



**ENVIRONMENT  
AGENCY**

**Site Licence No: EAWML40186**

**Licence Holder: Kiely Bros. Ltd**

**Site Address : 198 Speedwell Road  
Hay Mills  
Birmingham  
B25 8HH**



ENVIRONMENT  
AGENCY

## ENVIRONMENTAL PROTECTION ACT 1990 WASTE MANAGEMENT LICENCE

LICENCE REF No :- 40186

-FACILITY TYPE :- Transfer Station

The Environment Agency, in pursuance of Part II of the Environmental Protection Act 1990, hereby grant a waste management licence authorising the keeping and treatment of controlled waste on the land specified in schedule 1 to this licence to Kiely Bros. Ltd, 42 Knights Road, Tyseley, Birmingham, B11 3QD (Company registration number: 03487871) that person being in occupation of the said land, the said licence being subject to the conditions specified in schedule 2 to this licence.

### SCHEDULE 1 - SPECIFIED LAND

The licence relates to the land at 198 Speedwell Road, Hay Mills, Birmingham B25 8HH (hereinafter called "the site") shown edged red on Drawing Reference Number KBL1 and attached to this licence.

Signed Alison Cook  
Team Leader – Regulatory Waste

Name Alison Cook

Dated 21<sup>st</sup> July 2004

FOR ENVIRONMENT AGENCY OFFICIAL USE ONLY.

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

Environment Agency, Sentinel House, Wellington Crescent, Fradley Park, Lichfield, Staffs, WS13 8RR





Kiely Bros. Ltd  
135 Cherrywood Road  
Bordesley Green  
Birmingham  
B9 4XE  
For the Attention of the Company Secretary

**Our ref:** EAWML/40186  
**Your ref:**  
**Date:** 16 June 2009

Dear Sir,

**The Environmental Protection Act 1990, The Environment Act 1995  
The Environmental Permitting (England and Wales) Regulations 2007  
The Environmental Permitting Charging Scheme 2009**

**Modification of a Waste Management Licence**

Waste Management Licence Number: **EAWML 40186**

Held By : **Kiely Bros. Ltd**

For the Site At: **198 Speedwell Road, Hay Mills, Birmingham B25 8HH**

Date of Modification: **03 June 2009**

Please find enclosed the Modification Notice for your Waste Management Licence. This is to comply with the direction given to the Environment Agency from the Planning Inspector following the Appeal judgement on 3 June 2009.

There is no Appeal against this Modification.

You should be aware that, in accordance with Regulation 70(1)(d) of The Environmental Permitting (England and Wales) Regulations 2007, that on completion of the Appeal under section 37 of the Environmental Protection Act, your Waste Management Licence now becomes an Environmental Permit.

The amount of waste allowed now increases to 120000 tonnes per year, above a 75000 tonnes per year subsistence threshold. Your annual subsistence charge will be amended to take account of the change.

I trust this letter clarifies the position with regard to the legislative requirements. Please note that the issue of this modification does not imply that other statutory requirements, e.g. those of the local Planning Authority, have been met.

If you have any queries regarding this matter please contact me.

Yours faithfully,

A handwritten signature in black ink that reads "Ian Sinclair".

Ian Sinclair  
Permitting Officer

*Direct dial 0121 708 3937*

Environment Agency, Olton Court, 10 Warwick Road, Solihull, West Midlands B92 7HX

**ENVIRONMENTAL PROTECTION ACT 1990  
SECTION 37(3) and 37(1)(a)**

**WASTE MANAGEMENT LICENCE  
NOTICE OF MODIFICATION**

<b>LICENCE REF No :- EAWML 40186</b>	<b>FACILITY TYPE :- Waste Transfer Station</b>
<b>LICENCE HOLDER :-</b>  Kiely Bros. Ltd 135 Cherrywood Road Bordesley Green Birmingham B9 4XE	<b>LICENSED FACILITY :-</b>  198 Speedwell Road Hay Mills Birmingham B25 8HH
<b>Company Reg. No. 03487871</b>	

**WHEREAS** on the 21 July 2004 the Environment Agency issued a waste management licence in pursuance of its powers under Part II of the Environmental Protection Act 1990 for the above named facility to you.

**AND WHEREAS** on 11 December 2006 an application to modify the conditions of the licence was received.

**AND WHEREAS** on 2 August 2007 the application was refused.

**AND WHEREAS** there was an appeal against the refusal to modify the licence conditions

**NOTICE IS HEREBY GIVEN** that the Agency, to give effect to the determination of the appeal in accordance with section 43(3) of the Environmental Protection Act 1990, modifies the conditions of the said licence as set out in Schedule 1 attached to this Notice.

Signed



Name Ian Brindley  
Authorised to sign on behalf of the Agency

Date 03 June 2009

Such modification to take effect on 03 June 2009 at 00.01 hours

**AS THIS MODIFICATION IS GIVING EFFECT TO THE DETERMINATION OF AN APPEAL THERE  
IS NO FURTHER RIGHT OF APPEAL TO THE SECRETARY OF STATE AGAINST THE  
MODIFICATIONS CONTAINED IN THIS NOTICE**

Environment Agency, Olton Court, 10 Warwick Road, Solihull, West Midlands B92 7HX

## SCHEDULE 1- CONDITIONS RELATING TO THIS MODIFICATION

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

**Delete existing condition 1.2.2**

**Add new condition 1.2.2 as below**

1.2.2 The total quantity of waste accepted at the site per year shall not exceed 120,000 tonnes.

**Delete condition 1.3**