



ENVIRONMENT  
AGENCY

**ENVIRONMENTAL PROTECTION ACT  
1990.  
WASTE MANAGEMENT LICENCE.**

**LICENCE NO - 43451**

**TYPE - TREATMENT FACILITY**

The Environment Agency, in pursuance of Part II of the Environmental Protection Act 1990, hereby grants a waste management licence authorising the keeping and treating of controlled waste on the land specified in Schedule 1 to this licence to **J & A Young (Leicester) Ltd., 15 Newland, Lincoln, LN1 1XG, the Registered Company Number being 1222186,** those persons 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 **Cotton Way, Off Weldon Road, Derby Road Industrial Estate, Loughborough, LE11 0FJ, Grid Reference SK 5205 2118,** (hereinafter called "the site") shown edged red on Drawing Reference Number WP/1.110 Diagram A, dated November 1999, and attached to this licence.

Signed A. J. Wood  
Team Leader Waste Licensing - Lower Trent

Name Andrew Wood

Dated 31/7/00

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, WestBridgford, Nottingham, NG2 5FA



**SCHEDULE 2 – DEFINITIONS AND CONDITIONS RELATING TO THIS LICENCE**

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# 1: General Considerations

## 1.1: Specified Waste Management Operations

1.1.1 No waste management operations shall be authorised by this licence unless :

- A specified in and undertaken in accordance with the limitations in section WP/1.110 1.1 of the working plan and in the following table; or
- B otherwise required by the conditions of this licence as being an integral part of those operations:

Specified Waste Management Operation	Permitted Waste Types which shall be subject to the Specified Operation	Limits on Specified Waste Management Operations
Operational Storage	Plastic	On areas of impermeable pavement in accordance with Condition 2.1 Engineered Site Containment And Drainage Systems  To a maximum storage capacity of 1000 tonnes  For a maximum storage period of 4 months
Recycling or reclamation of plastics.	Plastic	Within the area identified 'main production area' on diagram WP/1.110 B

## Exempt Waste Management Activities

1.1.2 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.

## 1.2: Permitted Waste Types And Quantities:

### *Permitted Categories and Types of Wastes*

1.2.1 No wastes other than those which are both categorised below in Table 1.2 and specified in detail in section WP/1.110 2. of the working plan shall be accepted at the site.

### *Permitted Quantities of Wastes*

1.2.2 The quantities of wastes accepted shall not exceed those listed in Table 1.2 and specified in detail in section WP/1.110 3. of the working plan.

Table 1.2:

Permitted Waste Categories	Maximum Permitted Quantities (tonnes/year)
Inert wastes	Not Permitted
Scrap Metal	Not Permitted
Special Wastes	Not Permitted
Degradable Household Wastes	Not Permitted
Degradable Commercial Wastes	Not Permitted
Degradable Industrial Wastes	Not Permitted
Other wastes: Plastics	24 000

#### Exclusion of Special Waste Types With Specified Hazard Characteristics

1.2.3 Notwithstanding the specification of permitted waste types under condition 1.2.1, special wastes shall not be accepted which have any of the following specified characteristics:

Hazard Code	Hazardous Properties
H1	<i>Explosive</i>
H2	<i>Oxidising</i>
H3-A	<i>Highly Flammable</i>
H3-B	<i>Flammable</i>
H4	<i>Irritant</i>
H5	<i>Harmful</i>
H6	<i>Toxic</i>
H7	<i>Carcinogenic</i>
H8	<i>Corrosive</i>
H9	<i>Infectious</i>
H10	<i>Teratogenic</i>

Hazard Code	Hazardous Properties
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, e.g. a leachate, which possess any of the characteristics listed above.
H14	Ecotoxic

#### **Exclusion of Wastes With Other Specified Characteristics**

1.2.4 Notwithstanding the specification of permitted waste types under conditions 1.2.1 and 1.2.2 above, wastes shall not be accepted at the site which have any of the following characteristics:

Waste Characteristic	Type
<i>Form and Type:</i>	<i>Powders</i> <i>Sludges</i> <i>Liquids</i>  <i>Wet wastes</i>  <i>Special</i>  <i>Consisting of or containing List I substances</i> <i>Consisting of or containing List II substances</i>
<i>Properties:</i>	<i>Odour producing</i> <i>Likely to be odour producing</i>  <i>Dust producing</i> <i>Likely to be dust producing</i>

### **1.3: Staffing And Understanding Of Requirements Of Licence Conditions And Working Plan**

#### ***Minimum Staffing And Supervision***

1.3.1 Whenever the site is open to receive or despatch waste, or is carrying out any of the specified waste management treatment operations, 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.

#### ***Availability Of Licence And Working Plan***

1.3.2 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.

#### ***Understanding Of Licence And Working Plan***

1.3.3 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.

### **1.4: Changes In Technically Competent Persons**

1.4.1 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. Technically competent management and technical competence shall be as defined under section 74 of the Environmental Protection Act 1990 and Regulations 4 and 5 of the 1994 Regulations.

## **1.5: Relevant Convictions**

### ***Notification of Relevant Convictions***

- 1.5.1 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.

### ***Notifications of Appeals Against Convictions***

- 1.5.2 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**

- 1.6.1 The financial provision for meeting the obligations under this Licence set out in the Agreement made between the Licence Holder and the agency dated 31 July 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 And Supporting Information**

### ***Amendments To Working Plan Requiring Prior Consent from the Agency***

- 1.7.1 The Licence Holder shall give the Agency prior notice in writing of any proposed change to those sections of the working plan which are specified in Table 1.9 below, and to any appendices, drawings and figures which are referenced in those sections.

<b>Table 1.9 Sections of working plan requiring prior consent for amendments</b>	
<b>Number and Heading of Working Plan Sections and Appendices</b>	<b>Sections, Subsections and Appendices requiring Prior Consent for Amendments</b>
WP1.110 Specified waste management operations	
WP1.120 Permitted wastes	
WP 1.130 Hours of operation	
WP 2.210 Engineered site surface and drainage systems	
WP 3.500 Site security	
WP 4.140 Control of mud and debris	
WP 4.153 Fires on site	
WP 4.210 Waste acceptance and control systems and procedures	
WP 4.230 Waste quantity measurement systems	
WP 4.410 Waste treatment process	
WP 5.500 Surface water quality monitoring and reporting	
WP 6.030 Control and monitoring of noise	
WP 6.050 Control of litter	
WP 7.100 Security and availability of records	

- 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.



***Amendments to the Working Plan Requiring Prior Notification to the Agency***

- 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 Operator's Or Holder's Details**

- 1.8.1 The following information shall be notified in writing within 5 working days to the Agency:
- 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 Commencement, Cessation And Recommencement Of Waste Handling Operations**

***Specified Waste Management Operations***

- 1.9.1 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.

***Cessation And Recommencement Of Receiving Wastes***

- 1.9.2 In the event that the site ceases all waste management operations either permanently or for longer than 1 month then no later than 7 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 7 working days notice in writing.

**1.10: Notifications And Submissions To Agency**

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

- a) 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;
- b) shall quote the licence reference number and the name of the Licence Holder.

## **2. Site Engineering For Pollution Prevention And Control**

### **2.1: Engineered Site Containment And Drainage Systems**

#### ***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 until the engineered site containment and drainage system for that area has been constructed and completed in accordance with this condition and sections WP/2.210 and WP/5.500 of the working plan.
- 2.1.2 The engineered site containment and drainage systems shall be inspected, validated and maintained, and shall be fully documented and recorded, to be fit for purpose and to meet the standards specified in sections WP/2.210 and WP/5.500 of the working plan.

#### ***Construction Quality Assurance of Existing Site Containment and Drainage Systems***

- 2.1.3 No wastes shall be deposited, stored, treated or otherwise handled in any area 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 identities, relevant experience and relevant qualifications of the suitably qualified Structural Engineer who will be providing inspection and validation of the existing 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 for that area has been inspected by the designated Structural Engineer and has been maintained or improved, in accordance with their recorded advice, to meet the standards specified in sections WP/2.210 and WP/5.500 of the working plan;
  - c) the Validation Report confirming that the engineered site containment and drainage system meets the specified standards has been submitted in writing to the Agency and has been acknowledged in writing by the Agency.

### **3: Site Infrastructure**

#### **3.1: Provision Of Site Identification Board**

- 3.1.1 No wastes shall be received at the site unless an identification board has been provided at or near the site entrance.
- 3.1.2 The identification board shall be inspected once each working day. 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;

Operator name;

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: 0845 9333 111 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, the objective of which shall be 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 section WP/3.500 of the working plan.

## **4: Site Operations**

### **4.1: Control Of Mud And Debris**

#### ***Prevention of Mud and Debris on Road***

- 4.1.1 Whenever the site is receiving or despatching wastes, measures shall be provided, operated and maintained in accordance with section WP/4.140 of the working plan, with the objective of preventing 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.
- 4.1.2 All vehicles leaving areas of the site which are operational or upon which engineering works are being carried out shall, before leaving the site, be cleaned as necessary using the specified equipment and shall be checked to ensure that they are clear of loose waste and that their loads are secure.

#### ***Remediation of Mud and Debris on Road***

- 4.1.3 In the event that mud or debris arising from the site is deposited onto public areas outside the site, remedial measures shall be implemented immediately, in accordance with section WP/4.140 of the working plan.

### **4.2: Fires On The Site**

#### ***Prohibition of Unauthorised Fires on Site***

- 4.2.1 No wastes shall be burned on the site.

#### ***Fire Action Plan***

- 4.2.2 In the event of a fire on the site, a fire action plan shall be implemented immediately and recorded, in accordance with section WP/4.153 of the working plan.

### **4.3: Waste Acceptance And Control Procedures**

#### ***Waste Acceptance Procedures***

- 4.3.1 All wastes shall be received, inspected, accepted or rejected, and recorded in accordance with section WP/4.210 of the working plan.

#### ***Waste Control Procedures***

- 4.3.2 All wastes accepted at the site shall be handled, kept and recorded in accordance with section WP/4.210 of the working plan.

#### ***Waste Despatch Procedures***

- 4.3.3 All outgoing wastes shall be inspected, despatched and recorded in accordance with section WP/4.210 of the working plan.

### ***Incompatible Wastes***

- 4.3.4 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, as specified in drawing reference WP/4.210 of the Working Plan.

### **4.4: Waste Quantity Measurement Systems**

#### ***Means Of Measurement***

- 4.4.1 All wastes accepted at and despatched from the site shall be measured in accordance with section WP/4.230 of the working plan.

### **4.5: Plastic Recycling – Process, Plant And Equipment And Procedures**

#### ***Plastic Recycling***

- 4.5.1 Plastic Recycling shall only be carried out on the site in accordance with section WP/4.410 of the working plan.

### **4.6: Removal Of Residual Wastes From Site**

- 4.6.1 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 within 6 months, then, notwithstanding the operational limits on storage times of wastes specified in the other conditions of this licence, the licence holder shall ensure that all wastes remaining on the site shall be removed by the date specified by the Agency in writing. This shall include, where required by the Agency, decontamination of plant, equipment and engineered containment used in the specified waste management operations, but shall not apply to any wastes which have been disposed of on the site in accordance with the other conditions of this licence or prior to the issue of this licence.

## **5: Amenity Management And Reporting**

### **5.1: Control Of Litter**

- 5.1.1 Measures shall be implemented and maintained throughout the operational life of the site to control and monitor the escape of litter from the confines of the site, in accordance with section WP/6.050 of the working plan.
- 5.1.2 In the event that litter does escape from the site, it shall be retrieved by the end of the working shift as specified in section WP 1.130 of the Working Plan.

### **5.2: Control of Noise**

- 5.2.1 Measures shall be implemented and maintained throughout the operational life of the site, in accordance with this condition and section WP 6.030 of the Working Plan, to control and minimise the levels of noise from operations on the site beyond the site boundary.

## 6: Site Records

### 6.1: Security And Availability Of Records

#### *Security of Records*

- 6.1.1 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 in accordance with section WP/7.100 of the working plan.

#### *Availability of Records*

- 6.1.2 All 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.

### 6.2: Records Of Waste Movements

#### *Recording of Wastes Accepted and Removed*

- 6.2.1 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 under condition 1.2, quantity (tonnes), date received, date accepted.
  - b) Loads out:- Nature (solid, liquid or sludge), waste type as specified under condition 1.2, quantity of waste removed (tonnes), date removed.

#### *Summary Records of Wastes Accepted and Removed*

- 6.2.2 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 specified details:

##### **Inputs**

Waste description as specified in Condition 1.2 Permitted Waste Types and Quantities, quantity in tonnes and form (Solids, Sludge's, Liquids)  
Overall totals in tonnes for each waste description.  
% of input by County of Origin.  
Quantity in tonnes of material imported for daily cover or restoration.

##### **Outputs**

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

##### **Materials Reclaimed/Recycled**

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



**6.3: Site Diary**

6.3.1 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
- vi) pest controls and treatments
- vii) odour controls
- viii) litter controls
- ix) Technical Competent Management attendance on site: time arrived at site and time left site.

6.3.2 Each record shall be completed within 24 hours of the relevant event.

## 7: 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;

*"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 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;

**"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**

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

### **Appeals**

If a licence holder is aggrieved by the decision of the Agency to grant a Waste Management Licence subject to conditions he or she may appeal to the Secretary of State in accordance with Section 43 of the Environmental Protection Act 1990.

Notice of an Appeal must be given within 6 (six) months of the date of issue of this licence. The Secretary of State has power to allow a longer period for the giving of Appeal but he or she will not normally be prepared to exercise this power unless there are special circumstances that excuse the delay in giving notice of an Appeal.

A copy of the form on which notice of an Appeal may be given is available from :-

The Planning Inspectorate  
Room 10/13  
Tollgate House  
Houlton Street  
Bristol  
BS10 9DJ

### **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

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.



ENVIRONMENTAL PROTECTION ACT 1990  
SECTION 37

WASTE MANAGEMENT LICENCE  
NOTICE OF MODIFICATION

<p>Agency Ref No: 43451 LICENCE REF No: 43451</p> <p>LICENCE HOLDER:</p> <p>J &amp; A Young ( Leicester ) Ltd Brook House Hambleton Road Egleton Oakham Rutland LE15 8AE</p>	<p>FACILITY TYPE: A15</p> <p>LICENSED FACILITY:</p> <p>J &amp; A Young ( Leicester ) Ltd Derby Road Industrial Estate Cotton Way Off Weldon Road Loughborough Leicestershire LE11 0FJ</p> <div data-bbox="1086 943 1458 1048" style="border: 1px solid black; padding: 2px; transform: rotate(-2deg);"> <p>TRENTSIDE OFFICES</p> </div> <p style="text-align: right;">23 FEB 2004</p>
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WHEREAS you are the licence holder of the said licensed facility

AND WHEREAS on the 1<sup>st</sup> April 1996 the powers and duties of all waste regulation authorities in England and Wales transferred to the Environment Agency ("the Agency") by virtue of section 2 of the Environment Act 1995

AND WHEREAS the conditions of the said licence may have been modified from time to time

NOTICE IS HEREBY GIVEN that the Agency modifies the conditions of the said licence in accordance with Section 37(1)(a) of the Environmental Protection Act 1990 and as set out in the Schedule attached to this notice.

Signed *Kath Williams*  
 Dated 11 Dec 2003

Name Kath Williams  
 Job Title Env Mgt team leader

This modification shall take immediate effect.

YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL DETAILED AT THE END OF THIS MODIFICATION.



## **SCHEDULE – CONDITIONS RELATING TO THIS MODIFICATION**

Modification of conditions under section 37(1)(a) of the Environmental Protection Act 1990 as follows:

Whereas the licence had a condition requiring financial provision to be made and/or maintained, this condition shall now be deleted.

### **EXPLANATORY NOTES - including rights of appeal.**

#### **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, the conditions of a licence are modified, the licence holder may appeal from the decision to the Secretary of State.

Therefore, if you feel aggrieved by the decision detailed on the attached notice, you may obtain the appropriate form on which to give written notice of an appeal from :-

The Planning Inspectorate  
Room 4/19 Eagle Wing  
Temple Quay House  
2 The Square  
Temple Quay  
Bristol  
BS1 6PN

For Wales, the address is –  
The Planning Inspectorate  
Crown Buildings  
Cathays Park  
Cardiff  
CF10 3NQ

Tel: 0117 372 8812  
Fax: 0117 372 6093

Tel: 02920 823859  
Fax: 02920 825150

This notice of appeal should be accompanied by the following information:

- A statement of the grounds of appeal;
- A copy of any application to modify the licence
- 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.

**ENVIRONMENTAL PROTECTION ACT 1990.  
SECTION 37**

**WASTE MANAGEMENT LICENCE  
NOTICE OF MODIFICATION**

<b>LICENCE REF No:- 43451</b>	<b>FACILITY TYPE:- A15</b>
<b>LICENCE HOLDER:-</b>	<b>LICENSED FACILITY:-</b>
<b>J &amp; A Young (Leicester) Ltd Brook House Hambleton Road Eggleton Road Oakham Rutland LE15 8AE</b>	<b>J &amp; A Young (Leicester) Ltd Derby Road Industrial Estate Cotton Way Off Weldon Road Loughborough Leicestershire LE11 5FJ</b>
<b>Company Reg No 1222186</b>	

**WHEREAS** you are the licence holder of the said licensed facility

**AND WHEREAS** on the 1<sup>st</sup> April 1996 the powers and duties of all waste regulation authorities in England and Wales transferred to the Environment Agency ("the Agency") by virtue of section 2 of the Environment Act 1995

**AND WHEREAS** the conditions of the said licence may have been modified from time to time

**NOTICE IS HEREBY GIVEN** that the Agency modifies the conditions of the said licence in accordance with Section 37(1)(b) of the Environmental Protection Act 1990 and as set out in the Schedule attached to this notice.

Signed \_\_\_\_\_ Dated \_\_\_\_\_

*(Job title of relevant signatory)*

This modification shall take effect on 16<sup>th</sup> August 2007 at 00.01 hours

**YOUR ATTENTION IS DRAWN TO THE RIGHTS OF APPEAL AT THE END OF THIS NOTICE.**

Environment Agency  
Permit Support Centre  
PO Box 4209  
Sheffield  
S9 9BS

## **EXPLANATORY NOTES - including rights of appeal.**

### **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, the conditions of a licence are modified, the licence holder may appeal from the decision to the Secretary of State.

Therefore, if you feel aggrieved by the decision detailed on the attached notice, you may obtain the appropriate form on which to give written notice of an appeal from :-

The Planning Inspectorate  
Room 4/19  
Eagle Wing, Temple Quay House  
2 The Square  
Temple Quay  
Bristol  
BS1 6PN

Tel: 0117 372 8812  
Fax: 0117 372 6093

This notice of appeal should be accompanied by the following information:

A statement of the grounds of appeal;

A copy of any application to modify the licence

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.

## **SCHEDULE - CONDITIONS RELATING TO THIS MODIFICATION**

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Modification of conditions under section 37(1)(b) as follows:

Delete existing conditions: 1.1.1 and Table 1.2

Add new conditions: 1.1.1 and Table 1.2

### 1 General considerations

#### 1.1 Specified waste management operations

- 1.1.1 No waste management operations shall be authorised by this licence unless:
- a** specified in and undertaken in accordance with the limitations in section WP/1.110 1.1 of the working plan and in the following table; or
  - b** otherwise required by the conditions of this licence as being an integral part of those operations;

<b>Specified Waste Management Operation</b>	<b>Permitted Waste Types which may be subject to the Specified Operation</b>	<b>Limits on Specified Waste Management Operations</b>
Operational Storage	Plastic	On areas of impermeable pavement in accordance with Condition 2.1 Engineered Site Containment And Drainage Systems  To a maximum storage capacity of 3000 tonnes  For a maximum storage period of 4 months
Recycling or reclamation of plastics	Plastic	Within the area identified 'main production area' on diagram WP/1.110 B

#### **Exempt Waste Management Activities**

- 1.1.2 Where wastes are being brought onto the site for waste management operations which are exempt from licensing under the 1994 Regulations, 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.

1.2 **Permitted Waste Types And Quantities**

*Permitted categories and types of wastes*

1.2.1 No wastes other than those, which are both categorised below in Table 1.2 and specified in detail in section WP/1.110 2. of the working shall be accepted at the site.

*Permitted quantities of wastes*

1.2.2 The quantities of wastes accepted shall not exceed those listed in Table 1.2 and specified in detail in section WP/1.110.3 of the working.

<b>Permitted Waste Categories</b>	<b>Maximum Permitted Quantities (tonnes/year)</b>
Inert wastes	Not Permitted
Scrap Metal	Not Permitted
Hazardous Waste	Not Permitted
Degradable Household Wastes	Not Permitted
Degradable Commercial Wastes	Not Permitted
Degradable Industrial Wastes	Not Permitted

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Other Wastes:

**Plastics**

Less than 75,000 tonnes a year

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# Notice of variation with introductory note

## The Environmental Permitting (England & Wales) Regulations 2016

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J. and A. Young (Leicester) Limited

Derby Road Industrial Estate  
Cotton Way  
Off Weldon Road  
Loughborough  
Leicestershire  
LE11 0FJ

### **Variation application number**

EPR/SP3090CH/V004

### **Permit number**

EPR/SP3090CH

# Derby Road Industrial Estate

## Permit number EPR/SP3090CH

### Introductory note

#### **This introductory note does not form a part of the notice.**

The following notice gives notice of the variation of an environmental permit.

The permit has been varied at the request of the operator to reflect a change in registered office from Brook House, Hambleton Road, Egleton Road, Oakham, Rutland, LE15 8AE to 15 Saxon Way East, Oakley Hay Industrial Estate, Corby, Northamptonshire, NN18 9EY.

The status log of a permit sets out the permitting history, including any changes to the permit reference number.

<b>Status log of the permit</b>		
<b>Description</b>	<b>Date</b>	<b>Comments</b>
Waste disposal licence was granted to J and A Young (Leicester) Limited EAWML 43451	31/07/00	
Licence modification	11/12/03	
Licence modification	15/08/07	
Notified of change of registered office	06/09/18	Registered office changed to 15 Saxon Way East, Oakley Hay Industrial Estate, Corby, Northamptonshire, NN18 9EY
Variation issued EPR/SP3090CH/V004	10/09/18	Varied permit issued to J. and A. Young (Leicester) Limited

End of introductory note

# Notice of variation

## The Environmental Permitting (England and Wales) Regulations 2016

The Environment Agency in exercise of its powers under regulation 20 of the Environmental Permitting (England and Wales) Regulations 2016 varies

### Permit number

**EPR/SP3090CH/V004**

### Issued to

**J. and A. Young (Leicester) Limited** (“the operator”)

whose registered office is

**15 Saxon Way East  
Oakley Hay Industrial Estate  
Corby  
Northamptonshire  
NN18 9EY**

company registration number **01222186**

to operate a regulated facility at

**Derby Road Industrial Estate  
Cotton Way  
Off Weldon Road  
Loughborough  
Leicestershire  
LE11 0FJ**

as follows on the permit page the registered office address of the operator is changed from Brook House, Hambleton Road, Egleton Road, Oakham, Rutland, LE15 8AE to 15 Saxon Way East, Oakley Hay Industrial Estate, Corby, Northamptonshire, NN18 9EY.

This notice shall take effect from 10/09/2018.

<b>Name</b>	<b>Date</b>
<b>Simon Lines</b>	<b>10/09/2018</b>

Authorised on behalf of the Environment Agency



# Notice of variation with introductory note

## The Environmental Permitting (England & Wales) Regulations 2016

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J. and A. Young (Leicester) Limited

Derby Road Industrial Estate  
Cotton Way  
Off Weldon Road  
Loughborough  
Leicestershire  
LE11 0FJ

### **Variation application number**

EPR/SP3090CH/V005

### **Permit number**

EPR/SP3090CH

# Derby Road Industrial Estate

## Permit number EPR/SP3090CH

### Introductory note

#### **This introductory note does not form a part of the notice**

The following notice gives notice of the variation of an environmental permit.

This variation is to insert conditions 4.2.3 and 4.2.4 - Fire Prevention into the permit.

The schedules specify the changes made to the original permit.

The status log of a permit sets out the permitting history, including any changes to the permit reference number.

<b>Status log of the permit</b>		
<b>Description</b>	<b>Date</b>	<b>Comments</b>
Licence issued	31/07/00	Waste management licence granted to J and A Young (Leicester) Limited EAWML 43451
Licence modification	11/12/03	Removal of condition requiring financial provision to be made and/or maintained
Licence modification	15/08/07	Modification of condition 1.1.1 and table 1.2
Variation issued EPR/SP3090CH/V004	10/09/18	Registered office changed to 15 Saxon Way East, Oakley Hay Industrial Estate, Corby, Northamptonshire, NN18 9EY
Application EPR/SP3090CH/V005 (agency-initiated variation)	Complete 06/03/19	Variation to insert Fire Prevention Plan condition
Variation determined EPR/SP3090CH	18/04/19	Varied permit issued.

End of introductory note

# Notice of variation

## The Environmental Permitting (England and Wales) Regulations 2016

The Environment Agency in exercise of its powers under regulation 20 of the Environmental Permitting (England and Wales) Regulations 2016 varies

### Permit number

**EPR/SP3090CH**

### Issued to

**J. and A. Young (Leicester) Limited** (“the operator”)

whose registered office is

**15 Saxon Way East  
Oakley Hay Industrial Estate  
Corby  
Northamptonshire  
NN18 9EY**

company registration number 01222186

to operate a regulated facility at

**Derby Road Industrial Estate  
Cotton Way  
Off Weldon Road  
Loughborough  
Leicestershire  
LE11 0FJ**

to the extent set out in the schedules.

The notice shall take effect from 18/04/2019

Name	Date
Alan Whitley	18/04/2019

Authorised on behalf of the Environment Agency

### **Schedule 1 – conditions to be deleted**

None

### **Schedule 2 – conditions to be amended**

None

### **Schedule 3 – conditions to be added**

The following conditions are added following an Environment Agency initiated variation

#### ***Fire prevention***

- 4.2.3 The operator shall take all appropriate measures to prevent fires on site and minimise the risk of pollution from them including, but not limited to, those specified in any approved fire prevention plan.
- 4.2.4 The operator shall:
- (a) if notified by the Environment Agency that the activities are giving rise to a risk of fire, submit to the Environment Agency for approval within the period specified, a fire prevention plan which prevents fires and minimises the risk of pollution from fires;
  - (b) implement the fire prevention plan, from the date of approval, unless otherwise agreed in writing by the Environment Agency.