of State by giving notice in writing. Such notice must be given before the expiry of the period of six months beginning with the date of issue of the licence and must be accompanied by the following :

- a) a statement of the grounds of appeal;
- b) a copy of the licence application and any supporting statements;
- c) a copy of the waste management licence;
- d) a copy of any correspondence relevant to the appeal;
- e) 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
- f) a statement indicating whether the applicant wishes the appeal to be in the form of a hearing or to be determined on the basis of written representations.

A copy of a form on which notice of appeal may be given is available from:

The Planning Inspectorate  
Room 10/13  
Tollgate House  
Houlton Street  
Bristol BS2 9DJ

Tel: 01272 878812

Fax: 01272 878406

The appellant shall serve a copy of his notice of appeal, together with copies of the documents mentioned in a) to f) above, on the Environment Agency. Subject to Sections 65 and 66 of the Environmental Protection Act 1990, such details shall be entered on a public register which the Agency has a duty to maintain under Section 64 of that Act.

If the appellant wishes to withdraw an appeal, he shall do so in writing by notifying the Secretary of State in writing and shall send a copy of that notification to the Agency.