

Compliance Assessment Report

Report ID:
CAR_NRW0026569

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

Site	Teifi Park Abattoir EPR/BV9683IH	Permit Ref	BV9683IH		
Operator/Permit holder	Dunbia (Wales) Ltd				
Regime	Installations				
Date of assessment	19/10/2016	Time in	12:45	Out	13:00
Assessment type	Report/Data Review				
Parts of the permit assessed	3.1				
Lead officer's name	Taylor, Richard				
Accompanied by					
Recipient's name/position	Zoe Nugent/ Site Compliance Auditor	Date issued	03/11/2016		

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
F1 - Amenity - Odour	C3	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	1	Total compliance score (see section 5 for scoring scheme)	4
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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

Odour Complaint Ref WIRS 1606341 19th October 2016

NRW received an odour complaint against the site at 09.40 hrs on 19th Oct 2016 (Ref WIRS 1606341). This was confirmed by x3 NRW Officers who passed the site during the same morning at approximately 08.30 hrs. NRW sent an Officer from our Lampeter office to investigate the odour who also confirmed odour from the site at 12.45pm which was described as being pungent, strong and like decaying flesh. The strength outside the site on the adjacent road was put at 7 out of 10, with 10 being the strongest. The odour diminished as the Officer progressed away from the site.

NRW received email notification from Site on 20th Oct. The investigation stated that there had been a blood overflow due to insufficient capacity left in a holding tank. This was because a smaller tanker was used previously. This had the effect of reducing the headroom left in the tank for more blood. This was compounded by an unidentified member of staff allowing more blood to flow into the tank than there was capacity for. This resulted in blood overflowing into the containment bund and being held there for a time from the night of the 18th until the morning of the 19th. The blood overflow was reported 10.38hrs on the 19th. The area was then cleaned with excess blood taken by the scheduled tanker, and site clean up procedures followed.

NRW are happy that no blood escaped from the bund and that any potential pollution except the odour was contained by site infrastructure. Without the bund it is likely that the excess blood would have made its way into local watercourses which may have resulted in a serious pollution incident. This emphasises why having a scheduled maintenance system for tanks and bunds is vital to prevent serious pollution incidents.

However, NRW are concerned that the excess blood was not detected until 10.38 on 19th Oct. Routine daily inspections should be in place at the start of a shift to check for discrepancies with equipment including tanks and bunds. If this was carried out properly at shift start, then the odour to the community would have been minimised. Similarly, the Manager of the blood tank should have alerted the following shift of the reduced capacity of the holding tank and measures to prevent overfilling put in place.

The site have put in place immediate improvement measures to prevent a repeat occurrence which have been welcomed by NRW. These are;

- A padlock has been placed on the transfer tank.
- The key for this has to be signed out
- The procedure is being reviewed
- Training will occur for relevant staff.
- **Further to the site improvements above, NRW require the site to consider the following recommendations for implementation to the blood procedure.**

1. The correct sized tanker should always be sent.
2. If this is not possible, the smaller tanker should make more than one trip.

3. If this is not possible then production should be limited so that blood collected should never breach the sites capacity for storage.
4. **Tanks and bunds should be checked for deficiencies at shift start.**
5. **Remaining blood capacity should be alerted from shift to shift.**

Regulatory response

NRW imposes a minor breach of permit condition 3.3.1 for the odour experienced outside the permitted boundary and confirmed by NRW Officers. A Category 3 breach has been imposed for this incident. However NRW recognises the swift actions the site took to remedy the situation, and that having a maintenance schedule in place for site tanks and bunds prevented the possibility of a more serious environmental pollution incident.

Result 1x Cat 3 breach of permit condition 3.3.1.

Odour complaint WIRS 1606599 on 1st Nov at 23.59 hrs.

NRW also received a further complaint of odour in the community on 1st Nov 2016 at 23.59hrs. No Officer was deployed to substantiate this complaint, and no further complaints have been made subsequently. We do not intend to take further action over this latest complaint and have closed it as being unsubstantiated. This complaint, and all others should be recorded within the site Environmental management system.

End

EPR Compliance Assessment Report

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Operator/Permit holder	Dunbia (Wales) Ltd	Date	19/10/2016

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.

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.

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			
F1	C3	Review procedure and incorporate NRW recommendations	31/12/2016

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.