

GOODS VEHICLE OPERATOR'S LICENCE

THIS LICENCE MUST NOT BE ALTERED OR DEFACED IN ANY WAY

Issued to:

HAMILTON WASTE & RECYCLING LTD
SMEATON RECYCLING CENTRE
CARBERRY
MUSSELBURGH
EH21 8PZ

Issued by:

Office of the Traffic Commissioner
Scotland
Hillcrest House
386 Harehills Lane
Leeds
LS9 6NF
0300 123 9000
0113 248 8521
www.gov.uk

Goods Vehicle Standard National

Licence number: OM1050773
NOT TRANSFERABLE

This licence is in force from:

07/10/2005

This licence will continue for as long as you continue to meet its terms. However, it will come to an end if you do not pay the necessary continuation fee by the date required. The licence may also face regulatory action including revocation if you operate outside its terms. You have paid for an initial period of five years, which starts with the date the licence was issued. The continuation fee must be paid before the end of the month before that five year period comes to an end and every five years after that. Please see note 1 below for further details.

This document is an operator's licence issued under the Goods Vehicles (Licensing of Operators) Act 1995 (the Act). The undertakings recorded in this licence have been given by the licence holder and are considered to be material to the grant of the licence. In the case of a licence first issued before 1 January 1996, the recorded undertakings include statements of intent made by the operator.

The maximum number of motor vehicles and trailers authorised in accordance with section 6 of the Act is:

Motor vehicles	32
Trailers (inc semi-trailers)	12



Traffic Commissioner

Operating Centres

Operating Centre:	Address: WEST FORTUNE FARM DREM NORTH BERWICK EH39 5LL	Vehicles	10
		Trailers	6
Conditions Undertakings	or		

Operating Centre:	Address: SMEATON RECYCLING CENTRE CARBERRY MUSSELBURGH EH21 8PZ	Vehicles	18
		Trailers	6
Conditions Undertakings	or		

Operating Centre:	Address: UNIT 6G WALLYFORD INDUSTRIAL ESTATE WALLYFORD MUSSELBURGH EH21 8QJ	Vehicles	4
		Trailers	0
Conditions Undertakings	or		

Transport Manager(s)

GRAHAME OWEN HAMILTON
DAVID BREWSTER HAMILTON

Specific Conditions attached to Licence – if there are no specific conditions/undertakings the page below will be left blank

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Undertakings

GENERAL CONDITIONS ATTACHED UNDER SECTION 22 OF THE GOODS VEHICLES (LICENSING OF OPERATORS) ACT 1995 – STANDARD NATIONAL LICENCES

The licence holder shall, within 28 days of their occurrence, inform the Traffic Commissioner of any:

CHANGES in the maintenance and safety inspection arrangements;

CHANGES in the ownership of the business including partnership arrangements. Company changes in shareholding need not be notified unless they cause a change in the control of the Company;

EVENTS WHICH AFFECT

1. The good repute of the licence holder and transport manager (if any), in particular, relevant convictions as defined in schedule 3 to the 1995 Act (this includes the issue of a fixed penalty notice or conditional offer under Part 3 of the Road Traffic Offenders Act 1998);
2. The professional competence of the licence holder and/or transport manager;
3. The requirement for the licence holder to be of appropriate financial standing (including bankruptcy, liquidation, sequestration of estate or entry into administration of the holder or the appointment of a receiver, manager or trustee).
4. The requirement to have an effective and stable establishment in Great Britain namely;
 - a. Any changes to the specified address of establishment, and
5. the requirement to have access at all times to at least one goods vehicle registered or in circulation in Great Britain

GENERAL UNDERTAKINGS – STANDARD NATIONAL LICENCES

The licence holder undertakes to make proper arrangements so that:

The rules on drivers' hours and tachographs are observed and proper records kept;

Motor vehicles and trailers are not overloaded;

Vehicles will operate within speed limits;

Motor vehicles and trailers, including hired vehicles and trailers, are kept fit and serviceable;

Drivers report promptly any defects or symptoms of defects that could prevent the safe operation of vehicles and/or trailers, and that any defects are promptly recorded in writing;

Records are kept (for 15 months) of all driver defect reports, all safety inspections, routine maintenance and repairs to vehicles and trailers and these are made available on request; and

In respect of each operating centre specified, that the number of authorised motor vehicles and the number of authorised trailers kept there will not exceed the maximum numbers recorded against the operating centre in this licence.

Notes:

1. The continuation fee is payable before the end of the month which precedes the date of expiry of a period of 5 years, beginning with the date of either the issuing of the licence or the most recent 5 year anniversary of that date, whichever is the later. There is no legal obligation for the traffic commissioner to send a reminder that the continuation fee is due although a licence checklist will be sent to the correspondence address of the licence holder kept on file. If you have received no contact two weeks before the continuation date, please urgently contact the Central Licensing Office.
2. The "holder" of a licence is the person to whom the licence was issued. An operating centre is defined as the base or centre at which the licence holder's vehicles (and trailers) are normally kept. Every five years, for a period of two months the traffic commissioner has the power under section 30 of the Goods Vehicles (Licensing of Operators) Act 1995 to review the suitability of an operating centre should there be any concerns. If a review is to be conducted an operator will be contacted in writing.
3. This licence authorises the use of a maximum number of vehicles and trailers by the licence holder. Vehicles currently in the holder's possession, and for which vehicle discs have been issued, are recorded as "specified" vehicles on the licence. The difference between the number of vehicles in possession and the total authorisation is known as the "margin".
4. Within the margin, the licence holder may operate vehicles additional to those currently specified on the licence (but without exceeding the total authorisation) for a maximum of one month beginning with the day on which the vehicle was first in the licence holder's lawful possession. If the period of use of any vehicle is one month or less there is no requirement to notify the central licensing office. To use a vehicle for more than one month, and remain within the law, the licence holder must inform the central licensing office before that month is up. The vehicle then becomes specified on the licence and the margin is reduced accordingly.
5. If the vehicles specified on the licence are equal to the total authorisation, the holder cannot operate any additional vehicles, temporarily or otherwise, without having first applied for, and been granted, authority to do so.
6. The licence holder cannot change or add an operating centre without having first applied for, and been granted, authority to do so. Failure to obtain authority to use a place as an operating centre may result in a fine on summary conviction and disciplinary action being taken against the licence.
7. In addition to the general conditions detailed elsewhere in this document, legislation requires licence holders to inform the traffic commissioner of any change of correspondence address, within 28 days. Failure to inform the traffic commissioner of a change of correspondence address may result in the revocation of the licence.
8. A licence holder who does not fulfil an undertaking or condition recorded on his licence may be committing an offence and will be liable to disciplinary action by the traffic commissioner. A licence may be revoked, suspended or curtailed.