

Compliance Assessment Report

Report ID:
CAR_NRW0032106

This form will report compliance with your permit as determined by an NRW officer

Site	Site Serv Recycling Ltd	Permit Ref	JB3893HP			
Operator/Permit holder	Siteserv Recycling (sw) Limited					
Regime	Waste Operations					
Date of assessment	08/08/2017	Time in	15:00	Out	16:00	
Assessment type	Site Inspection					
Parts of the permit assessed	Operating techniques					
Lead officer's name	Tye, Laoni					
Accompanied by						
Recipient's name/position	Luke England and Carl Jones/ Director and TCM	Date issued	12/09/2017			

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). 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	CCS Category	Condition(s) breached
A1 - Specified by permit	C3	2.3.1
C2 - General Management - Management system and operating procedures	C3	1.1.1
C4 - General Management - Storage, handling labelling and Segregation	C3	2.3.1
KEY: See Section 5 for breach categories, suspended scores will be indicated as such. A = Assessed or assessed in part (no evidence of non-compliance), X = Action only, O = Ongoing non-compliance, not scored.		

Number of breaches recorded	3	Total compliance score (see section 5 for scoring scheme)	12
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If the Number of breaches recorded is greater than zero, please see Section 3 for 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 (eg. 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 advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

Environment officers Laoni Tye and Nessa Dearle visited site on the 8th August in response to an incident reported to us that waste was being processed outside of the building. This incident was substantiated by officers and discussions were had with Nigel England who was on site at the time. Details of the visit which includes breaches against the permit has been outlined below. Please note, a warning letter has also been issued in response to this, due to the potential risk posed by the activity and for failing to comply with the sites own management systems.

Breaches recorded

A1 – Specified by permit. Category 3 breach.

Condition 2.3.1 states that 'The activities shall be operated using the techniques and in the manner described in Table 2.3 below. a) All bulking, transfer or treatment of waste shall be carried out inside a building.'

Whilst on site we witnessed the fire damaged mixed municipal waste, currently stored outside of hangar B, being trommelled outside of the building. We were advised that this was a one day trial to establish how much of the material is recyclable so that an alternative solution to landfill can be found. This is not in accordance with the permit which does not allow treatment outside of a building. This is something that we have discussed with you on numerous occasions and have advised you is and will not be permitted.

Action: There are alternative options to disposal at landfill that can be explored and we have suggested a full proposal is submitted to NRW complete with any risk assessments that have been made. In the meantime, the compliance notice remains in force and waste needs to continue being removed from site.

C2 – Management – Management system and operating procedures. Category 3 breach.

Condition 1.1.1 states that the operator shall manage and operate the activities: a) in accordance with a written management system that identifies and minimises risks of pollution...'

Waste material was being processed outside of the hangar which is not in line with your management systems. This means that the risks and potential impact on the environment from these activities will not have been assessed.

Action: Only permitted operations should be carried out.

C4 - Storage, Handling, Labelling and Segregation. Category 3 breach.

Condition 2.3.1 Table 2.3 states that unless stored or treated outside as specified waste, all waste shall be stored inside a building or in a sealed container, all waste shall be stored and treated on an impermeable surface with a sealed drainage system.

There are stockpiles of waste fines currently stored on unmade ground outside of a building that have been seen leaching on numerous visits and will be able to penetrate into the ground. The fines were covered to reduce the amount of water getting to the piles and therefore reducing the risk of leachate. These fines have now been left uncovered for over 6 months with numerous requests made to the site by NRW to re-cover them. The site are being scored a breach due to this still not being actioned and the increased risk it is posing to the environment.

Action: As agreed, the fines must be re-covered whilst they remain on site and this should be done as a matter of urgency. We are setting a deadline of a week for this to be completed.

Other comments

Hangar A

Progress with removing waste from site is being made and all the SRF/RDF bales have now been removed from Hangar A. The hangar had little waste within it and appeared to be well managed with plenty of space and fire breaks

between stockpiles.

Photographs



Photo taken during visit.



Photo showing SRF/RDF bales removed from Hangar A - provided by Luke England on 03/08/17

If you have any questions, please get in touch.

EPR Compliance Assessment Report

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Site	Site Serv Recycling Ltd	Permit Ref	JB3893HP
Operator/Permit holder	Siteserv Recycling (sw) Limited	Date	08/08/2017

Section 3 – Enforcement Response

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.

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.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			
C2	C3	Only permitted operations to be carried out	01/09/2017
A1	C3	See comments	22/09/2017
C4	C3	The fines need to be-recovered while they await removal from site.	15/09/2017

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 verbally or 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 that 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 fulfil 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 (eg. 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
- Assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental 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 fifteen 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 officer's line managers using the informal appeals procedure. 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.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.