

Compliance Assessment Report

Report ID:
CAR_NRW0035260

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

Site	Amex Park	Permit Ref	YP3937SH		
Operator/Permit holder	Mekatek Limited				
Regime	Installations				
Date of assessment	12/06/2019	Time in	10:00	Out	13:00
Assessment type	Audit				
Parts of the permit assessed	1.1.4 competency, 2.4 improvement plan, 3.1 emissions,				
Lead officer's name	Thomas, Ffion				
Accompanied by					
Recipient's name/position	Daniel Lewis/ Site manager	Date issued	19/06/2019		

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	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
C1 - General Management - Staff competency/training	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.		

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

This Compliance Assessment Report (CAR) form has been completed following the pre-planned site visit undertaken by Ffion Thomas on the 12th June 2019. Related to the Mekatek installation permit ref YP3937SH. The visit was on the request of the site operator to discuss future development plans at the site and as an introduction to an investment development being considered at the site. The visit also provided an opportunity to undertake a short site inspection of the installation and facility working areas. (observations noted related to the waste facility activities are covered by separate CAR associated to that activities permit)

Agenda.

1. Requested meeting to introduce proposed development/investments of new activities at the site.
2. Update on Improvement Condition compliance and sharing of NRW DRAFT indicative limits related to discharge emissions.
3. Observations of site walk over.
4. Post visit information requests confirming technical competence.

Present:

Ffion Thomas – Senior Environment Officer NRW

Paul Cox – Mekatek CEO

Dan Lewis- Mekatek Environment Manager, Ecotech Director.

1. Requested meeting to introduce proposed development/investments of new activities at the site.

A meeting was held where introductions to proposed activity developments were made. Paul Cox explained that Mekatek were to look at including new technologies to be operated by Mekatek at the site in future. An introduction and short presentation was given to the possibilities of varying the Mekatek Installation permit to include the activities at the Carmarthen site.

The existing Mekatek infrastructure and site development plans for the current waste facility (BP3098FC) relocation to a new purpose build building, leading to demolition of the existing buildings, would provide the area required to accommodate a new purpose build building to house this proposal, with the existing water treatment and waste acceptance facilities providing the required associated infrastructure.

Mekatek wish to consolidate the installation and facility permits on site to ease management and improve environmental protection and this consolidation could also cover some elements of the

proposed additional activities, but NRW confirmed permit variation would also be required for the additional activities and assessment of risks.

Mekatek were advised to pull together presentations and to undertake an initial variation application scoping activity (links to NRW permitting web pages have been previously provided) and to submit a request for formal pre-application advice meeting. It was explained that NRW can provide up to 15 hours of free advice, following which a fee is charged:

NRW provides a Discretionary Advice Service (DAS). Should you wish to discuss the proposed activity, please be aware that the DAS is a chargeable service. If your proposal relates to a bespoke activity NRW provides up to 15 hours of free advice. Should you require advice beyond this free provision you will be required to agree and sign a contractual agreement with NRW and you will be charged at £125 per hour (excluding VAT) prior to any chargeable advice being provided.

2. Update on Improvement Condition compliance and sharing of NRW DRAFT indicative limits related to discharge emissions

See CAR ref NRW_0031961 for background/history information related to the review of metal emission limits.

Within the installation permit there are improvement conditions which were required under CAR form ref NRW_0031961 to be submitted with new agreed timeframes. Below is a summary table confirming the submission of the improvement programme conditions. And reference to the CAR forms that record acceptance of the IC submissions.

IC ref	Submission date	NRW CAR acceptance ref
18	30/11/17	NRW0032633 20/12/17
19	29/12/17	NRW0032732 17/01/18
20	31/5/18	This CAR form 14/6/19
21	31/10/16	NRW0026306 email response 5/12/16
22	31/10/16	NRW0026306 email response 5/12/16

The submission of IC 20 was received on 31/5/18 as per the agreed new timeframe. As part of the improvement programme work NRW have been required to review the IC 20 modelling submission, and this work would then lead to the setting of emission limits. See IC20 (c)

Due to a variety of issues it has taken NRW until now to have completed and cross referenced the modelling review. The review of the IC 20 submission has shown a very high level of competence with a high standard of modelling work submitted. The IC has been complied with and this CAR accepts the submission, caveated by the previously stated addendums to the IC could be submitted following completion of the identification programme (phase 1) and agreement in writing with NRW of the emission limits review required by the environmental monitoring programme within IC18.

In order to progress the agreement of emission limits NRW's review work of the submitted data has produced indicative limits to be agreed. A DRAFT version of the NRW report has been emailed as an appendix to this CAR form for Mekatek and it's consultants consideration.

The final NRW report will be sent once available but for now the indicative limits will prove the starting point for discussion.

Mekatek are required to enter dialogue with NRW to progress agreement of emission limits before they are included into the consolidation and permit variation applications expected later this year.

Mekatek are welcome to discuss the agreement of limits with NRW as it is acknowledged that

factors of NRW's corporate plan and SMNR supporting industry needs consideration whilst mitigating against impacts on the natural environment and looking for enhancement opportunities.

3. Observations of site walk over.

See appendix of site photographs taken.

No non-compliances were identified during the time of the site walkover.

During the site visit we looked at the development areas. See newly constructed roadways. The treatment plan was visited, and discussion had regarding the sludge holding bay – development plans to add a dryer were discussed and are included under the non-hazardous CAR form. The storage areas of hazardous waste were inspected. Drains appeared clear. Waste segregated by hazardous property. The water abstraction point was visited, this area is operated by telemetry with a manual override which is triggered out of hours. Staff duties include the switching back to telemetry in day time. IBC's are washed down and utilised as transport containers for the disposal of oily rags. Discussion was had over the unused IBC's and the site are considering future uses of the plastic as a waste input to the above discussed developments by Fiberight.

4. Post visit information requests confirming technical competence.

Following the site visit a request was made to confirm the operator's competency was being upheld. Certificates were received via email of the staff continued competency (WAMITAB) and each checked held the required standards. These documents have been saved to file.

EPR Compliance Assessment Report

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Operator/Permit holder	Mekatek Limited	Date	12/06/2019

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. 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.