

Office of the
Traffic Commissioner

North Eastern Traffic Area
Hillcrest House
386 Harehills Lane
Leeds
LS9 6NF
www.businesslink.gov.uk/transport

Tel No 0300 123 9000

PETRIGLASS LTD
T/A M Bailey Plant Hire Sales & Service
THE OFFICE
141 HIGH STREET
GREAT HOUGHTON
BARNESLEY
BARNESLEY
S72 0AZ

Your operator licence number:
OB1027562

Date: 01/03/2010

Goods Vehicle Operator Licensing

From 1 April 2010 there will be changes to the way that you pay vehicle related fees. From this date, the vehicle fee, previously charged as part of operator licensing, will be abolished. The income generation associated with this fee will transfer, so that it is collected as part of the testing fee.

There is, therefore, no fee associated with this letter and you do not have to do anything to receive your new discs, which will follow in due course. Please note that the discs will be valid until your five-year continuation point.

Should you wish to add vehicles to your licence, within your authorisation, please apply in writing to the above address, or via self service at www.businesslink.gov.uk/transport. During March only, there will be a nominal fee.

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PETRIGLASS LTD
THE OFFICE
141 HIGH STREET
GREAT HOUGHTON
BARNSELY
BARNSELY
S72 0AZ

Your operator licence number:
OB1027562

Date: 12 April 2010

Details of Goods Vehicles

The vehicles listed below have been authorised for use under this licence from the date(s) shown.

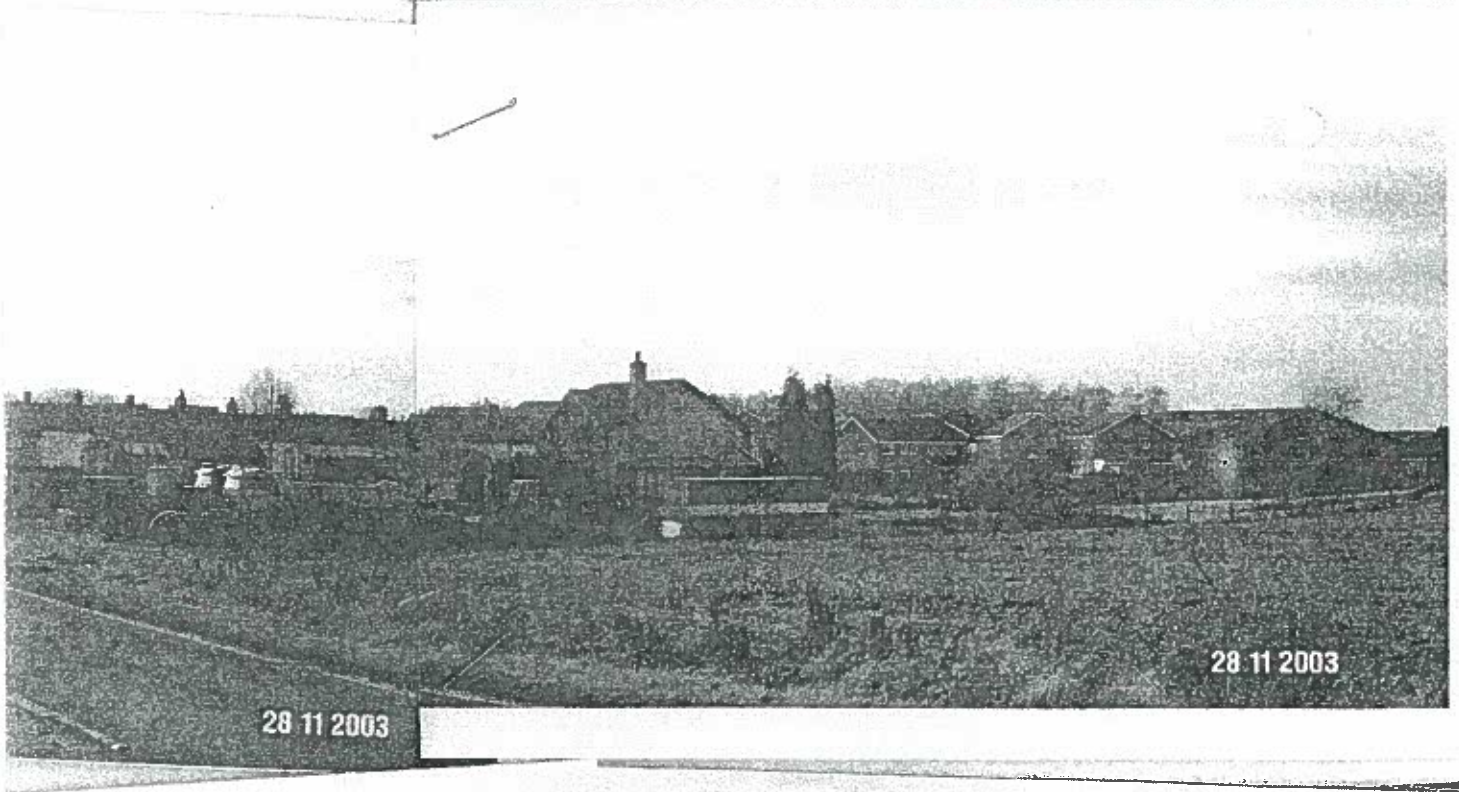
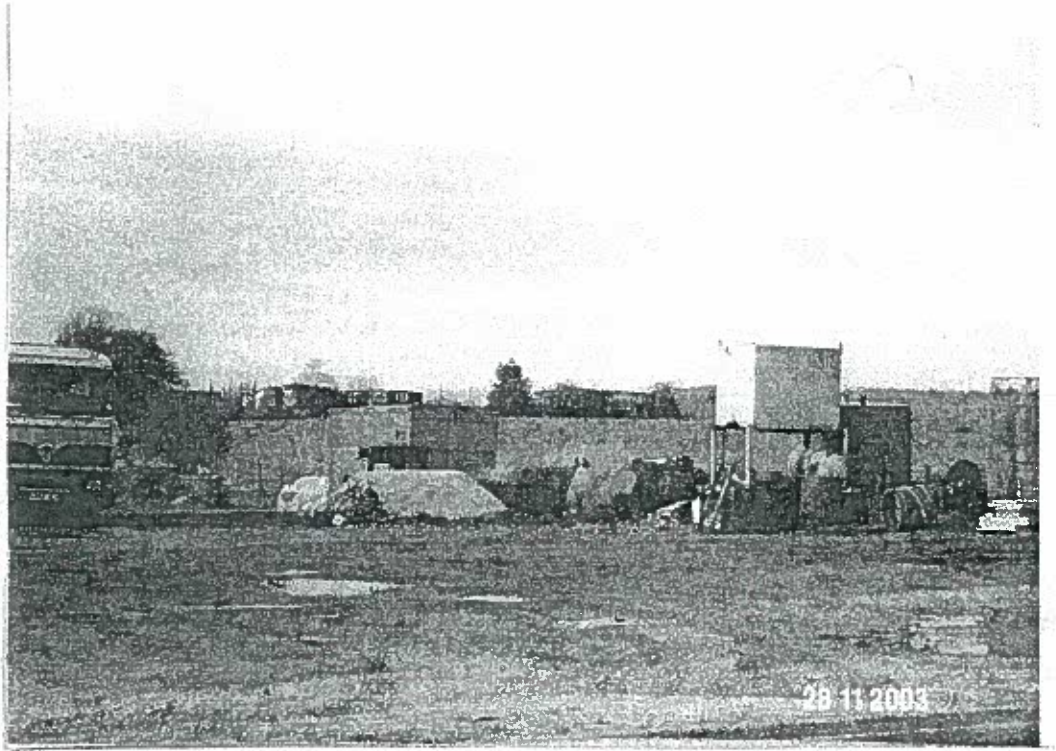
Registration Mark	Plated Weight	Body Type Number (see list below)	Date Specified
YN08EXA	32000	4T	10-APR-2010
YN08EXD	32000	4T	10-APR-2010

Body Type Numbers

- 1 Flat or sided including skeletal
- 2 Box body or van
- 3 Tanker
- 4 Other type (such as cement mixer, live stock carrier)

- T After the number refers to tipper
R After the number indicates refrigerated
A After the number indicates articulated

If a vehicle falls into more than one class, the relevant class will be shown e.g. 2-AR is an articulated, refrigerated box body.



PHILIP ERRINGTON

From: "Sales Mailbox" <SalesMailbox2@getmapping.com>
To: "PHILIP ERRINGTON" <pe014f1946@blueyonder.co.uk>
Sent: 20 April 2010 12:21
Subject: RE: Date of air photo

Hello

Thank you for your enquiry

We can confirm that this area was photographed on the 10th July 1999.

Regards
Customer Service
Getmapping

From: PHILIP ERRINGTON [mailto:pe014f1946@blueyonder.co.uk]
Posted At: 19 April 2010 16:04
Posted To: Sales Mailbox
Conversation: Date of air photo
Subject: Date of air photo

I purchased an air photo , order reference 256830. While the web site display states 1999 date, that is not replicated on the photo. The purpose of the photo is to prove how a particular site was being used in 1999, and for legal purposes I need written confirmation of the date the photo was taken. I propose to purchase a further photo of the same area, but only if confirmation of the date is available. I would be grateful for your assistance in this matter.

This e-mail has been scanned for all viruses by Star. The service is powered by MessageLabs. For more information on a proactive anti-virus service working around the clock, around the globe, visit: <http://www.star.net.uk>

Getmapping plc is a company registered in England and Wales.
Company Reg. No. 3663783.

Our registered office is:

Getmapping plc, Virginia Villas, High Street, Hartley Wintney, Hampshire. RG27 8NW

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www.codetwo.com

27th March 2010

For the Attention Of:

BMBC

Planning Authority

Re: Land adjacent to 137 High Street, Great Houghton, Barnsley S72 0AZ

We hereby give information relating to the above piece of land and it's use.

Having resided at 135 High Street, Great Houghton, Barnsley S72 0AZ since summer 1992 we can give a true account as to the area of land and and its use.

1992 - The Old Red Roof filling Station was still standing although in a bad state of repair, to the side of the filling station was a hard standing area and the forecourt. On the standing area were several pieces of Plant equipment and a low loader/tractor unit, together with various trailers buckets and implements.

During the Summer 1995 - demolition of the old garage was carried out together with the safe removal of underground tanks. This opened the frontage and until construction of the bungalow in 2000 the whole frontage area was used for storage of Plant equipment.

Steady improvement of the area was carried out by Mr Bailey and following the construction of the bungalow in 2000 the area was fenced and made more secure by CCTV camera's following a series of thefts, arson attacks on the plant equipment and an armed robbery in 2003.

Mr Bailey's activities on this land have been consistent throughout, he has always stood plant equipment, agricultural equipment and repaired in the workshop at the back of our property. No changes have taken place during the whole time of 1992 - to-date.

Signed

Yours Sincerely

[Redacted Signature]

14/12/2

27th March 2010

For the Attention Of:

BMBC

Planning Authority

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Signed

John S. Bailey


MJB

26th March 2010

Mrs Mildred Drury

137 High Street

Great Houghton

Barnsley S72 0AZ

STATEMENT OF TRUTH

Land adjacent to 137 High Street Great Houghton Barnsley

I reside at 137 High St Gt Houghton, I moved here 26th October 2000. Mr & Mrs Bailey have asked me to give an account of the land adjacent to my bungalow. The hardcore area is for storing and standing equipment. Plant machinery has been stood on this area of land from mid 1980's.

My Bungalow was built on the former filling station, I have knowledge of the land/area from 1979.

I attach a sketch of the area in question.



Mrs Mildred Drury



137



137

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**Office of the
Traffic Commissioner**

Mr M Bailey
141 High Street
Great Houghton
Barnsley
S72 0AZ

Steve Fox
Central Licensing Unit
Office of the Traffic Commissioner for the
North Eastern Traffic Area
Hillcrest House
386 Harehills Lane
Leeds
LS9 6NF
Direct Line: 0113 254 3220
e-mail: steve.fox@vcsa.gov.uk

Our Ref: OB0226163

Your Ref:

09/07/2010

Dear Mr Bailey

THE GOODS VEHICLES (LICENSING OF OPERATORS) ACT 1995

I refer to your recent email in which you enquired about evidence which confirms that 141 High Street, Great Houghton, Barnsley, S72 0AZ had been used as an "operating centre" for goods vehicles in 1999/2000

Please see the enclosed copies of a new application for a goods vehicle operator's licence submitted by Agri-Plant Contracting Ltd on the 7th April 1998 in which you applied to use 141 High Street as the operating centre for 2 vehicles and 1 trailer. The statutory public notice appeared in the Barnsley Chronicle on the 3rd April 1998. This application was granted on the 21st May 1998

You may be aware that the Traffic Commissioner publishes all applications for new licences and to vary existing licences in "Applications and Decisions" (A & D) which goes to all statutory objectors such as the Police and Local Authorities. Notice of Agri-Plant Contracting Ltd's application appeared in A & D 5279 published on the 29th April 1998 and confirmation that it was granted appeared in A & D 5732 which was published on the 10th June 1998. Currently I'm unable to locate copies of these publications and our on-line archive only goes back to 2003. I will however try and obtain copies.

The authority to operate 2 vehicles and 1 trailer from the operating centre at 141 High Street remained valid until the licence was revoked at a Public Inquiry held on 10 July 2003.

I hope this answers your query but if not please do not hesitate to contact me.

Yours sincerely



Steve Fox



INVESTOR IN PEOPLE



2010/07/10 10:00

Goods Vehicle Operator Licensing

Application for a Licence

Guidance:

- the booklet "Goods Vehicle Operator Licensing - A Guide for Operators" revised 12/95 (or later) will help you fill in this form. A copy can be obtained from your local Traffic Area Office which is listed at the bottom of page 8 of this form.
- If you need any further help, contact the Goods Vehicle Operator Licensing section of your Traffic Area Office on the telephone number given at the bottom of page 8 of this form.

PLEASE COMPLETE ALL SECTIONS FULLY IN CAPITALS

Please note:

- This application must be advertised within 21 days (before or after) making the application (see pages 9 and 10 of this form). For example, if the application is received in the Traffic Area Office on 1 June the advertisement must appear in a local newspaper(s) on a day between 11 May and 22 June.
- Please send application fee only with this form (the scale of fee charges are attached). Failure to send the correct fee will affect the processing of your application. the boxes

ACK: 14/4/98

Your Details

- 1** Give the full name of person, company, partnership or public authority who wishes to hold the licence. If a partnership, please give the full name and date of birth of each partner. Continue on a separate sheet if necessary. All individuals should give their date of birth.

Surname	First name(s)	Date of Birth
BAILEY	VICTORIA	15.11.54
S. GENTILE J. GENTILE 21/5/78		

Note: Your date(s) of birth is (are) required for the Police's copy of "Applications and Decisions".

- 2** Trading name (if any)
- 3** Address for correspondence
IP: 14/4/98
5729.
- 4** 1. Telephone No. / 2. Fax No.
- 5** What is your trade or business? (eg. haulier, farmer, removals etc.)

AGRI-PLANT CONTRACTING LTD

141, HIGH STREET
GREAT HOUWENTON
BARNSLEY

County SOUTH YORKSHIRE Postcode S72 0AZ

1. (01224) 340363 2.

MAULLER

Type of Licence

- 6** What type of licence do you want?
- Restricted
 - Standard National
 - Standard International



Quotation

Lafarge Aggregates Limited
 Granite House
 PO Box 7392
 Syston
 Leicester LE7 1XQ

Despatch: 0844 561 7745
 Sales: 0844 561 7740
 Fax: 0844 336 8624

MIKE BAILEY
 141 HIGH STREET
 GREAT HOUGHTON
 BARNSELY
 SOUTH YORKSHIRE
 S72 0AZ

0002401
 13614534

For supply and delivery to
 DONCASTER COLLECT

FR0: MIKE

142 COLLECT DONCASTER VQ
 SOUTH YORKSHIRE

Quotation No675025/1 Your Ref

Date 27 Nov 08

Dear Sirs

In reply to your enquiry of 27-Nov-08 we have pleasure in quoting you as follows subject to and including the conditions overleaf

Code	Aggregate Size	Description	Tonnes	Price per Tonne
54C10/R COLLECT	0/32MM TYPE 1 GRANULAR SUB-BASE SHW CL.803 / BS EN 12285	ex DONCASTER (VQ)		7.00
92470/B COLLECT	SPENT BALLAST	ex DONCASTER (VQ)		5.10

Any subsequent invoice query relating to this quotation must be advised to this office within 14 days of invoicing.

From 1st September 2007, deliveries made on a Saturday between standard plant opening times and 12:00pm will be charged an additional 30.00GBP per load.

Please state this quotation number when ordering

All materials offered subject to availability at time of order and your prior approval.

Please ensure that telephone confirmation is given before 12:00 on the day before delivery.

Lafarge Aggregates cannot be held liable for non-receipt of faxed orders.

The above prices include aggregates levy surcharge as appropriate.

In accordance with relevant specifications, our products may contain

The above prices are subject to the addition of Value Added Tax

Yours Faithfully Lafarge Aggregates Limited

Luke Edwards
 Account Representative

Page 1 of 3

Accounts
 Accounts are payable on or before the twenty eighth day of the month following the month the goods or services were supplied.





Quotation

Lafarge Aggregates Limited
Granite House
PO Box 7392
Syston
Leicester LE7 1XQ

Despatch: 0844 561 7745
Sales: 0844 561 7740
Fax: 0870 336 8624

MIKE BAILEY
141 HIGH STREET
GREAT HOUGHTON
BARNSELY
SOUTH YORKSHIRE
S72 0AZ

CONTRACT
13618554

For supply and delivery to
DONCASTER COLLECT

FAO: MIKE

142 COLLECT DONCASTER VQ
SOUTH YORKSHIRE

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Date 27 Nov 08

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Application for Lawful Use Certificate, land at 141, High Street, Great Houghton

This re-submission follows the refusal of the previous submission because it was considered that adequate evidence had not been submitted within the eight week period for consideration. This application therefore provides copies of the original submitted evidence, together with additional evidence to address the concerns raised.

The Site

The site edged red is put forward as the area that has been used continuously for the business. Clearly there is little in the way of physical separation between this and the residential use, and at times the plant hire activities have extended beyond the red lined area now submitted as can be seen from air photographs provided. However, it is my view that the correct form of application was to separate the uses, rather than apply for a mixed use. I appreciate that the council has the powers to amend the description of the use under section 191(4) of the Act, and would be happy to discuss this aspect further if thought necessary.

The Use

The basic operations carried out over the years by firms from this site involve the provision of HGVS and drivers to transport aggregates and other construction materials for other firms, and similarly the provision of plant and machinery and operators for construction and similar sites. The actual activities on the site involved the administration of the business; parking and storage of HGVs, plant and machinery when not operating elsewhere; and repairs and servicing.

Two lorries currently operate from the site. An ex- Barrett show house in the yard is used as the office for the business. The large white container present is taken away and used as a site office as and when required. A fork lift truck is permanently on site, and many other items of plant and equipment related to the use. Council officers would be welcome to visit and verify this.

With regards to the HGV use, a letter and documents from the Traffic Commissioner to verify an HGV licence which covered the period April 1998 to 10 July 2003 is now available. An HGV Licence was then issued to Petrglass for the site. In March 2009 Mr Bailey asked for the name on the licence to be amended to M Bailey Plant Hire Sales and Services, but this has not happened.

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The Businesses

The business has always been operated by Mr Michael Bailey, though with different firms over the years. Agri-Plant Contracting Ltd, operated from 1995 until 2003. Petriglass Ltd and M Bailey Plant Hire Sales and Services then commenced operating from the site. Petriglass was an off shelf limited company, but carried out the same business as Agri-Plant Contracting Ltd. In 2007 Petriglass closed, but M Bailey Plant Hire Sales and Services continued trading. On 10th March 2009 Bailey Excavations Ltd was incorporated and now trades from this site. Both M Bailey Plant Hire Sales and Services and Ben Bailey Excavations Ltd have separate bank accounts and both are VAT registered.

Evidence

Photographic evidence has been provided of plant and lorries on the site in the period 1987 to 2001. An air photo dated 10 July 1999 shows the site in use. An oblique air photograph taken in 2001 shows the use, as do three photographs taken by a planning officer on 28th November 2003 when dealing with application B/03/2002/HR. Photographs taken on 24th July 2010 are also included.

Documentary evidence from the Traffic Commissioners has been provided confirming HGV licences and use on the site between 1998 and 2010. Letters from two neighbours as previously produced are included. Further new documentary evidence is provided relating to the business specifically concentrating on the period 2007 to the present time.

Finally a statement from Mr Michael Bailey is submitted in the form of a sworn affidavit.

This statement is made by Mr M Bailey of 141 High Street Great Houghton, Barnsley, S72 0AZ.

I hereby give information relating to land adjacent to 135, High Street, Great Houghton and its use.

May 1st 1985 we moved into 135 High Street, Great Houghton. We moved there from a short distance away in the village. The bungalow was in a poor state of repair, and alongside the bungalow was a disused filling station, to the side of the filling station was an area of made up ground which was used by the former resident as a scrap yard and a substantial amount of plastic had been dumped on this land following a cable stripping operation. Generally the site was an eyesore.

From 1981 I was self employed as a heavy vehicle mechanical engineer, having built up several pieces of plant equipment i.e 2x25 tonne articulated dump trucks and small plant equipment which I initially kept at my father's house in Hemmingfield, Wombwell. As I expanded my business I looked for a commercial property where I could store, stand and repair plant and agricultural equipment. During 1984 Thornton Skip Hire put 135 High Street up for sale, we purchased it and moved in. Our equipment expanded further although the majority of time plant equipment was out of the yard on site either in the quarrying industry or road construction industry. We have worked on sites all over the country.

We had the council test the tanks and decided to re-open the petrol filling station, we had a general clean up of the area and gave the whole place a paint and tidy up. However in 1991 we closed the garage as it was not financial covering its costs. We continued to use the whole of the area of land for storage and standing area. There could be from 2 pieces of equipment to a yard full at bank holidays and when sites were closing and we moved site locations. We worked for "blue chip" companies ie: Environment Agency, La Farge Quarries, Mowlem to mention a few. Plant and equipment would be low loaded into the yard from site for repair in the workshop as and when necessary.

In 1992 we sold 135 High Street to Mr & Mrs K Walker. They purchased the bungalow and an area to build a double garage. We moved into 141 High Street which was situated in the back of the premises. We constructed ourselves an area to the front of 141 as garden area and a driveway. This impacted on the area which we had left for standing plant equipment, however, when we demolished the filling station this gave more space for standing equipment to the frontage.

We have held an Operator's Licence on the premises since 1987 for 1x flat back lorry, 1 x low loader tractor unit and several trailers. Most of the time these pieces of plant were parked on the piece of land to the side of the filling station. In 1995 we demolished the filling station and removed the tanks. The environmental health officer came out and took samples for contaminants of all the area around the garage, its fuel bunds and the area of land at the side was dug up for testing. We have evidence of this on a video tape which we took in case we had to prove that we had taken the correct procedure for removing the tanks. This made a large open space at the frontage for standing area's.

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In 1999/2000 we constructed the new bungalow (137 High Street) we walled and fenced off the bungalow for security and high walled/chain linked the area used for standing plant equipment following a very difficult time when plant equipment and wagons were broken into and set alight. Several on the standing area and several on site were torched, together with constant theft of fuel in the early 2000s from the premises, we had advice from the crime prevention officer and police. After further troubles in 2003 we had an armed robbery in the house and personal injuries to two of our children we had CCTV fitted both to the yard area and our home 141 High Street.

I can confirm that the site edged in red on the attached plan has been in continuous use as an HGV and plant hire depot for a period in excess of 10 years.

I can confirm that the approximate dates for the 4 photographs relating to the period 1987 to 2001 have been determined by myself by reference to the particular items of plant and machinery shown. The oblique air photograph was taken around 2001.

I can confirm that the following is a list of Plant we currently own and operate:

- 1x Catapillar 953 track loading shovel
- 1x Stothard and Pitt towed vibrating roller
- 1x Hyundi R140LC tracked excavator
- Attachments to 360 excavator ie
- 1x Long reach dredging arm
- 1x Krupp rock breaking hammer
- 1x Power screen power grid soil screener
- Various digger buckets
- 1x Coventry climax yard fork truck
- 1x Plant trailer
- 1x Car transporter

Additional equipment is hired as and when required for specific contracts.

Mr Michael Bailey.

Evidence submitted to verify application

Documents

Letter from 135 High Street
Letter from 137 High Street
Plan relating to letter from 137 High Street
Letter from the Traffic Commissioner
Application for HGV licence 1998 page 1
Application for HGV licence 1998 page 2
Certificate of incorporation of Bailey Excavations Limited
Bailey Excavations Ltd payment summary June
Statement of account for Bailey Excavations Ltd September 2009
Report of damage to equipment from Ruttle Plant (Midlands) Limited Blank documents from Bailey Excavations Ltd
Blank Plant operators inspection report sheet
Environment Agency certificate of registration 26 January 2010
Quotations from Lafarge Aggregated Limited
Quotation from Darrington Quarries for tipping material
Amended Certificate of Registration for value added tax dated September 2007.
Talk Talk business registration dated 5 October 2007
Carilon plant hire order 19 November 2008
Carilon plant hire order 24 November 2008
Quote to J R Chichester Constable for excavation work 24 March 2009, page 1
Quote to J R Chichester Constable for excavation work 24 March 2009, page 2
Request for quotation , from Face Field and Civil Engineering, 7 April 2008, page 1
Request for quotation , from Face Field and Civil Engineering, 7 April 2008, page 2
Credit application form from Waste Recycling Ltd, 26 February 2010 iSales invoice to P J Towey 13 July 2010
Quotation from Lafarge Aggregated Limited
letter to Traffic Commissioners 18th March 2009
letter from Traffic Commissioners 1st March 2010
letter from Traffic Commissioners 12 April 2010

Photographs

Photos 1987, 1995
Photos 1999, 2001
Council photos 2005
Confirmation of date of air photo 1999
photograph taken 24 July 2010
photograph taken 24 July 2010

Planning statement
Statement by Mr Michael Bailey







Plant Hire Sales and Service

The Office
141 High Street
Great Houghton
Barnsley
S72 0AZ
Phone/Fax: 01226 750092
Mobile: 07702 088795
michaelbailey1@btinternet.com
www.baileyplant.co.uk

18th March 2009

North Eastern Traffic Area
386 Hillcrest House
Leeds
LS9 6NF

Dear Sir/Madam

Re: OPERATOR LICENCE NO: OB1027562

It is my request to you that we remove Unit 7 Kirk Smeaton as an operating centre from the Operators Licence and carry out all operations from the operating centre at 141 High Street Great Houghton which is presently on the licence. We are currently still running three vehicles as listed within the licence schedule, however we would like to maintain the level that was granted between the two centres of 6 vehicles and 2 trailers.

I would further like to request that M Bailey T/A s Bailey Plant Hire Sales & Service be the operator instead of Petriglass Ltd after all M Bailey is one of the same.

Our operating centre at Great Houghton has full facilities for maintenance with qualified city & guild engineer along with trainee NVQ engineer with which to carry out our own maintenance instead of the maintenance contractors listed. Therefore I request that we remove the contractors and carry out our own inspections and repairs

All the above is to enable us to strengthen our position both operational and financial in view of the present economical climate.

Yours sincerely

Michael Bailey
T/A s Bailey Plant Hire Sales & Service

Enc: Operators Licence Document



PHOTO "C" 1999



PHOTO "D" 2001

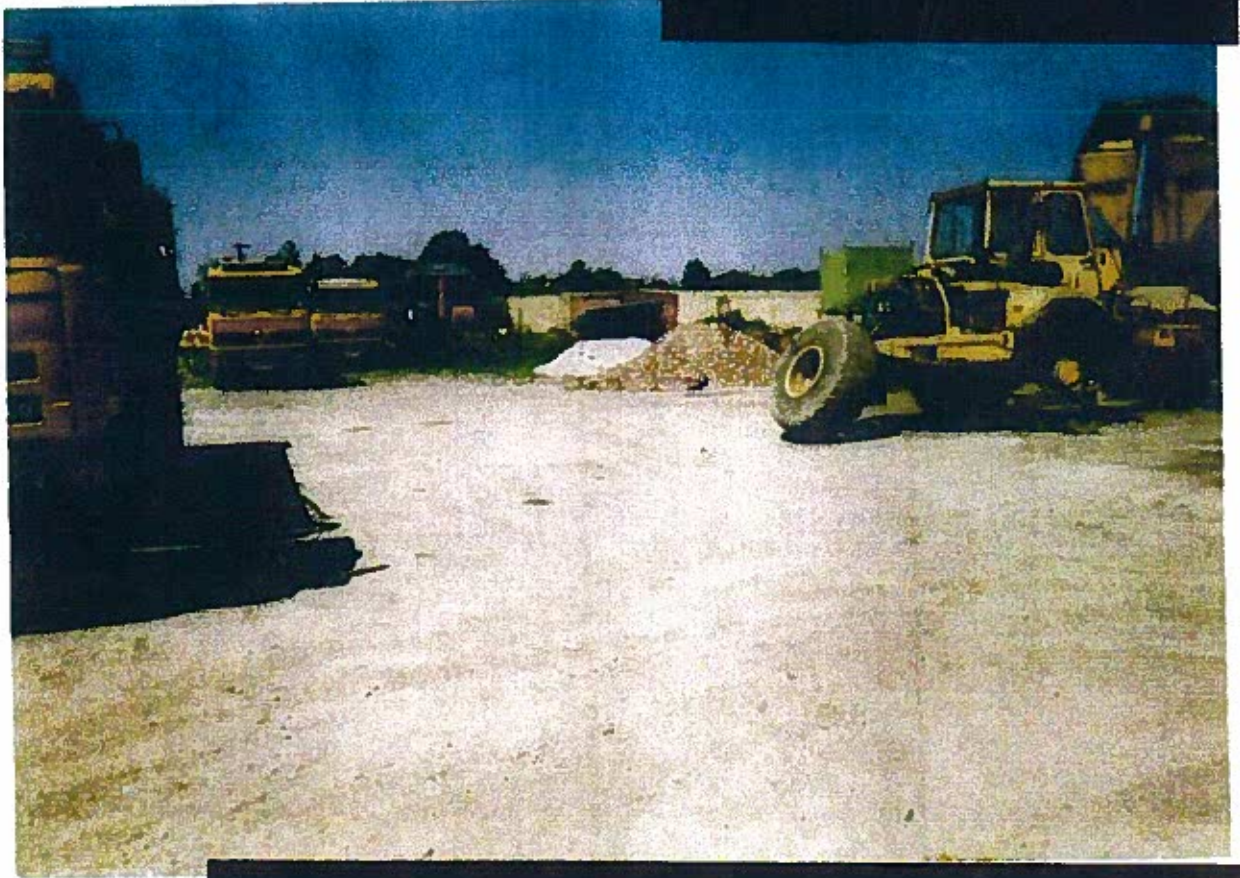


PHOTO "A" 1987



PHOTO "B" 1995

