

Compliance Assessment Report

Report ID:
CAR_NRW0027073

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

Site	Broughton Aircraft Factory EPR/BM3965IA	Permit Ref	BM3965IA			
Operator/Permit holder	Airbus UK Ltd					
Regime	Installations					
Date of assessment	31/12/2016	Time in	N/A	Out	N/A	
Assessment type	Report/Data Review					
Parts of the permit assessed	2.4.1, 3.1.2, 4.2.2, 4.2.3, 4.2.5, 4.3.1					
Lead officer's name	Voice, Elizabeth					
Accompanied by						
Recipient's name/position	Claire Powell/ Environment Manager	Date issued	14/02/2017			

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
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	1.1.1
E3 - Infrastructure - Surface water	C3	3.1.2
G4 - Infrastructure - Reporting and notification to Natural Resources Wales	C4	4.3.1

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)	8.1
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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

Permit Section 2.4 Improvement Programme

Improvement conditions received on time.

Permit Section 4.2.2, 4.2.3, 4.2.5 Annual Returns and Review

Returns submitted on time. A comparison of Airbus' 2016 normalised figures (based on tonnes of delivered product) against 2015 has demonstrated reductions for waste generation, energy consumption, VOC emissions reduction of 14.8% which is a significant improvement.

The chromate free anodising project has progressed and its replacement using tartaric sulphuric acid will be operational week 17 2017.

The annual solvent management plan required to demonstrate compliance with requirements of the Industrial Emissions Directive have been met with the site being well below the solvent reduction scheme emission target.

Permit section 3.1.2 Emissions to water, air and land

The limits given in schedule 3 shall not be exceeded.

Permit section 4.3.1 (b) in the event of a breach of any permit condition the operator must immediately inform Natural Resources Wales.

Permit breach reference IR/01/16

On 23/02/16 the monthly sample for suspended solids from emission point SW16 was 53.5mg/l against the emission limit value of 50mg/l. The Part A and Part B were submitted 27/04/16. The cause of the breach was either that the silt had been disturbed by the sample can during sampling, and high water flow the previous day which may have disturbed the sediment. The preventative maintenance programme was reviewed to ensure that the silt traps were cleaned more frequently.

Permit breach reference IR/02/16

On 13/05/16 the suspended solids result from emission point SW16 was 60mg/l against the emission limit value of 50mg/l. The maintenance programme had been reviewed after IR/01/16 and it was found that cleaning of the silt traps was overdue. The site preventative maintenance programme for the silt traps was improved and Airbus have been able to demonstrate that the monthly suspended solids are now almost negligible. The Part B was submitted 17/08/16.

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EPR Compliance Assessment Report

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Operator/Permit holder	Airbus UK Ltd	Date	31/12/2016

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.

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			
G4	C4	Review EMS to ensure procedures in place to submit notification in a timely manner	03/03/2017
E3	C3	None, action already completed	07/02/2017
B3	C3	None, preventative programme has been reviewed and acted upon	07/02/2017

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.