

SCRAP METAL DEALERS ACT 2013

SITE LICENCE



THIS IS TO CERTIFY that: -

Celtic Recycling Ltd

Whose Licenced Site(s) is situated at:

**Units 29-31
Clearwater Road
Queensway Meadows
Newport
South Wales
NP19 4ST**

Has been licenced by the **NEWPORT CITY COUNCIL** as a Scrap Metal Site in accordance with the provisions of Scrap Metal Dealers Act 2013.

Licence Reference: 22/02621/SCRAPS

The Licence Commencement Date: 13 November 2022

The Licensing Expiry Date: 12 November 2025

Site Manager: Philip James Morris

A handwritten signature in black ink, appearing to read 'Silvia'.

Silvia Gonzalez-Lopez
Head of Environment and Public Protection

A Full copy of the Scrap Metal Act 2013 can be found on Newport City Councils Licensing Teams Web site www.newport.gov.uk/licensing.

It is important that you fully understand the full requirements of the Act before operating. Below is an extract from the Scrap Metal Act 2013 in regard to conduct of a business.

Conduct of business

Section 10 of the Act: Display of licence

(1) A scrap metal dealer who holds a site licence must display a copy of the licence at each site identified in the licence.

(2) The copy must be displayed in a prominent place in an area accessible to the public.

(3) A scrap metal dealer who holds a collector's licence must display a copy of the licence on any vehicle that is being used in the course of the dealer's business.

(4) The copy must be displayed in a manner which enables it easily to be read by a person outside the vehicle.

(5) A scrap metal dealer who fails to comply with this section is guilty of an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Section 11 of the Act: Verification of supplier's identity

(1) A scrap metal dealer must not receive scrap metal from a person without verifying the person's full name and address.

(2) That verification must be by reference to documents, data or other information obtained from a reliable and independent source.

(3) In order to verify a person's name and address, it will be sufficient for the scrap metal dealer to refer to either—

(a) a document listed in paragraph (2) which bears the person's full name, photograph and residential address; or

(b) both of—

(i) a document listed in paragraph (2) which bears the person's full name, photograph and date of birth, and

(ii) a supporting document listed in paragraph (3) which bears the person's full name and residential address.

(2) The documents which apply for the purposes of regulation 2(1)(a) or (b)(i) are as follows:

(a) a valid United Kingdom passport, within the meaning of section 33(1) of the Immigration Act 1971⁽¹⁾; or

(b) a valid passport issued by an EEA state; or

(c) a valid Great Britain or Northern Ireland photo-card driving licence; or

(d) a valid UK biometric immigration document, issued in accordance with regulations made under section 5 of the UK Borders Act 2007⁽²⁾.

(3) The documents which apply for the purposes of regulation 2(1)(b)(ii) are—

- (a) a bank or building society statement;
- (b) a credit or debit card statement;
- (c) a council tax demand letter or statement; or
- (d) a utility bill, but not a mobile telephone bill

provided that the date on which the document in question was issued is not more than three months before the date when the scrap metal is received by the scrap metal dealer.

(4) If a scrap metal dealer receives scrap metal in breach of subsection (1), each of the following is guilty of an offence—

- (a) the scrap metal dealer;
- (b) if the metal is received at a site, the site manager;
- (c) any person who, under arrangements made by a person within paragraph (a) or (b), has responsibility for verifying the name and address.

(5) It is a defence for a person within subsection (4)(a) or (b) who is charged with an offence under subsection (4) to prove that the person—

- (a) made arrangements to ensure that the metal was not received in breach of subsection (1), and
- (b) took all reasonable steps to ensure that those arrangements were complied with.

(6) A person guilty of an offence under subsection (4) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

(7) A person who, on delivering scrap metal to a scrap metal dealer, gives a false name or false address is guilty of an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Section 12 of the Act: Offence of buying scrap metal for cash etc

(1) A scrap metal dealer must not pay for scrap metal except—

- (a) by a cheque which under section 81A of the Bills of Exchange Act 1882 is not transferable, or
- (b) by an electronic transfer of funds (authorised by credit or debit card or otherwise).

(2) The Secretary of State may by order amend subsection (1) to permit other methods of payment.

(3) In this section paying includes paying in kind (with goods or services).

(4) If a scrap metal dealer pays for scrap metal in breach of subsection (1), each of the following is guilty of an offence—

- (a) the scrap metal dealer;
- (b) if the payment is made at a site, the site manager;

(c) any person who makes the payment acting for the dealer.

(5) It is a defence for a person within subsection (4)(a) or (b) who is charged with an offence under this section to prove that the person—

(a) made arrangements to ensure that the payment was not made in breach of subsection (1), and

(b) took all reasonable steps to ensure that those arrangements were complied with.

(6) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

Section 13 of the Act: Records Receipt of Metal

(1) This section applies if a scrap metal dealer receives any scrap metal in the course of the dealer's business.

(2) The dealer must record the following information—

(a) the description of the metal, including its type (or types if mixed), form, condition, weight and any marks identifying previous owners or other distinguishing features;

(b) the date and time of its receipt;

(c) if the metal is delivered in or on a vehicle, the registration mark (within the meaning of section 23 of the Vehicle Excise and Registration Act 1994) of the vehicle;

(d) if the metal is received from a person, the full name and address of that person;

(e) if the dealer pays for the metal, the full name of the person who makes the payment acting for the dealer.

(3) If the dealer receives the metal from a person, the dealer must keep a copy of any document which the dealer uses to verify the name or address of that person.

(4) If the dealer pays for the metal by cheque, the dealer must keep a copy of the cheque.

(5) If the dealer pays for the metal by electronic transfer—

(a) the dealer must keep the receipt identifying the transfer, or

(b) if no receipt identifying the transfer was obtained, the dealer must record particulars identifying the transfer.

Section 14 of the Act: Records Disposal of metal

(1) This section applies if a scrap metal dealer disposes of any scrap metal in the course of the dealer's business.

(2) For these purposes metal is disposed of—

(a) whether or not it is in the same form in which it was received;

(b) whether or not the disposal is to another person;

(c) whether or not the metal is despatched from a site.

(3) Where the disposal is in the course of business under a site licence, the dealer must record the following information—

(a)the description of the metal, including its type (or types if mixed), form and weight;

(b)the date and time of its disposal;

(c)if the disposal is to another person, the full name and address of that person;

(d)if the dealer receives payment for the metal (whether by way of sale or exchange), the price or other consideration received.

(4)Where the disposal is in the course of business under a collector's licence, the dealer must record the following information—

(a)the date and time of the disposal;

(b)if the disposal is to another person, the full name and address of that person.

Section 15 of the Act: Records: supplementary

(1)The information mentioned in sections 13(2) and (5) and 14(3) and (4) must be recorded in a manner which allows the information and the scrap metal to which it relates to be readily identified by reference to each other.

(2)The records mentioned in section 13(3) and (4) must be marked so as to identify the scrap metal to which they relate.

(3)The dealer must keep the information and other records mentioned in sections 13(2) to (5) and 14(3) and (4) for a period of 3 years beginning with the day on which the metal is received or (as the case may be) disposed of.

(4)If a scrap metal dealer fails to fulfil a requirement under section 13 or 14 or this section, each of the following is guilty of an offence—

(a)the scrap metal dealer;

(b)if the metal is received at or (as the case may be) despatched from a site, the site manager;

(c)any person who, under arrangements made by a person within paragraph (a) or (b), has responsibility for fulfilling the requirement.

(5)It is a defence for a person within subsection (4)(a) or (b) who is charged with an offence under this section to prove that the person—

(a)made arrangements to ensure that the requirement was fulfilled, and

(b)took all reasonable steps to ensure that those arrangements were complied with.

(6)A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

Ask for/*Gofynnwch am*
Our Ref/*Ein Cyf*
Your Ref/*Eich Cyf*
Tel/*Ffôn*
Direct Dial/*Rhif Union*
DX
E-Mail/*E-Bost*
Internet/*Rhyngwyd*

Alastair Dearling
22/02621/SCRAPS

01633 656656

99463 Newport (Gwent) 3
alastair.dearling@newport.gov.uk
www.newport.gov.uk/

Environment & Public Protection
Amgylchedd a Diogelu'r Cyhoedd



Licensing Service/
Gwasanaeth Trwyddedu
PO Box 883/Bwlch Post 883
Civic Centre/Canolfan Ddinesig
Newport/Casnewydd
South Wales/De Cymru
NP20 9LR

Celtic Recycling Limited
Unit 37 Village Farm Industrial Estate
Pyle
Bridgend
CF33 6BZ

7 November 2022

Dear Sir/Madam,

Scrap Metal Act 2013

Units 29-31, Clearwater Road, Queensway Meadows, Newport, South Wales, NP19 4ST

Please find enclosed a Scrap Metal Site licence issued under the provisions of the Scrap Metal Act 2013. If you consider that the licence is incorrect, please contact the Licensing Authority on 01633 656656 within 14 days from the date of this letter.

The Licence will expire on the 12 November 2025 though it should be noted that if the details of the licence change you will be required to undertake a variation. Details regarding a variation and further guidance on the Act can be found on Licensing Teams web site www.newport.gov.uk/licensing or contacting the Licensing Team.

Please note, as well as the enclosed licence you are also required to hold the relevant environmental permit, exemption or registration with the Environment Agency or Natural Resources Wales. It is a criminal offence to trade as a scrap metal dealer without one of these.

If you have any questions or queries, please don't hesitate to contact the Licensing Authority.

Yours faithfully,

Alastair Dearling
Principal Licensing Officer

Mae'r Cyngor yn croesawu gohebiaeth yn Gymraeg, Saesneg, yn y ddwy iaith, neu ieithoedd a fformatau eraill. Byddwn yn cyfathrebu â chi yn ôl eich dewis. Ni fydd gohebu yn Gymraeg yn arwain at oedi.

The Council welcomes correspondence in Welsh, English, both languages, or other languages and formats. We will respond to you according to your preference. Corresponding in Welsh will not lead to delay.