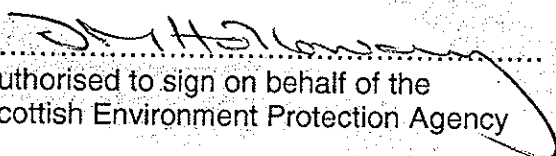


**SCOTTISH ENVIRONMENT PROTECTION AGENCY**  
**ENVIRONMENTAL PROTECTION ACT 1990 (AS AMENDED)**  
**WASTE MANAGEMENT LICENSING REGULATIONS 1994 (AS AMENDED)**  
**NOTICE OF MODIFICATION OF LICENCE**

**Licence No:** 60/93 (As Modified)  
**Modification No:** 6  
**To:** Stephen Dalton  
**Address:** Station Road  
Gogarbank  
Edinburgh  
EH12 9BU

Notice is given to Stephen Dalton, Company Registration Number SCO54312 ("the Licence Holder") that the Scottish Environment Protection Agency, being a waste regulation authority as defined in Section 30 of the Environmental Protection Act 1990 (the Act), in the exercise of its power under Section 37(1) (a) of the Act, hereby modifies the licence to which this notice refers as specified in the schedule to this notice with effect from the date of this notice.

This notice refers to the licence held by the Licence Holder under Section 35 of the Act in respect of the area of land at Station Road, Gogarbank, Edinburgh, EH12 9BU, particulars of which are contained in Waste Management Licence 60/93 (As Modified) dated 24 May 1993.

  
.....  
Authorised to sign on behalf of the  
Scottish Environment Protection Agency

Date 6 October 2005

Under Section 43(1)(c) of the Act you may appeal against the terms of this notice to the Scottish Ministers, except where it relates to a direction given by the Scottish Ministers. Your attention is drawn to Regulations 6 to 9 of the Waste Management Licensing Regulations 1994 (as amended) (SI1994 No.1056) which set out the procedure for appealing.



**SCOTTISH ENVIRONMENT PROTECTION AGENCY**

**ENVIRONMENTAL PROTECTION ACT 1990 (AS AMENDED)  
WASTE MANAGEMENT LICENSING REGULATIONS 1994 (AS AMENDED)**

**SCHEDULE TO NOTICE OF MODIFICATION UNDER  
SECTION 37 (1) (a)**

**Licence Holder:** Stephen Dalton

**Licence No:** 60/93  
**Licensed Site:** Station Road  
Gogarbank  
Edinburgh  
EH12 9BU

**Date of Licence:** 24 May 1993  
**Modification No:** 6

The conditions of Waste Management Licence number 60/93 are modified as follows:

1. Conditions 2.1, 5.1 and 6.7 have been deleted
2. Conditions 1.13, 1.14, 2.1, 2.8, 2.9, 2.11, 2.12, 4.12, 4.13, 4.15, 5.1, 5.4, 5.5, 6.7, 9.5, Appendix 3 and Appendix 4 have been inserted as specified in schedule 2 to this notice.
3. Conditions 1.4, 1.9, 2.4, 6.1 and 9.4 have had amendments made to the text as specified in Schedule 2 to this notice.
4. Conditions 1.6, 2.4, 4.3 and 9.1 have had additional text added as specified in Schedule 2 of this notice.
5. Interpretation of Terms has been added to the licence as specified in Schedule 2 of this notice.

**SCOTTISH ENVIRONMENT PROTECTION AGENCY**

**ENVIRONMENTAL PROTECTION ACT 1990 (AS AMENDED)  
WASTE MANAGEMENT LICENSING REGULATIONS 1994 (AS AMENDED)**

**SCHEDULE 2 TO NOTICE OF MODIFICATION UNDER  
SECTION 37 (1) (a)**

**Licence Holder:** Stephen Dalton

**Licence No:** 60/93  
**Licensed Site:** Station Road  
Gogarbank  
Edinburgh  
EH12 9BU

**Date of Licence:** 24 May 1993  
**Modification No:** 6

**Interpretation of Terms**

For the purposes of these Conditions, and unless the context requires otherwise, the following definitions shall apply:

“authorised SEPA officer” means any person who is authorised in writing under Section 108 of the Environment Act 1995 to carry out duties on behalf of SEPA;

“controlled substances” has the same meaning as in The Environmental Protection (Controls on Ozone Depleting Substances) Regulations 2002;

“controlled waters” has the same meaning as in section 30A of the Control of Pollution Act 1974;

“depolluted” has the same meaning as in regulation 2 of the End-of-Life Vehicles (Storage and Treatment)(Scotland) Regulations 2003;

“depollution” has the same meaning as in regulation 2 of the End-of-Life Vehicles (Storage and Treatment)(Scotland) Regulations 2003;

“European Waste Catalogue” is a list of wastes pursuant to Article 1(a) of Directive 75/442/EEC on waste and Article 1(4) of Directive 91/689/EEC on hazardous waste contained in Council Decision 2000/532/EC (O.J. L 226, 6.9.2000p.3) as amended by Council Decisions 2001/118/EC (O.J. L 47 16.2.2001, p.32) and 2001/119/EC (O.J. L 203, 28.7.2001, p.18)(or any subsequent amendments to the same);

“incident” means any of the following situations:

- (a) Where an accident occurs which has caused or may have the potential to cause pollution of the environment;

(b) Where any malfunction, breakdown, or failure of plant or techniques is detected which has caused or has the potential to cause pollution of the environment;

“groundwater” has the same meaning as in the Groundwater Regulations 1998;

“pollution of the environment” has the same meaning as in section 29 of the Environmental Protection Act 1990;

“relevant person” has the same meaning as in section 74(7) of the Environmental Protection Act 1990;

“sealed drainage system” has the same meaning as in paragraph 45(7) of Schedule 3 of the Waste Management Licensing Regulations 1994;

“SEPA” means the Scottish Environment Protection Agency;

“substance” has the same meaning as in section 29 of the Environmental Protection Act 1990;

“the Act” means the Environmental Protection Act 1990;

“the Licence Holder” means the Licence Holder specified in the licence or other person to whom the licence has been transferred in accordance with section 40 of the Act. Except where specified otherwise, any reference to the Licence Holder shall include a reference to the Licence Holder’s employees, agents or contractors;

“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” is defined in the site licence;

“the site licence” is waste management licence 60/93 granted to the Licence Holder by the City of Edinburgh District Council;

“waste motor vehicle” has the same meaning as in regulation 2 of the End-of-Life Vehicles (Storage and Treatment)(Scotland) Regulations 2003;

“Working Plan” means the document identified as the Working Plan in writing by SEPA at the time of grant of the licence, as listed in appendix 2 to the schedule of conditions, and any subsequent changes to that Working Plan made in accordance with the conditions of the licence;

Any reference to a group of Conditions, numbered Condition, Schedule, Table, Appendix, Figure or Paragraph is a reference to a group of Conditions, numbered Condition, Schedule, Table, Appendix, Figure or Paragraph bearing that number in these Conditions;

Except where specified otherwise in these Conditions:

- “day” means any period of 24 consecutive hours,
- “week” means a period of 7 consecutive days,
- “month” means a calendar month,
- “year” means any period of 12 consecutive months,

and any derived words (eg, "monthly", "quarterly") shall be interpreted accordingly.

Except where specified otherwise, any reference to an enactment or statutory instrument includes a reference to it as amended (whether before or after the date of the Conditions) and to any other enactment, which may, after the date of this licence, directly or indirectly replace it, with or without amendment."

#### **1.4 Temporary Cessation of Operations**

The words "one day" have replaced "seven days".

#### **1.6 Working Plan**

The text

"This review shall include the submission of "as-built" drawings for construction work undertaken during the year"

has been inserted after

"The Working Plan shall be subject to review between the licence holder and SEPA annually, and as and when deemed necessary by SEPA or the licence holder."

The text

"Any changes to the Working Plan shall be submitted in writing to SEPA and must be accompanied by a completed quality control sheet as detailed in Appendix 3 to the schedule of conditions" has been inserted.

#### **1.9 Compliance with Licence Conditions**

The date "31 December 2005" has replaced "31 August 2001".

#### **1.13 Health and Safety Considerations**

When waste motor vehicles are being moved, stacked, loaded or unloaded in any area of the site that area shall be cordoned off in order to prevent access by members of the public as detailed in the Working Plan.

#### **1.14 Incident Procedures**

SEPA shall be informed forthwith of any incident occurring on site. Immediate action shall be taken to deal with the incident. A written report shall be forwarded to SEPA within seven days of any such incident. This shall include the circumstances of the incident, the identity of any persons responsible or thought to be responsible for the incident and the actions taken by the Licence Holder.

#### **2.1 Internal Site Roads**

All roads and surfaces shall be constructed and maintained in a condition such that their use is not compromised by debris, ruts, potholes or ponded surface water, as detailed in the Working Plan.

## **2.4 Fuel Tanks and Bunding**

The following amendments have been made to the text:

“vehicle fuel and/or lubricants” has been deleted and replaced by “any fluids”

“volume of liquid stored if multiple storage of smaller containers” has been deleted and replaced by “capacity of all the containers within the bund”

“In the event of any containers being connected to one another, they shall be treated as one container” has been inserted at the end of the first paragraph.

The following additional text has been added to “The bunded area(s) and containers shall conform to the following specification:”

- *vent pipes shall be directed downwards into the bund;*
- *all containers with a design capacity above 18000 litres shall be fitted with a device for continuously monitoring the level of the contents.”*

## **2.8 Traffic Control**

Waiting areas shall be provided and maintained for vehicles delivering waste to or removing waste from the site as detailed in the Working Plan in order to prevent vehicles queuing on the public highway.

Spaces shall be provided for staff and visitor car parking as detailed in the Working Plan.

## **2.9 Plant Design**

Plant utilised for the depollution of vehicles shall be located on impermeable pavement as specified in condition 2.5.

## **2.11 Bays and Bins**

Separate facilities shall be provided for the reception of different categories of wastes. These facilities shall be as detailed in the Working Plan.

## **2.12 Weighbridge**

A weighbridge shall be provided at the site as detailed in the Working Plan.

## **4.3 Reception of Waste Motor Vehicles**

The text

“On arrival at the site, all waste motor vehicles shall be checked by the Licence Holder for damage or leaks. Any vehicle found to be leaking or at risk of leaking shall be treated as a priority for depollution”

has been inserted after

Where it is intended to store vehicle components (e.g., engines, gear boxes) containing fluids, this shall be done in accordance with condition 4.5

#### **4.12 Storage of Tyres**

Tyres shall only be stored within the dedicated storage bay as detailed in the Working Plan.

#### **4.13 Storage of Compatible Wastes**

Fluids contained within waste motor vehicles shall be drained and stored separately except in one of the following instances:-

- Where fluids are mixed together within the vehicle they may be stored as a mixture.
- Where fluids are classified in the same category within the European Waste Catalogue they may be collected and stored together.

#### **4.15 Labelling**

All waste storage areas including parts bins, containers, storage boxes and tanks shall be clearly labelled. The label shall identify the material stored in the area and any hazardous properties. This information shall be legible from outwith the storage area.

#### **5.1 Plant and Machinery**

All plant, machinery, equipment and instrumentation used at the site shall be operated, maintained and inspected in accordance with the manufacturer's instructions. Should the plant, machinery, equipment or instrumentation for any reason become unserviceable or inoperable, its replacement, repair or arrangements for its repair shall be put in hand forthwith.

#### **5.4 Process Control**

Depollution equipment shall be calibrated and maintained as detailed in the Working Plan.

#### **5.5 Tidiness**

At the end of the working day the vehicle storage areas shall be free of debris.

#### **6.1 Polluting Discharge**

The reference to "East of Scotland Water Authority" has been replaced by "Scottish Water"

#### **6.7 Vermin/Insect/Bird Control**

All site operations shall be carried out so as to minimise the presence of insects, birds and vermin. The site shall be inspected at least once every three months by a person suitably qualified and experienced in pest control and a treatment programme shall be undertaken to deal with any identified infestation forthwith.



## **9.1 Waste Intake**

The following additional text has been added -

"The keeping and treatment of waste motor vehicles shall conform with the obligations and minimum technical requirements contained in Parts 1 and 2 of the Schedule to the End-of-Life Vehicles (Storage and Treatment) (Scotland) Regulations 2003."

## **9.4 Quarterly Returns**

The phrase "prescribed by SEPA" has been deleted and replaced by "required to complete "the Licensed/Permitted Site return form" detailed in Appendix 4".

## **9.5 Process Analysis**

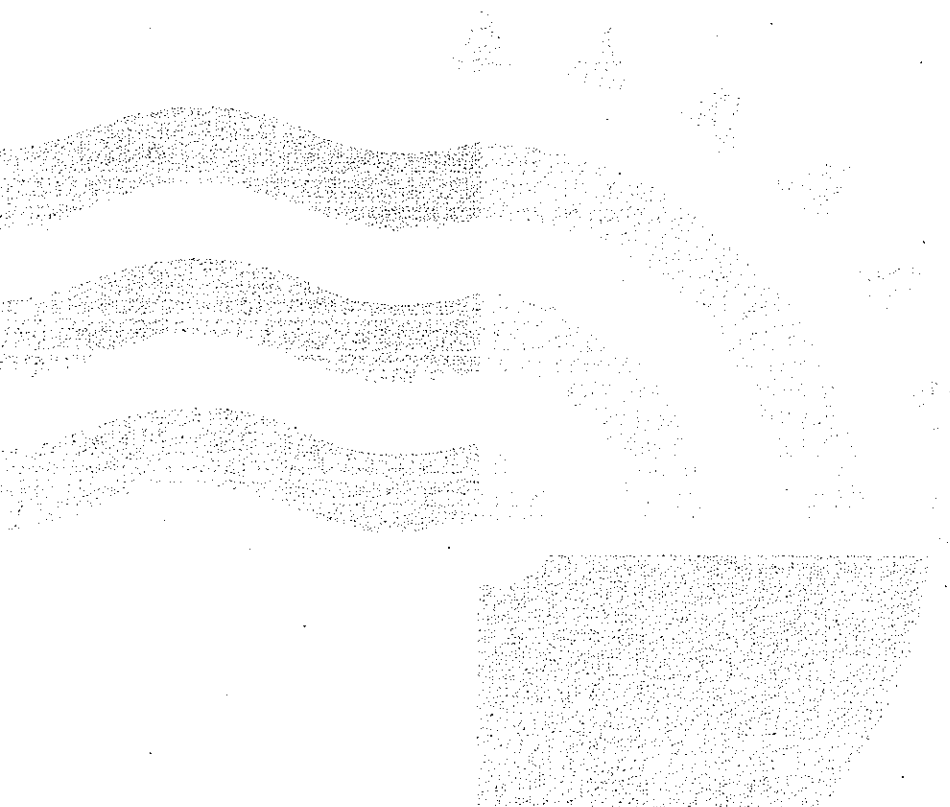
Records shall be kept of all calibration and testing of depollution equipment.

12 APPENDIX 3 - WORKING PLAN – QUALITY CONTROL SHEET

Amendments - Example only

Revision No	Date	Page/Item No	Change	Signed Operator	Acknowledged SEPA	Approval Required	WP Amended	QC Sheet Returned
Could be 1. or	01/11/02	6/12	Loading tractor change	AR	TA	No	Yes	Yes
1. 2. 3.	12/01/03 12/01/03 12/01/03	7) 8) 9)	Weigh bridge Wheel wash inward waste monitoring	AR		Yes		





**SCOTTISH ENVIRONMENT PROTECTION AGENCY**

**ENVIRONMENTAL PROTECTION ACT 1990 (AS AMENDED)  
WASTE MANAGEMENT LICENSING REGULATIONS 1994 (AS AMENDED)**

**SCHEDULE 2 TO NOTICE OF MODIFICATION UNDER  
SECTION 37 (1) (a)**

**Licence Holder:** Stephen Dalton

**Licence No:** 60/93  
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Gogarbank  
Edinburgh  
EH12 9BU

**Date of Licence:** 24 May 1993  
**Modification No:** 6

**Interpretation of Terms**

For the purposes of these Conditions, and unless the context requires otherwise, the following definitions shall apply:

“authorised SEPA officer” means any person who is authorised in writing under Section 108 of the Environment Act 1995 to carry out duties on behalf of SEPA;

“controlled substances” has the same meaning as in The Environmental Protection (Controls on Ozone Depleting Substances) Regulations 2002;

“controlled waters” has the same meaning as in section 30A of the Control of Pollution Act 1974;

“depolluted” has the same meaning as in regulation 2 of the End-of-Life Vehicles (Storage and Treatment)(Scotland) Regulations 2003;

“depollution” has the same meaning as in regulation 2 of the End-of-Life Vehicles (Storage and Treatment)(Scotland) Regulations 2003;

“European Waste Catalogue” is a list of wastes pursuant to Article 1(a) of Directive 75/442/EEC on waste and Article 1(4) of Directive 91/689/EEC on hazardous waste contained in Council Decision 2000/532/EC (O.J. L 226, 6.9.2000p.3) as amended by Council Decisions 2001/118/EC (O.J. L 47 16.2.2001, p.32) and 2001/119/EC (O.J. L 203, 28.7.2001, p.18)(or any subsequent amendments to the same);

“incident” means any of the following situations:

- (a) Where an accident occurs which has caused or may have the potential to cause pollution of the environment;

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(b) Where any malfunction, breakdown, or failure of plant or techniques is detected which has caused or has the potential to cause pollution of the environment;

"groundwater" has the same meaning as in the Groundwater Regulations 1998;

"pollution of the environment" has the same meaning as in section 29 of the Environmental Protection Act 1990;

"relevant person" has the same meaning as in section 74(7) of the Environmental Protection Act 1990;

"sealed drainage system" has the same meaning as in paragraph 45(7) of Schedule 3 of the Waste Management Licensing Regulations 1994;

"SEPA" means the Scottish Environment Protection Agency;

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"the site" is defined in the site licence;

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#### **1.4 Temporary Cessation of Operations**

The words "one day" have replaced "seven days".

#### **1.6 Working Plan**

The text

"This review shall include the submission of "as-built" drawings for construction work undertaken during the year"

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"The Working Plan shall be subject to review between the licence holder and SEPA annually, and as and when deemed necessary by SEPA or the licence holder."

The text

"Any changes to the Working Plan shall be submitted in writing to SEPA and must be accompanied by a completed quality control sheet as detailed in Appendix 3 to the schedule of conditions" has been inserted.

#### **1.9 Compliance with Licence Conditions**

The date "31 December 2005" has replaced "31 August 2001".

#### **1.13 Health and Safety Considerations**

When waste motor vehicles are being moved, stacked, loaded or unloaded in any area of the site that area shall be cordoned off in order to prevent access by members of the public as detailed in the Working Plan.

#### **1.14 Incident Procedures**

SEPA shall be informed forthwith of any incident occurring on site. Immediate action shall be taken to deal with the incident. A written report shall be forwarded to SEPA within seven days of any such incident. This shall include the circumstances of the incident, the identity of any persons responsible or thought to be responsible for the incident and the actions taken by the Licence Holder.

#### **2.1 Internal Site Roads**

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#### **6.1 Polluting Discharge**

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## **9.4 Quarterly Returns**

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## **9.5 Process Analysis**

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12 APPENDIX 3 - WORKING PLAN – QUALITY CONTROL SHEET

Amendments - Example only

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Could be 1. or	01/11/02	6/12	Loading tractor change	AR	TA	No	Yes	Yes
1. 2. 3.	12/01/03 12/01/03 12/01/03	7} 8} 9}	Weigh bridge Wheel wash inward waste monitoring	AR		Yes		