

Compliance Assessment Report CAR_NRW0040072

Permit being assessed: TB3397TD.

For: GTR Aggregates and Recycling Limited, held by GTR Aggregates & Recycling Ltd
At: Waste Transfer Station, Dee Bank Industrial Estate, Boot End, Bagillt, Flintshire, CH6 6HJ.

Type of assessment carried out: Site Inspection, Reason: Incident Response (Incident number 2204403).

On 22/06/2022 between 10:30 and 12:30.

Parts of permit assessed: Incident Management

NRW Lead Officer: Sarah Walton, accompanied by Steven White.

Report sent to: Andy Tabbiner/Oliver Kirkbride/Elliot Harrison-Holt, TCM/Director/Managing Director on 29/06/2022.

1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
D2 - Incident Management - Accidents, emergency and incident planning	Action only (X)	
D1 - Incident Management - Site security	Action only (X)	
C4 - General Management - Storage, handling labelling and Segregation	Action only (X)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Action only (X)	
F4 - Amenity - Pests/birds and scavengers	Action only (X)	
F3 - Amenity - Dust/fibres/particulates and litter	Action only (X)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
0	0

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

Criteria	Action needed	Complete by
D2	Fire safety risk assessments and safety procedures need to be updated in line with NWFRS policy and guidelines	08/07/2022
D1	Site security at 'exempt' area will need assessing if this is a potential access issue	08/07/2022
C4	All waste affected by the recent fire must be removed off site	29/06/2022
B3	Site interceptor requires emptying and maintaining regularly	08/07/2022

Criteria	Action needed	Complete by
F4	Pest control service must be contracted to tackle any vermin issues on site	08/07/2022
F3	Improved dust suppression measures must be implemented on site	08/07/2022

Action criteria codes are listed in the 'Important information' section below.

3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

You are non-compliant with your permit.

We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.

4. Details of our assessment

(This CAR form is a re-issued version of one sent on 28/06/22 with pictures of the visit included)

This was a pre-arranged visit following a fire on site on 19/06/2022 which involved a large-scale deployment of North Wales Fire & Rescue Service (NWFRS) resources. Lee Evans and Sharon Bouckley from NWFRS also attended the visit, we met with Elliot Harrison-Holt and Jamie Roberts from GTR, and Andy Tabinor and Paul Clacker from AC Environmental. The weather was sunny, very dry and warm.

On 19/06/22 a fire broke out in the household waste piles that caused significant resource deployment from NWFRS and closed the main road for a number of hours.

Lee Evans and Sharon Bouckley enquired about the site fire safety risk assessments, these will need to be updated immediately to ensure the safety of those on site -NWFRS is leading on this part of the visit. A Fire Prevention and Mitigation Plan (FPMP) for the site is being drafted as part of the site variation, due to the number of fires (4 in the past 6 months) it is recommended that a FPMP be implemented for the site as part of the EMS even if the variation does not go through. The cause of the fire is currently unknown but a report is being written up by NWFRS, the possibility of arson was discussed and an area near the household waste piles where something could be thrown onto the waste pile was identified. This area will need to be made more secure with at least a high-netted fence to deter any further potential arson attacks. An action has been logged to assess and make secure this area in order for the site to adhere to its Duty of Care requirements, and to update the fire risk assessments on site.



Fire damage on site



Site drainage was discussed and an updated drainage survey will need to be carried out to ensure that the entire site has adequate drainage, there are discussions ongoing with the landowner of the pumphouse to ensure that this is able to be utilised without the site drainage from GTR having an impact on the functionality of the pumphouse. The site interceptor was checked and seemed to be full, this will need emptying and servicing at the earliest opportunity, especially as the ongoing issues with the pumphouse can have an effect on the functioning of the drainage on site.



Interceptor on site

An estimated 300T of waste removed following the fire however there were still large piles of waste in the building and a number of piles of burned waste in the inert area. There was fire water observed coming from household waste building and pooling on site. All of the waste that was affected by the fire including the waste in the buildings and inert area must be removed immediately off site. This was discussed and agreed with Elliot on site. As there is a time limit of seven days for mixed waste and 48 hours for putrescible waste to be stored on site (section 1.55 of the site Working Plan) an action date of 29th June 2022 has been set for this removal. Elliot stated that wagons to remove the waste would be in place by the end of the week.

The food waste observed in the previous site visits has been removed and this contract has been cancelled.



Fire damaged waste with runoff



Fire damaged waste to rear of digger

Currently it appears that Think Recycling have taken over all operations at the site, until the permit transfer has been issued only GTR can operate at the site. This includes all waste transfers and associated paperwork must be under the GTR name and not Think Recycling.

The waste exemptions being used in the area adjacent to the household waste are to be deregistered, this is due to them not fulfilling the relevant criteria of being completely separate operations to the permitted site. Waste is brought in under the permit, separated and then stored in this 'exempt' area - this is not an operation that can be carried out and the exemptions registered at GTR will subsequently be deregistered.



'Exempt' area directly adjacent to permitted waste pile

Dust and associated suppression measures were discussed, a sprinkler was operational at the site entrance and over one pile of inert waste. As the dry summer period is now here you must look into increasing these measures so that neighbouring properties and businesses are not affected by dust from the waste on site.



Inert waste pile with sprinkler

During the inspection a rat was observed on the waste piles, it is advised that you contact a pest control service at the earliest opportunity to address vermin on site.

As discussed on site the partial site suspension for waste acceptance has been removed and replaced with full site suspension no acceptance or treatment of waste until the measures in the Notice are met. A copy of the Notice withdrawal, new full suspension notice and covering letter was left with Elliot along with a Code B Notice of powers and rights as photographs were taken. Waste was observed being crushed on site when officers arrived but this stopped as soon as Jamie requested.

Thank you for your time during the visit, please find my contact details below.

Regards

Steven White

Senior Officer (NE Waste Regulation Team)

Email: steven.white@naturalresourceswales.gov.uk

Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) Order 2012.

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

Important information

Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

What are suspended scores?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry and Waste action criteria (used in section 1 and 2):

A: Permitted activities

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or 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
- assessing customer service satisfaction and improving our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at ask@ombudsman.wales

Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.