

SANDWELL METROPOLITAN BOROUGH COUNCIL

Notice of Modification of Waste Management Licence Conditions

To: Albright and Wilson UK Limited
Oldbury Works
PO Box 80
Trinity Street
Oldbury
Warley
West Midlands
B69 4LN

WHEREAS on 23 January 1978, the West Midlands County Council granted a disposal licence relating to land at Rattlechain Tip, St. Johns Lane, Tipton, Sandwell subject to the conditions set out therein as subsequently modified on 1 December 1991.

NOTICE IS HEREBY GIVEN that Sandwell Metropolitan Borough Council, the Waste Regulation Authority modifies the said conditions as follows:

ADD conditions 32 and 33 attached to this notice.

Such modification shall take effect on 6 February 1996 at 12 noon

Dated this 5 day of February 19 96

M W Hinks
Signed
Director of Environment & Development Services.

32. Any change to the details of the technically competent management in control of the facility, previously notified to the WRA, shall be notified to the WRA immediately and confirmed in writing within 14 working days.
33. 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) then full details shall be provided to the WRA within 14 days of conviction. Such details shall include, in respect of each relevant person, the nature of the offence, the place where the conviction was heard and any sentence, fine or other penalty imposed.

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 Authority to modify a waste management licence he 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 months of the date of issue of this modification. The Secretary of State has power to allow a longer period for the giving of notice of an appeal but he 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 BS2 9DJ

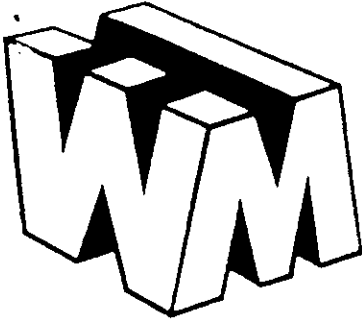
Tel: 0117 987 8812
Fax: 0117 987 8406

TECHNICAL COMPETENCE - SUMMARY OF INFORMATION PROVIDED

SITE:- Albright and Wilson Rattlechain Site Johns Lane Tividale Worley West Midlands	NAME	DATE OF BIRTH	PLACE OF BIRTH	AREAS OF RESPONSIBILITY
	Francis Michael Peters	09/07/1938	Camborne, Cornwall	All aspects of health, safety and environment on the Oldbury site. Management of all wastes produced by the site. Overall administration of the Rattlechain site. Reporting to WRA ref. all transfers to the Rattlechain site. Ensuring compliance with licensing requirements.
	Gregory John Conyers	13/10/1946	Smethwick	Manager (TQM), responsible for the control of the haulier transporting material to the Rattlechain site.
	Kent Williamson Ryley	26/01/1965	Malta	Responsibility for maintenance operations at the Rattlechain site specifically. Also responsibility for maintenance/engineering for half of the Oldbury site (Chartered Mechanical Engineer).
	David John Davis	08/07/1954	Rowley Regis	Yard leading hand. Supervisor of materials handling team who are involved in disposal operations at the Rattlechain site.
	James William Ellis	03/04/1965	Bury St Edmunds, Suffolk.	Technical Manager with responsibility for the technical/ analytical aspects of the site's operations and the regulation of the site's process operations.
	Stephen Hampson	04/07/1965	Glasgow	Area Production Manager, with overall responsibility for the generation and movement of all wastes from the Oldbury site to the Rattlechain site.
	John David Norris	17/03/1968	Leeds	Control over the movements of materials to the Rattlechain site, and the quality of the materials. Responsibility for provision and maintenance of all site services. (Chartered Mechanical Engineer).
	Christopher Platts	11/11/1958	Rotherham	Overall responsibility for all site operations, including management of wastes.

SL 31

COPY



Sheet 1 of 6
LICENCE NO. SL 31

WEST MIDLANDS COUNTY COUNCIL
CONTROL OF POLLUTION ACT 1974
LICENCE TO DISPOSE OF WASTE

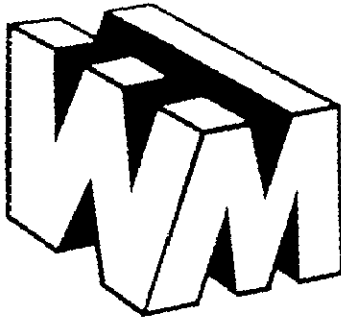
The County Council of West Midlands in pursuance of the powers conferred on them by the Control of Pollution Act 1974 hereby licence .. Albright and Wilson Limited of .. P.O. Box 80, Oldbury, Warley, Sandwell (hereinafter called the "licence holder") to .. deposit controlled waste in accordance with the conditions specified herein on .. land at Rattlechain Tip, St. Johns Lane, Tipton, Sandwell, which is edged red on the drawing attached to the licence being land occupied by the licence holder

This licence is granted subject to the conditions set out in the schedule hereto

Dated this 23RD day of JANUARY, 1978.

K. Hawes
.....
County Waste Disposal Officer

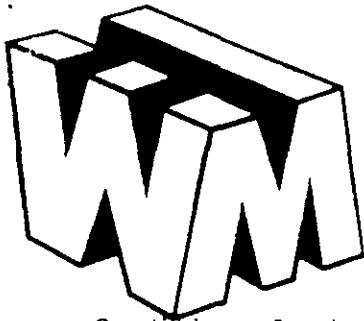
The licence holder's attention is drawn to the notes overleaf



Notes

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

1. This licence only relates to the requirements in the Control of Pollution Act 1974 for the deposit of controlled waste or the use of plant or equipment subject to the conditions set out in the schedule and does not constitute a consent required by any other legislation. In particular it is the responsibility of the licence holder to comply with any requirements of the Health and Safety at Work etc. Act 1974; the Radioactive Substances Act 1960, the Town and Country Planning Acts, water protection and environmental health legislation.
2. If the licence holder ceases to occupy the land specified above, then he may transfer the licence to the new occupier after giving notice to the County Waste Disposal Officer that he proposes to transfer the licence on a day specified in the notice. The County Council has the right to decline to accept the new licence holder.
3. If the licence holder wishes to cancel this licence, he must return it to the County Waste Disposal Officer together with a notice stating that he no longer requires the licence. Cancellation of the licence will not affect any outstanding liability of the licence holder under the conditions of the licence.
4. The County Council has the right to revoke this licence or vary its conditions in accordance with the provisions of the Control of Pollution Act 1974.
5. The deposit of controlled waste or the use of plant or equipment for the purpose of disposing of controlled waste otherwise than in accordance with the conditions in this licence or the Control of Pollution Act 1974 constitutes a criminal offence.



Sheet 3A of 6

LICENCE NO. SL 31

Conditions for Landfill Site at: Rattlechain Tip,
St. Johns Lane,
Tipton,
Sandwell.

Licence Holder: Albright and Wilson Limited

Licence No.: SL 31

Types and Quantities

1. The types and quantities of wastes deposited at the site shall not exceed the following:-

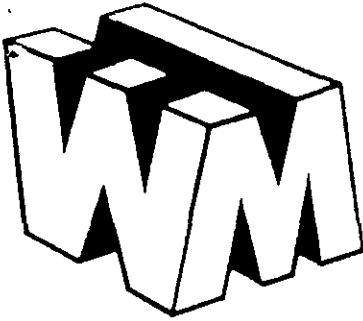
(a) Effluent treatment sludge	140 tonnes/day
(b) Inert* solid waste contaminated with elemental phosphorus	500 tonnes/year
(c) Water contaminated with elemental phosphorus or phosphoric acid or sulphur	1000 gallons/year
(d) Inert* solid wastes	10 tonnes/week
- * see notes for definitions.
2. If the chemical composition of the effluent specified in condition 1(a) differs from that detailed in the licence application the Licencing Authority and Water Authority must be notified and approval for the disposal granted in writing before any deposition is made.
3. Wastes, other than those specified in condition one, must not be deposited at the site or brought onto it.

Hours of Operation

4. The site shall only be operated between 08.00 hours and 16.15 hours (During the hours of light). The site shall not be operated during the hours of darkness.

Control

5. Records shall be kept of the types and quantities of wastes deposited and copies of these records in a form approved by the Licencing Authority shall be sent to the Authority every month or as may be required by the Authority.



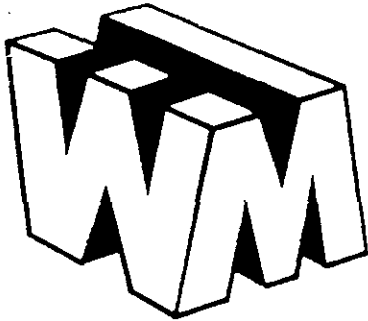
6. The terms of the site licence shall be made known to users of the site and any persons who are given responsibility for the management or control of the site. A copy of the site licence shall be displayed at a prominent point within the site.
7. The site shall be adequately manned and supervised during working hours.

Disposal of Wastes and Operation of Lagoons

8. Solid wastes deposited in the main lagoon shall be compacted, when practicable, to the satisfaction of the Licencing Authority.
9. Wastes shall not be deposited in the subsidiary lagoon unless prior permission has been obtained by the Licencing Authority and Water Authority.
10. The levels of the liquids in the lagoons shall not be allowed to rise to the extent that the causeway which separates the lagoons becomes flooded.
11. Not less frequently than once a week any loose waste which may be lying on the site or floating in the lagoons shall be gathered and disposed of in such a way as to keep the site tidy.
12. All liquids pumped off site, or otherwise removed from the site, shall, if disposed of to a watercourse or sewer, meet the requirements laid down by the Water Authority.
13. The lagoons shall be operated and maintained to ensure that the liquids therein are contained to the satisfaction of the Water Authority and Licencing Authority.
14. No waste material shall be allowed to burn or shall be burnt within the boundaries of the site and a fire at the site shall be regarded as an emergency and immediate action shall be taken to extinguish it. All outbreaks of fire shall be notified to the Licencing Authority forthwith.
15. Not less than 2 months notice shall be given to the Licencing Authority of the date on which wet tipping is to cease.

Roads and Site Security

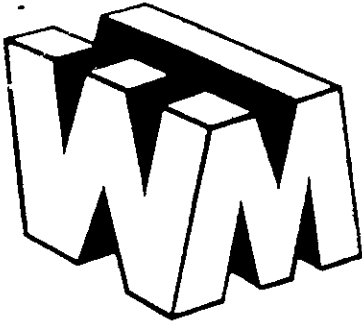
16. Within a period of 6 months from the date of issue of this licence the site shall be fully bounded by fencing of a type or types approved by the Licencing Authority. All additional fencing required in order to comply with this condition shall be erected at locations agreed by the Licencing Authority. All fencing shall be maintained to the satisfaction of the Licencing Authority.



17. The gate at the site entrance shall be locked when the site is unattended. All other reasonable precautions shall be taken to prevent unauthorised access of vehicles or members of the public or fly tipping on site.
18. Adequate measures shall be taken to ensure that no mud debris or any other material is deposited on the public highway by vehicles leaving the site.
19. The roads within the site linking the tipping areas and St. Johns Lane shall have a hard surface and shall be suitably maintained to assist compliance with condition 18.
20. The access to the site and its immediate environs shall be kept clean and tidy at all times.
21. Site roads shall, when necessary, be sprayed with water to suppress dust (Use of water may need Water Authority approval).
22. Suitable notices shall be provided and displayed around the perimeter of the site to discourage unauthorised access.

Other Conditions

23. Within a period of one month from the date of issue of this licence a site identification board of durable material and finish shall be displayed at the site entrance giving the name of the site, the name, address and telephone number of the operator and of the Licencing Authority responsible for issuing the licence.
24. Precautions shall be taken to deal effectively with any vermin and insects on the site. All pesticides, pesticidal products and where appropriate, pest control techniques shall have been cleared for their intended use through the Pesticides Safety Precaution Scheme. All contractors or any other persons shall comply with the procedure laid down by the scheme.
25. Adequate measures shall be taken to control noise of site machinery and vehicles using the site by proper maintenance and use.
26. Adequate measures shall be taken to avoid any public nuisance by site operations including fumes, dust, grit and odours.



27. Any temporary cessation of operations for a period in excess of 3 months shall be notified to the Licencing Authority.
28. Not less than 14 days notice shall be given to the Licencing Authority of the date on which landfilling is to commence or re-commence in the event of a temporary cessation for a period of an excess of 3 months.
29. A copy of any notice or instruction received in respect of the site from any Authority other than the Licencing Authority, which in any way relates to the use of the site, shall be given to the Licencing Authority within three days of receipt of the notice.
30. On completion of tipping and within a time period agreed with the Licencing Authority the site shall be restored to the satisfaction of the Licencing Authority.

Notes

1. In this licence inert waste means waste which is without active, chemical, physical, physiological or biological properties and which does not exert "Biochemical Oxygen Demand" in contact with water (as determined by mixing one part material to two parts by weight of aerated water at 20°C, shaking for half-an-hour, filtering the mixture with GFC (glass fibre) filter paper and conducting a standard five day biochemical oxygen demand test on the elutriate) so as to make it anaerobic i.e. devoid of oxygen. The material shall also not contain a significant water soluble content.
2. The issue of a licence does not lessen in any way whatsoever the responsibility of the holder of the licence or his agents and of any other person for complying with the requirements of any other legislation.

Appeals

If a licence holder is aggrieved by the decision of the Authority in modifying conditions specified in a disposal licence he may appeal to the Secretary of State in accordance with Section 10 of the Control of Pollution Act 1974. Appeals must be notified within 6 months of the date of this notice to: The Department of the Environment, (NNW2), Room A2.22, Romney House, 43 Marsham Street, London, SW10 3PY. The Secretary of State has power to allow a longer period for the giving of notice of an appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of an appeal.

31. From the 1st December 1991 a "Hazardous Waste Area" notice of the form specified below, shall be permanently fixed so that it is readily visible to anyone entering the site through the main entrance. It shall be in the colours shown and 600 mm x 450 mm in size and shall be made from durable materials with a weather resistant finish. The notice shall also contain the disposal licence number and a telephone number through which a responsible person may be contacted in the event of an emergency occurring when the site is unattended.

