

## Compliance Assessment Report

**Report ID:**  
**CAR\_NRW0033135**

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

Site	Padeswood Cement Works	Permit Ref	BL1096IB		
Operator/Permit holder	Castle Cement Limited				
Regime	Installations				
Date of assessment	28/02/2018	Time in	13:00	Out	15:50
Assessment type	Site Inspection				
Parts of the permit assessed	Various				
Lead officer's name	Ross, Stuart				
Accompanied by					
Recipient's name/position	Robert Keough/ Quality & Environment Manager	Date issued	04/04/2018		

### 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
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
D2 - Incident Management - Accidents, emergency and incident planning	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	A	

**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.

<b>Number of breaches recorded</b>	<b>0</b>	<b>Total compliance score</b> (see section 5 for scoring scheme)	<b>0</b>
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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

This Compliance Assessment Report covers a routine site inspection/meeting with Robert Keough 28/02/18.

### **1. Kiln Bag Filter**

Since the last inspection and during the January plant shutdown, the main bag filter serving the kiln has received significant remedial works as described in recent Part B notifications following emission limit breaches. For the year to date there have been no particulate emission limit value exceedances reflecting improved filter performance. It is noted that the cooler bag filter is due to be re-bagged during the April shutdown.

### **2. Cemfuel Spill 21/12/17**

It was verbally confirmed during the inspection that cemfuel pipe line sections showing similar levels of wear to that which failed 21/12/17 have been replaced with new.

Hazardous waste consignment notes were produced and inspected during the audit for the contaminated materials removed from site following this incident and the associated clean up operation. No issues noted.

**ACTION** - As discussed, NRW seeks clarification as to how Castle Cement ensured that all cemfuel contaminated soils and stones were recovered from the contaminated area around the cooler building i.e. no contamination was left in situ. Please do so by 20/04/18.

### **3. Compliance Assessment Reports - Outstanding Actions**

A) Report reference CAR\_NRW0032847

I have no record of having received a response to 3 actions originally due by 31/03/18.

I accept your verbal confirmation that the 4th and final action detailed in this report has been completed (as discussed during the inspection).

B) Report reference CAR\_NRW0032521

I have no record of having received a response to item 1 'OMA Water Audit Actions' . It is important that this action is completed to allow agreement of procedure PL-014 'Suspended Solids in Water Samples' in line with permit condition 3.5.1.

**ACTION** - Please address the above outstanding actions by 20/04/18.

### **4. Surface Water Drainage**

A meeting has been arranged 11/04/18 to review and discuss Castle Cement's proposals for managing surface water and the off site pumping station to foul sewer.

### **5. Improvement Condition 4**

Thank you for supplying the additional information in response to my letter of 09/10/17. I have completed an initial review of the report and note that the H1 assessment has been completed using a Q95 flow of 11.2 m<sup>3</sup>/hr which is incorrect. The Q95 is in fact 11.2 l/s - please refer to my e-mail of 10/10/17 which clarified this matter following an error in my original letter.

**ACTION** - Please re-run the H1 assessment tool using the correct Q95 value and submit to NRW accordingly along with the H1 files as requested. Please do so by 20/04/18.

### **6. Improvement Conditions 5 & 6**

Further to my letter of 12/02/18 please submit for agreement, timescales for the completion of these improvement conditions.



## EPR Compliance Assessment Report

**Report ID:  
CAR\_NRW0033135**

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Site	Padeswood Cement Works	Permit Ref	BL10961B
Operator/Permit holder	Castle Cement Limited	Date	28/02/2018

### 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.

### 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			

## 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](mailto: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.