

	EPR Compliance Assessment Report	Report ID: 103026/0250322			
This form will report compliance with your permit as determined by an NRW officer					
Site	Unit G1 - G2		Permit Ref	103026	
Operator/ Permit holder	Celtic Waste Management Services Ltd				
Date	15/10/2015	Time in	10:45	Out	11:15
What parts of the permit were assessed	Storage				
Assessment	Site Inspection	EPR Activity:	Installation	Waste Op	X
				Water Discharge	
Recipient's name/position	Martyn David Christopher and Rosie Christopher				
Officer's name	Laoni Tye		Date issued	29/10/2015	

Section 1 - Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. A detailed explanation and any action you may need to take are given in the "Detailed Assessment of Compliance" (section 3). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS scores can be consolidated or suspended, where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit Conditions and Compliance Summary			Condition(s) breached
a) Permitted activities	1. Specified by permit	N	
b) Infrastructure	1. Engineering for prevention & control of pollution	N	
	2. Closure & decommissioning	N	
	3. Site drainage engineering (clean & foul)	C3	3.1.1
	4. Containment of stored materials	N	
	5. Plant and equipment	N	
c) General management	1. Staff competency/ training	N	
	2. Management system & operating procedures	N	
	3. Materials acceptance	N	
	4. Storage handling, labelling, segregation	C3	3.1.1
d) Incident management	1. Site security	N	
	2. Accident, emergency & incident planning	N	
e) Emissions	1. Air	N	
	2. Land & Groundwater	N	
	3. Surface water	N	
	4. Sewer	N	
	5. Waste	N	
f) Amenity	1. Odour	N	
	2. Noise	N	
	3. Dust/fibres/particulates	N	
	4. Pests, birds & scavengers	N	
	5. Deposits on road	N	
g) Monitoring and records, maintenance and reporting	1. Monitoring of emissions & environment	N	
	2. Records of activity, site diary, journal & events	N	
	3. Maintenance records	N	
	4. Reporting & notification	N	
h) Resource efficiency	1. Efficient use of raw materials	N	
	2. Energy	N	

KEY: C1, C2, C3, C4 = CCS breach category (* suspended scores are marked with an asterisk),
A = Assessed (no evidence of non-compliance), N = Not assessed, NA = Not Applicable, O = Ongoing non-compliance – not scored

Number of breaches recorded	2	Total compliance score (see section 5 for scoring scheme)	8
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If the Total No Breaches is greater than zero, then please see Section 3 for details of our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- the part(s) of the permit that were assessed (e.g. maintenance, training, combustion plant, etc)
- where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- any non-compliances identified
- any non-compliances with directly applicable legislation
- details of any multiple non-compliances
- information on the compliance score accrued inc. details of suspended or consolidated scores.
- details of advice given
- any other areas of concern
- all actions requested
- any examples of good practice.
- a reference to photos taken

This report should be clear, comprehensive, unambiguous and normally completed within 14 days of an assessment.

Environment officer Laoni Tye visited site on the 15th October 2015 to conduct a site inspection and discuss the ongoing issues. No one from Celtic Waste was present at the time of the visit. There was a construction company BJB on site who are currently doing repair works to the building and drainage on site.

As you are aware there are ongoing issues with the site that have not been resolved. We have been unable to get a clear understanding of what is happening on site with the drainage and stockpiled waste. An email was sent to Rosie Christopher on the 4th August 2015 requesting information that we have still not fully received. The following breaches have been recorded on site.

Breaches recorded

B3 infrastructure – Site drainage engineering (clean and foul). Category 3 breach

Condition 3.1.1 Table 3.1 states that waste shall be stored and treated on an impermeable surface with sealed drainage system. After previous investigations from environment officers it was discovered that the drainage is linked to a surface water system, which is not permitted. We have asked the operator to investigate into this further and provide us with a report detailing the drainage on site and proof of whether the system is sealed or not which we have not received. We have been told that there is a bung installed on site that stops any waste water leaving site but we do not know how or whether it is working effectively. We were told that all waste water is tankered away from site but after requesting waste transfer notes in August we have not received them or been provided with any other evidence. I refer to my email dated 4th August when the following comments and requests for information were made:

Action: Please can you send me a site drainage plan which clearly shows which areas of the site drain to where, whether they are surface water drains or whether they run to surface water via the interceptor. Please can you include on the diagram where the bungs have been installed. **Please send this by the 11th August 2015.**

Action: You advised me that Lanes for drains have been tankering away effluent from the site. Please can you provide all waste transfer notes that relate to this **no later than the 11th August 2015.**

We have since received a drainage plan for the site from a third party which shows where the water on site drains to. We are still not aware on the positioning of the 'bungs'.

Please see the drainage plan attached and add the 'bungs' to the diagram and return to me. The transfer notes must be sent to us no later than 2 weeks from the date of this CAR form or we may consider further action against you.

C4 Management – Storage, handling, labelling and segregation. Category 3 breach

Condition 3.1.1 Table 3.1 states that waste should be stored inside a building or in a secure container. It has been 16 months since the fire and waste is still being stored outside of the building. We have been reasonable and have given the site ample opportunity to get all of the waste either stored in line with the permit conditions or removed from site.

We have enclosed an Enforcement Notice requiring the waste on site to be stored in line with the permit conditions and/or removed from site no later than the 31st December 2015.

Photo's



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Site	Unit G1 - G2	Permit 103026
Operator/ Permit	Celtic Waste Management Services Ltd	Date 15/10/2015

Section 3- Enforcement Response	Only one of the boxes below should be ticked
You must take immediate action to rectify any non-compliance and prevent repetition. Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.	
Other than the provision of advice and guidance, at present we do not intend to take further enforcement action in respect of the non-compliance identified above. This does not preclude us from taking enforcement action if further relevant information comes to light or advice isn't followed.	
In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.	
We will now consider what enforcement action is appropriate and notify you, referencing this form.	X

Section 4- Action(s)			
Where non-compliance has been detected and an enforcement response has been selected above, this section summarises the steps you need to take to return to compliance and also provides timescales for this to be done.			
Criteria Ref.	CCS Category	Action Required/Advised	Due Date
See Section 1 above			
B3	C3	Add the bungs to the site drainage plan attached and send the waste transfer notes within 2 weeks of the date of this form	N/A
C4	C3	Refer to enforcement notice for steps to be taken	N/A

Section 5 - Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- advise on corrective actions verbally or in writing
- require you to take specific actions in writing
- issue a notice
- require you to review your procedures or management system
- change some of the conditions of your permit
- decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you.

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- ensure you comply with other legislative provisions which may apply.

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance which could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General Information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfill its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- offering/providing you with its literature/services relating to environmental matters
- consulting with the public, public bodies and other organisations (e.g. Health and Safety Executive, local authorities) on environmental issues
- carrying out statistical analysis, research and development on environmental issues
- providing public register information to enquirers
- investigating possible breaches of environmental law and taking any resulting action
- preventing breaches of environmental law
- assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Information Regulations request.

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within twenty working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with the officer's line managers. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00–18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.