

Our ref: WK/202201539
Please ask for: Ben Atkinson
Email: ben.atkinson@ipswich.gov.uk



Tarmac Trading Limited
Portland House
Bickenhill Lane
Solihull
Birmingham
B37 7BQ

Grafton House
15-17 Russell Road
Ipswich Suffolk
IP1 2DE

www.ipswich.gov.uk

16th June 2022

Dear Sir/Madam

Re: The Environmental Permitting Regulations 2010, Regulation 65(5)

Further to my letter dated 24/05/22 we have yet to receive your outstanding payment.

Please find enclosed a Revocation Notice.

I should advise you that continuing to operate without a permit is a prosecutable offence.

Yours sincerely,



Ben Atkinson
Public Protection Officer (Environmental Protection)
Environmental Health

Revocation Notice

EP Permit Ref: EP46/5/DR & EP/45/8/DR
Revocation Ref: wk/202201539

Ipswich Borough Council
The Environmental Permitting Regulations 2010
Regulation 65(5)



To: Tarmac Trading Limited, Portland House, Bickenhill Lane, Solihull, Birmingham, B37 7BQ.

Ipswich Borough Council ("the Council"), in the exercise of the powers conferred upon it by regulation 22 of the Environmental Permitting (England and Wales) Regulations 2010 ("the 2010 Regulations") hereby gives you notice as follows -

On the basis that it the Council considers that you have failed to pay a charge specified in the scheme made under regulation 65(1) of the 2010 Regulations (overleaf), the permit reference EP46/5/DR & EP/45/8/DR granted to you by this Council on 01/02/2016 & 23/12/2015 is hereby revoked.

The permits reference EP/46/5/DR & EP/45/8/DR are hereby revoked with effect from 8th July 2022. (not being less than 20 working days from the date of this notice).

Signed on behalf of Ipswich Borough Council:



Ben Atkinson
Public Protection Officer
An authorised officer of the Council

Date: 16th June 2022

Any queries regarding this invoice, please contact: Pollution Services 01473 433115

To discuss payment, please contact : Corinne Colby-Powell 01473 433767



Your Invoice



Tarmac Trading Ltd
 PO Box 16767
 Portland House
 Beaconhill Lane
 Birmingham
 B37 9DG

SIGN UP FOR E-BILLING
NOW
 Save paper, save time!
 See overleaf

Financial Services
 Grafton House
 15-17 Russell Road
 Ipswich Suffolk
 IP1 2DE

VAT REG. NO. 104175311

CUSTOMER A/C NO. **40008261** INVOICE NO. **50359105** DATE (TAX POINT) 22/04/2020

DESCRIPTION	QUANTITY	COST	CHARGE (EXC.VAT)	VAT	VAT RATE %
Pollution Services Environmental Protection Act 1990 Part One For the period 01/04/2020 - 31/03/2021 Blending, Packing, Loading Unloading & use of Bulk cement Tarmac Trading Ltd Ipswich Works The Docks Cliff Road IP3 0BG	1.00	228.00	228.00	0.00	0.00

<ul style="list-style-type: none"> • Payment terms are net 30 days from Invoice date. Payment must reach your account before Due date. • Interest will be charged on overdue Invoices from the due date under the Late Payment of Commercial Debts (Interest) Act 1998. • All payments received will be deemed to come from person(s) named above. 	TOTALS	228.00
	TOTAL VAT	0.00
	TOTAL DUE £	228.00
	DUE DATE	22/05/2020

SEE OVERLEAF FOR PAYMENT DETAILS

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Grafton House
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IP1 2DE

VAT REG. NO. 104175311

CUSTOMER A/C NO. **40008261** INVOICE NO. **50359114** DATE (TAX POINT) **22/04/2020**

DESCRIPTION	QUANTITY	COST	CHARGE (EXC.VAT)	VAT	VAT RATE %
Pollution Services Environmental Protection Act 1990 Part One For the period 01/04/2020 - 31/03/2021 Roadstone Coating Processes Tarmac Trading Ltd Ipswich Works The Docks, Cliff Road IP3 0BG	1.00	228.00	228.00	0.00	0.00

- Payment terms are net 30 days from Invoice date. Payment must reach your account before Due date.
- Interest will be charged on overdue Invoices from the due date under the Late Payment of Commercial Debts (Interest) Act 1998.
- All payments received will be deemed to come from person(s) named above.

TOTALS	228.00
TOTAL VAT	0.00
TOTAL DUE £	228.00
DUE DATE	22/05/2020

SEE OVERLEAF FOR PAYMENT DETAILS

Guidance for Operators receiving a Revocation Notice

(This guidance does not form part of the Revocation Notice, but it is for the guidance of those served with the Notice. Further guidance can be found in the PPC General Guidance Manual.)



Dealing with a Revocation Notice

This Notice revokes the permit (in whole or in part) for operation of the installation specified in the Notice.

The revocation/partial revocation takes effect from the date given in the Notice. From that date onwards continuation of the operation of the installation or that part specified will constitute an offence.

Appeals

Except in the case of a revocation for non-payment of charges, operators have the right of appeal against a revocation notice under regulation 31(2)(f) of the 2010 Regulations. The right to appeal also does not apply in circumstances where the notice implements a direction of the Secretary of State/Welsh Ministers given under regulations 61 or 62 or a direction or when determining an appeal.

Appeals against a Revocation Notice will suspend the operation of the Notice. Appeals do not have the effect of suspending permit conditions.

Notice of appeal against a revocation notice must be given before the date specified for revocation of the permit. The Secretary of State/Welsh Ministers may in a particular case allow notice of appeal to be given after the expiry of this period, but would only do so in the most compelling circumstances.

How to Appeal

There are no forms or charges for appealing. However, for an appeal to be valid, appellants (the person/operator making the appeal) are legally required to provide the Secretary of State or Welsh Minister with the following (see paragraphs 2(1) and (2) of Schedule 6 of the 2010 Regulations):

- written notice of the appeal;
- a statement of the grounds of appeal;
- a copy of any relevant application;
- a copy of any relevant environmental permit;
- a copy of any relevant correspondence between the appellant and the regulator;
- a copy of any decision or notice which is the subject matter of the appeal; and
- a statement indicating whether the appellant wishes the appeal to be in the form of a hearing or dealt with by way of written representations.

Appellants should state whether any of the information enclosed with the appeal has been the subject of a successful application for confidentiality under regulation 48 of the 2010 Regulations, and provide relevant details – see below. Unless such information is provided all documents submitted will be open to inspection. Further guidance on commercial confidentiality can be found in chapter 8 of the PPC General Guidance Manual.

Where to send your appeal documents

Appeals should be despatched on the day they are dated, and addressed to:

The Planning Inspectorate
Environment Team, Major and Specialist Casework
Room 4/04 Kite Wing
Temple Quay House
2 The Square
Temple Quay
Bristol, BS1 6PN

If an appeal is made, the main parties will be kept informed about the next steps, and will also normally be provided with additional copies of each other's representations.

To withdraw and appeal – which may be done at any time – the appellant must notify the Planning Inspectorate in writing and copy the notification to the local authority who must in turn notify anyone with an interest in the appeal.

Costs

The operator and local authority will normally be expected to pay their own expenses during an appeal. Where a hearing or inquiry is held as part of the appeal process, by virtue of paragraph 5(6) of Schedule 6, either the appellant or the authority can apply for costs. Applications for costs are normally heard towards the end of the proceeding and will only be allowed if the party claiming them can show that the other side behaved unreasonably and put them to unnecessary expense. There is no provision for costs to be awarded where appeals are dealt with by written representatives.

Offences

The operation of an installation subject to LA-IPPC or LAPPC without the benefit of a permit is an offence under regulation 38(3) of the 2010 Regulations. A person guilty of an offence under this regulation could be liable to (i) on conviction in the Magistrates Court, a fine of up to £50,000 or to imprisonment for a term not exceeding 6 months or both; or (ii) on conviction in the Crown Court, to an unlimited fine or imprisonment for a term not exceeding five years or both (regulation 38).