

Rebecca Tuck

From: MIDLANDS CUSTOMER SERVICES [MIDLANDSCUSTOMERSERV@environment-agency.gov.uk]
Sent: 15 April 2014 10:49
To: Rebecca Tuck
Subject: W-5184 Gloucester Draft Statement of Licensing Policy and Guidelines for Scrap Metal

W-5184
15/04/2014

Dear Rebecca Tuck,

Re: Draft Statement of Licensing Policy and Guidelines for Scrap Metal.

Waste Management

We have reviewed the Gloucester Draft Statement of Licensing Policy and Guidelines for Scrap Metal and have no comments to make on it.

In addition we would be really grateful if you could spare five minutes to help us improve our service. Please click on the link below and fill in our survey – we use every piece of feedback we receive.

West area: <http://www.surveystack.com/link/b9147>

Matthew Weston

External Relations Officer
Midlands Customer Services Team
Internal: 722 3412
External: 01743 283412
Email: MIDLANDSCUSTOMERSERV@environment-agency.gov.uk

Find out what this means for you www.gov.uk/environment-agency



From: Rebecca Tuck [<mailto:Rebecca.Tuck@gloucester.gov.uk>]
Sent: 25 March 2014 10:47
To: MIDLANDS CUSTOMER SERVICES
Subject: Draft Scrap Policy for Consulations

Dear Sir or Madam

CONSULTATION FEEDBACK FORM

SCRAP METAL DEALERS ACT 2013

DRAFT STATEMENT OF LICENSING POLICY AND GUIDELINES FOR SCRAP METAL

NAME: Ken Mackenzie, British Metals Recycling Association

ADDRESS: 16 High Street, Brampton.....
Huntingdon.....

TEL. NO.: PE28 4TU

YOUR COMMENTS OR IDEAS

General: Much of the licensing policy statement simply reiterates the contents of the Scrap Metal Dealers' Act 2013 (SMDA 2103), which is itself readily available on the internet. However, in a couple of cases the material has not been reproduced accurately and in at least one case the meaning has been significantly changed (please see below). It may be more productive to refer readers to the Act rather than repeat it in detail, and to concentrate in the policy statement on local management and administration of the licensing process, and on guidance on interpretation of aspects that are not clearly set out in the legislation.

Para 2.2, line 2. A crucial difference between the 1964 Act and the present one is that a scrap metal dealer is now a person who buys **or** sells scrap metal (SMDA 2013 S21(2)(a) refers). Your policy statement uses the 1964 wording *and*. It may also be worth adding *, even if no money is paid for scrap metal collected* at the end of the paragraph.

Para 2.4. Whether a skip hire company may require a scrap metal dealer's licence will to a significant extent rest on whether the hire company actually buys or sells any scrap metal collected, or if it simply provides and services a skip, the contents of which remain the property of the person buying or generating the scrap.

Para 3.2, final line. The restriction is to only one *licence*, not to only one *type of licence* issued by any one local authority. If you choose to repeat the Act's provisions we suggest amending the line to reflect S2(9) of the Act, perhaps: *A scrap metal dealer may not hold more than one licence issued by any one authority.*

Para 3.3, line 3. Suggest amending *licence* to read *site licence*.

Para 8.1, line 2. To reflect S11(2) of the Act accurately, replace *.. documents or data ..* with *.. documents, data or other information obtained ..*

Para 10.1. Delete sub-para c). S15 of the Act provides supplementary information about records for receipt and disposal of metal, and does not use *supplementary* to describe a particular type of record.

Continued

Para 12.6. It seems unreasonable for a current licence to be considered to expire on the date when a renewal application is withdrawn rather than on the date of expiry of a current licence.

Please return this form to the Licensing Team at the address given below or email your comments to licence.team@gloucester.gov.uk on or before 9th June 2014:-

**Licensing Team, Gloucester City Council, Herbert Warehouse, The Docks, Gloucester
GL1 2EQ**

CONSULTATION FEEDBACK FORM

SCRAP METAL DEALERS ACT 2013

**DRAFT STATEMENT OF LICENSING POLICY AND GUIDELINES
FOR SCRAP METAL**

NAME: BRITISH VEHICLE SALVAGE FEDERATION

ADDRESS: OFFICE 2A, PARK GRANGE, EVEGATE BUSINESS PARK, STATION RD.
SMEETH, KENT, TN25 6SX

TEL. NO.: 01303 814325

YOUR COMMENTS OR IDEAS

.....

2.9..."Vehicles being driven without repair" this comment should be removed as a great many vehicles are purchased by Vehicle Salvage Dealers that although are incapable of being driven will be the subject to repair and resale and are therefore secondhand goods and NOT scrap.

.....

.....

It is the suggestion of the BVSF that a statement appears on the document which will avoid any doubt in relation to re-useable vehicle components.

Eg..Re-useable and tested parts removed from an end of life or scrap vehicle will not be considered as scrap but as a vehicle part or commodity and not within the realms of the scrap metal dealers act.....this has been agreed with both the Home office and the British Transport police. The only part from a salvage vehicle that requires the identity to be kept on file is the engine.....

.....

.....

.....

.....

.....

.....

.....