|  |  |  |
| --- | --- | --- |
| *Date Dyddiad* | 26/06/2025 | |
| *Direct line Rhif ffôn* | 07971 843054 | |
| *Email Ebost* | A.scourfield@npt.gov.uk | |
| *Contact Cyswllt* | Mr Andrew Scourfield | |
| *Your ref Eich cyf* |  | |
| *Our ref Ein cyf* | AS/318042/25 | |
|  | |

**The Control of Waste (Dealing with Seized Property)(England and Wales) Regulations 2015**

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| **Notice of Seizure** |

Seizure Authority Neath Port Talbot County Borough Council, The Quays, Brunel Way, Baglan Energy Park, Neath, SA11 2GG

Reference:- AS/316266/25

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| --- | --- |
| Vehicle Registration | AV53OVP |
| Make/Model | Ford Transit Tipper |
| Brief Description | Black sided tipper Van |
| Additional Property | Mixed scrap in rear of Tipper |
| Date/Time of Seizure | 26/06/2025 08:31 hours |
| Place of Seizure | Greenwood Road, Neath. |
| Signed Signature by Andrew Scourfield  Title: Waste Enforcement  Contact number: 07971 843054 | Andrew Scourfield. |

Legislation enabling seizure (tick relevant legislation)

|  |  |
| --- | --- |
| * Driven by someone not registered as a waste carrier. See offence in [Section 1(1) of the Control Of Pollution Act 1989](https://www.legislation.gov.uk/ukpga/1989/14/section/1/1991-07-16) |  |
| * Breaking the rules of waste duty of care. [Section 34 of the Environmental Protection Act 1990](https://www.legislation.gov.uk/ukpga/1990/43/section/34) and [the Code of Practice for Waste Duty of Care](https://www.gov.uk/government/publications/waste-duty-of-care-code-of-practice) |  |
| * Been used to illegally deposit waste in a way that could cause pollution to the environment or harm to human health See offences under [Section 33 of the Environmental Protection Act 1990](https://www.legislation.gov.uk/ukpga/1990/43/section/33) or [Regulation 38(1) of the Environmental Permitting Regulations 2016](https://www.legislation.gov.uk/uksi/2016/1154/regulation/38/made) | X |
| * Been used at a site that is breaking the conditions of an Environmental Permit. See offences under Section 34 of the Environmental Protection Act 1990 or Regulation 38(2) of the Environmental Permitting Regulations 2016 |  |

**This notice will be displayed in our offices at Neath Civic Centre and on our website** [**www.npt.gov.uk**](http://www.npt.gov.uk) **for 15 working days after the date of the notice in accordance with Regulations 7(1)(a) and 8(b) of the Control of Waste (Dealing with Seized Property)(England and Wales) Regulations 2015.**

**Under section 33(5)EPA90, where controlled waste is carried and deposited from a motor vehicle, the person who controls or is in a position to control the use of the vehicle shall, be treated as knowingly causing the waste to be deposited whether or not they gave any instructions for this to be done. Therefore, as registered keeper you maybe prosecuted for this offence. Please find details of defences to this offence overleaf.**

**Address and contact details to claim entitlement to seized property**

|  |  |
| --- | --- |
| **Officer Name** | **Andrew Scourfield** |
| **e-mail address** | **A.scourfield@npt.gov.uk** |
| **Address** | **The Quays**  **SRC**  **Brunel Way**  **Briton Ferry**  **Neath**  **SA11 2GG** |

**Claim Period**

**A valid claim, fully supported by the evidence/documentation set out below, for the above mentioned property must be made within 15 working days of this notice being served. Please e-mail photocopies of your documents to the address above. If this is not possible please post your photocopies and send recorded delivery to the above address.**

**Documents required for a valid claim of entitlement:**

1. **proof of I.D – valid photocard driving license or passport;**
2. **proof of address ( e.g two different utility bills in the applicants name no older than 3 months);**
3. **vehicle registration or other proof of ownership documents for seized property;**
4. **valid insurance and drivers licence to be able to remove the vehicle; and**
5. **written proof of authority to act as Agent. If acting in a representative capacity (e.g valid power of attorney + items 3-4 above and proof of ID and address of agent).**

**Unclaimed property**

**In the event of the following and in accordance with the Regulations:**

1. **the claim period expires and no claim is made;**
2. **a claim made on or before the claim expiry date is not successful;**
3. **the property is no longer required to be retained; or**
4. **proceedings in relation to which the property is seized are discontinued or have ended.**

**The seizure authority may immediately dispose of the seized property.**

**It will be a defence to Section 33(5) of the Environmental Protection Act 1990 to prove that you:**

* **took all reasonable precautions and exercised all due diligence to avoid the commission of the offence;**
* **acted in an emergency in order to avoid danger to human health and took all reasonable practicable steps to minimise pollution and harm to human health; or**
* **reported any acts taken in an emergency to the relevant authority as soon as possible after the event.**