

Compliance Assessment Report

Report ID:
CAR_NRW0032755

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

Site	Rowan Foods Limited	Permit Ref	WP3534GX		
Operator/Permit holder	Oscar Mayer Limited				
Regime	Installations				
Date of assessment	10/01/2018	Time in	13:00	Out	15:00
Assessment type	Audit				
Parts of the permit assessed	Site visit and permit variation pre-application discussion. OPRA submission.				
Lead officer's name	McGregor-Andrew, Sian				
Accompanied by					
Recipient's name/position	Steve Meek/ Technical Director	Date issued	22/01/2018		

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
A1 - Specified by permit	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	X	

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	0	Total compliance score (see section 5 for scoring scheme)	0
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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

Site meeting on 10 January 2018 to discuss construction works on site.

- Permit variation discussion.

The works will make up Phase 2 of the site improvements that were initially planned 2 years ago and covered by a previous permit variation, but have been delayed until now,

Works will include:

- Creation of a sunken loading dock area which will drain to the effluent plant
- Additional ovens with two associated new emission points, which were not part of the prior variation application.

The company's registered address has also changed following on from the company changes that NRW was notified of in 2017, the company name and Companies House registration number remain the same. These details can be updated as part of the variation

As the current permit has four variations and we have agreed in writing a change to Table S4.3 Emissions to Water (as per my letter dated 08/08/2016) this would be an opportune time to consolidate all the changes into a single, new permit template. This can be requested on the application forms.

The proposed changes will require a further variation to the permit to add two new emission points. Based on the information provided to date this would be covered by a minor-technical variation, however you should read through the variation guidance to satisfy yourself that this is correct before you make a submission.

Forms and guidance for variations are available on our website at:

<http://naturalresourceswales.gov.uk/permits-and-permissions/installations/apply-to-vary-change-a-permit-for-installations/?lang=en>

The fee for a minor-technical variation at your current OPRA score is £1280 and requires you to complete forms A, C2, C3 and F1.

You must provide full details of the changes, including updated drainage and emission point plans and the impact of the changes on the effluent treatment plant, greenhouse gas and other emissions to air, energy and raw materials consumption. The most recent drainage plan I have on our electronic files is dated 22/12/14 Dwg no. 14-1 revision B. If there is an updated version of this plan it should be provided as required by Condition 2.5 of the permit (added in Variation v003 dated 18/06/2014) and Table S1.4 Pre-operational measure PO1, for agreement in writing.

Action: Please review the current drainage plan and if the version above is not the most recent plan, please submit an updated version for agreement in writing by 6th February 2018.

Your application should include details of whether or not additional plant and equipment being installed are BAT. The current version of the Food and Drink Sector BREF note is available online, please be aware that the draft of the new BREF for the sector is also available and should be taken into consideration: <http://eippcb.jrc.ec.europa.eu/reference/>

- OPRA profile review.

The reviewed version of your OPRA spreadsheet was received on 04/12/2017, thank you.

EPR Compliance Assessment Report

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Site	Rowan Foods Limited	Permit Ref	WP3534GX
Operator/Permit holder	Oscar Mayer Limited	Date	10/01/2018

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			
B3	X	Please review Drainage plan Drawing No. 14-1 Revision B, dated 19/12/2014. If this is not the most recent version please provide an updated plan as soon as possible as required by Condition 2.5.1 and Table S1.4 Pre-Operational Condition PO1, for agreement in writing.	06/02/2018

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.