



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

Site	Farmers Boy (Deeside) Ltd	Permit Ref	VP3235HS
Operator/ Permit holder	Farmers Boy (Deeside) Ltd		
Date	22/07/2013	Time in	10:00
		Out	15:00
What parts of the permit were assessed	1.1.1, 3.1.2, 4.3.1		
Assessment	Site Inspection	EPR Activity	Installation X
		Waste Op	Water Discharge
Recipient's name/position	Lee Faulkner, Services Manager		
Officer's name	Beth Voice, Lara Cubley	Date issued	02/08/2013

Section 1 - Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. A detailed explanation and any action you may need to take are given in the "Detailed Assessment of Compliance" (section 3). 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			Condition(s) breached
a) Permitted activities	1. Specified by permit	A	
b) Infrastructure	1. Engineering for prevention & control of pollution	N	
	2. Closure & decommissioning	NA	
	3. Site drainage engineering (clean & foul)	N	
	4. Containment of stored materials	N	
	5. Plant and equipment	C3	1.1.1 (a)
c) General management	1. Staff competency/ training	C4	1.1.1 (b)
	2. Management system & operating procedures	C4	1.1.1 (a)
	3. Materials acceptance	N	
	4. Storage handling, labelling, segregation	N	
d) Incident management	1. Site security	A	
	2. Accident, emergency & incident planning	C4	1.1.1 (a)
e) Emissions	1. Air	N	
	2. Land & Groundwater	N	
	3. Surface water	N	
	4. Sewer	C4	3.1.2
	5. Waste	N	
f) Amenity	1. Odour	N	
	2. Noise	N	
	3. Dust/fibres/particulates	N	
	4. Pests, birds & scavengers	N	
	5. Deposits on road	N	
g) Monitoring and records, maintenance and reporting	1. Monitoring of emissions & environment	N	
	2. Records of activity, site diary, journal & events	N	
	3. Maintenance records	N	
	4. Reporting & notification	N	
h) Resource efficiency	1. Efficient use of raw materials	N	
	2. Energy	N	

KEY: C1, C2, C3, C4 = CCS breach category (* suspended scores are marked with an asterisk),
A = Assessed (no evidence of non-compliance), N = Not assessed, NA = Not Applicable

Number of breaches recorded	5	Total compliance score (see section 5 for scoring scheme)	4.4
-----------------------------	---	--	-----

If the Total No Breaches is greater than zero, then please see Section 3 for details of 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 (e.g. 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 suspended or consolidated scores.
- details of advice given
- any other areas of concern
- all actions requested
- any examples of good practice.
- a reference to photos taken

This report should be clear, comprehensive, unambiguous and completed within 14 days of an assessment.

Beth Voice and Lara Cubley met with Lee Faulkner, Ian Bracegirdle and Mario Jacobs.

The site has been through a period of rapid expansion, with a corresponding significant increase in staff numbers.

Improvement Conditions

The submission date for the permit improvement conditions was the 18/01/13 for conditions 2 to 5, and 20/07/12 for condition 6. These have not been complied with. Some work has been done using a consultant to review energy efficiency including water, gas, electricity and heat. Water sub-meters have recently been installed.

Farmers Boy are to provide an update of progress and a plan of action by 02/09/13.

All releases from the factory are to be risk assessed to ensure that adequate controls are in place.

Pre-Operational Measures

The 12 'significant aspects' highlighted in the pre-operational report needs to be further risk assessed.

DCWW are to be informed if a larger than average load is to be released to sewer in case this has an impact downstream.

Environmental Programme

The site does not have an environmental programme. Farmers Boy need to have a programme to prioritise work, and to allow staff to see what the key issues are for the year.

Environmental Training

Seta are to be used to carry out training. The ETP operators and relevant Team Managers will receive NVQ wastewater treatment training by the end of July 2013.

Toolbox talks could be used to incorporate environmental issues.

The three day site induction does not refer to the environment and would be an ideal way to introduce relevant environmental issues.

Part A's and B's

All pumps and ETP equipment are to be added to the preventative maintenance programme as for the rest of the site.

The pipe from the boiler relief valve is to be replaced as it is corroded. Farmers Boy are to risk assess the relief valve operation.

Effluent Treatment Plant

The discharge to sewer is in constant breach for volumetric flow rate. Site have been in discussion with DCWW regarding reviewing the discharge consent to sewer, changing process in the ETP to include use of additional tank, and the use of an Engineering Score Card for the ETP. This breach will be scored, however if a suitable plan of action is put in place then future scores will be suspended until the improvements are in place.

All Effluent Treatment Plant paperwork for 8-18th July 2013 was complete.



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

Site	Farmers Boy (Deeside) Ltd	Permit	VP3235HS
Operator/ Permit	Farmers Boy (Deeside) Ltd	Date	22/07/2013

Section 3- Enforcement Response

Only one of the boxes below should be ticked

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.

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.

X

We will now consider what enforcement action is appropriate and notify you, referencing this form.

Section 4- Action(s)

Where non-compliance has been detected and an enforcement response has been selected above, this section summarises the steps you need to take to return to compliance and also provides timescales for this to be done.

Criteria Ref.	CCS Category	Action Required/Advised	Due Date
See Section 1 above			
B5	C3	All equipment including ETP to be placed on the site preventative maintenance programme.	02/09/13 ✓
C1	C4	Operator to identify and plan environmental training required for staff. Environmental training to be incorporated into toolbox talks and site induction. ETP staff to receive further training.	02/09/13
C2	C4	Set up a management procedure to allow the site to meet reporting deadlines eg. improvement conditions deadlines, Part A and B reporting deadlines, monitoring returns.	02/09/13
D2	C4	The results from the impact assessment and risk assessment need to be reflected in emergency procedures.	02/09/13
E4	C4	Plan required to ensure site to meet permit discharge limits.	02/09/13 ✓

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 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 which 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 fulfill 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 (e.g. 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 and taking any resulting action
- preventing breaches of environmental law
- assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Information 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 twenty 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 the officer's line managers. 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.