

Canterbury City Council
Development Control
Council Offices Military Road
Canterbury
Kent
CT1 1YW

Our ref: KT/2018/124359/01-L01
Your ref: ENF/17/00049
Date: 13 June 2018

Dear David Bloom,

PLANNING ENFORCEMENT FOR THE USE OF LAND FOR BREEDING AND REARING OYSTERS.

ADJACENT TO WHITSTABLE BEACH.

Thank you for consulting us on the above planning enforcement.

We have reviewed the information submitted and have the following comments to make:

Waste regulations

The developer may need to apply to the Environment Agency for an environmental permit if the business uses, recycles, treats, stores or disposes of waste or mining waste. This permit can be for activities at one site or for mobile plant that can be used at many sites.

The developer is breaking the law if operating without authorisation when should have one.

Other obligations are:

- keep waste to a minimum by doing everything that can to reasonably prevent, reuse, recycle or recover waste (in that order)
- sort and store waste safely and securely
- complete a waste transfer note for each load of waste that leaves own premises
- check if the waste carrier used is registered to dispose of waste
- not allow the waste carrier to dispose of waste illegally (and report them to Crimestoppers if they do)

Any waste that comes from a commercial activity is business waste. Business waste

also includes any waste that comes from:

- construction
- demolition
- industry
- agriculture

The developer must register as a waste carrier if you want to dispose of your own waste regularly. For each load of non-hazardous waste you move off your premises, you need a waste transfer note or a document with the same information, for example, an invoice.

Biodiversity

In terms of ecology our main concern is that additional aquaculture tressles in this area will promote the spread of invasive species and provide a greater reservoir for the herpes virus that infects pacific oysters.

We do **not** believe that this development will have impacted morphological processes. We believe that there **is** potential for the following designated sites to have been impacted: The Swale Site of Special Scientific Interest, The Swale Special Protected Area, The Swale Ramsar Site and The Swale Estuary Marine Conservation Zone.

However it is not within our remit to advise on the likely significance of the impact, Natural England can provide this advice.

Please don't hesitate to contact us if you need any further information.

Yours faithfully,

██████████
Planning advisor

Direct dial 020 8474 ██████████
Direct e-mail kslplanning@environment-agency.gov.uk