

## Compliance Assessment Report CAR\_NRW0040158

**Permit being assessed:** XB3097TA.

For: Cilmaenllwyd Civic Amenity Site, held by D I Evans

At: Pen Parc, Cardigan, Ceredigion, SA43 1RD.

**Type of assessment carried out:** Site Inspection, Reason: Routine.

On 29/06/2022 between 10:35 and 11:30.

Parts of permit assessed: 1.1; 3.1.3; 4.6; 4.8; 5; 6.5; 7.1.2

**NRW Lead Officer:** Gillian Coates, accompanied by Jeremy Goddard.

**Report sent to:** Lindley Evans, TCM on 25/08/2022.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3 Minor	Table 2.1 5 I. All buildings shall be designed, constructed and maintained to prevent ingress of rain and surface water
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	Assessed (A)	

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

Total number of non-compliances recorded	Total non-compliance score
1	4

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
B3	Investigate cause of pooled water inside building, make repairs / maintenance steps as necessary to prevent water ingress	31/10/2022

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

Gillian Coates (Waste Regulation Officer) and Jeremy Goddard (Waste and Enforcement Team Leader) visited the Cilmaenllwyd HWRC site unannounced to inspect the activities taking place under Environmental Permit XB3097TA. The weather conditions were bright and sunny with occasional rain showers, visibility was good at the time of the inspection. The HWRC site was in operation during the. Lindley Evans, the TCM, joined officers towards the end of the visit to assist with the inspection.

This report is organised into sections in accordance with the criteria of the Compliance Classification Scheme (CCS)

#### D1 Security

A fully detailed sign (photo below) was displayed at the entrance to your HWRC was compliant with condition 3.1.3 of your permit with the up to date contact number and details for NRW



- 3.1.3 The board shall be easily readable from outside the site entrance in daylight hours, and shall display the following information:
- a Site name and address;
  - b Licence Holder name (company name, not individual name unless justified as necessary);
  - c Operator name (company name, not individual name unless justified as necessary);
  - d Licence number;
  - e Emergency contact name and telephone number (for security reasons, personal names and home phone numbers should not be used except where no alternative is practicable.
  - f Statement that the site is licensed by the Environment Agency;
  - g Agency national numbers, for General Enquiries (0645 933 111) and Emergencies (0800 807060), or as subsequently notified in writing by the Agency;
  - h Days and hours site is open to receive waste.

The location of the site identification board should be such that it is clear that it does not designate areas outside the licensed site and does not encourage illegal tipping.

#### **B4 Containment of Stored Materials**

The storage of fluorescent tubes, batteries, refrigeration appliances and small WEEE was compliant with conditions 4.6 and 4.8 of your permit as evidenced in the photos below:





**Table 4.6 Standards for Storage of hazardous household wastes**  
**Storage requirements and specified standards**

- I. Hazardous household wastes (excluding lead acid batteries) shall be transferred immediately on receipt in to a prescribed container in accordance with sections WP/4[210]b and WP/4[301] of the working plan
- II. Lead acid batteries shall be transferred immediately on receipt in to a prescribed container in accordance with section WP/4[301] of the working plan.

**Table 4.8 Standards for Storage of nominally empty liquefied petroleum gas cylinders**  
**Storage requirement and specified standards**

- I. Free storage shall not exceed a maximum storage height of 3.5 metres or 2 fridge upright units high

Officers observed that fridges and freezers were being stored on the impermeable surface of the yard which is compliant with Table 1.1 of your permit as follows:

- 3. Waste refrigeration equipment
  - i) Stored prior to treatment for a period of up to 3 months on areas of impermeable pavement provided in accordance with condition 2.1

**B3 Site Drainage Engineering (Clean and Foul)**

Officers noticed a pool of water on the floor of the main waste storage building which was caused by water ingress.



Site Containment and Drainage standards for your site are outlined in Table 2.1 of your permit (extract shown below) which states that buildings should be maintained to prevent the ingress of rain and surface water.

5.	Covered buildings and roofed area	I.	All buildings shall be designed, <u>constructed</u> and maintained to prevent ingress of rain and surface water.
		II.	Roof water shall be kept separate from contaminated water and other liquids and shall be discharged via surface water drains to soakaway

The water ingress observed during this inspection is a breach of your permit conditions.

**SCORE:** A Category 3 breach has been scored for this non-compliance.

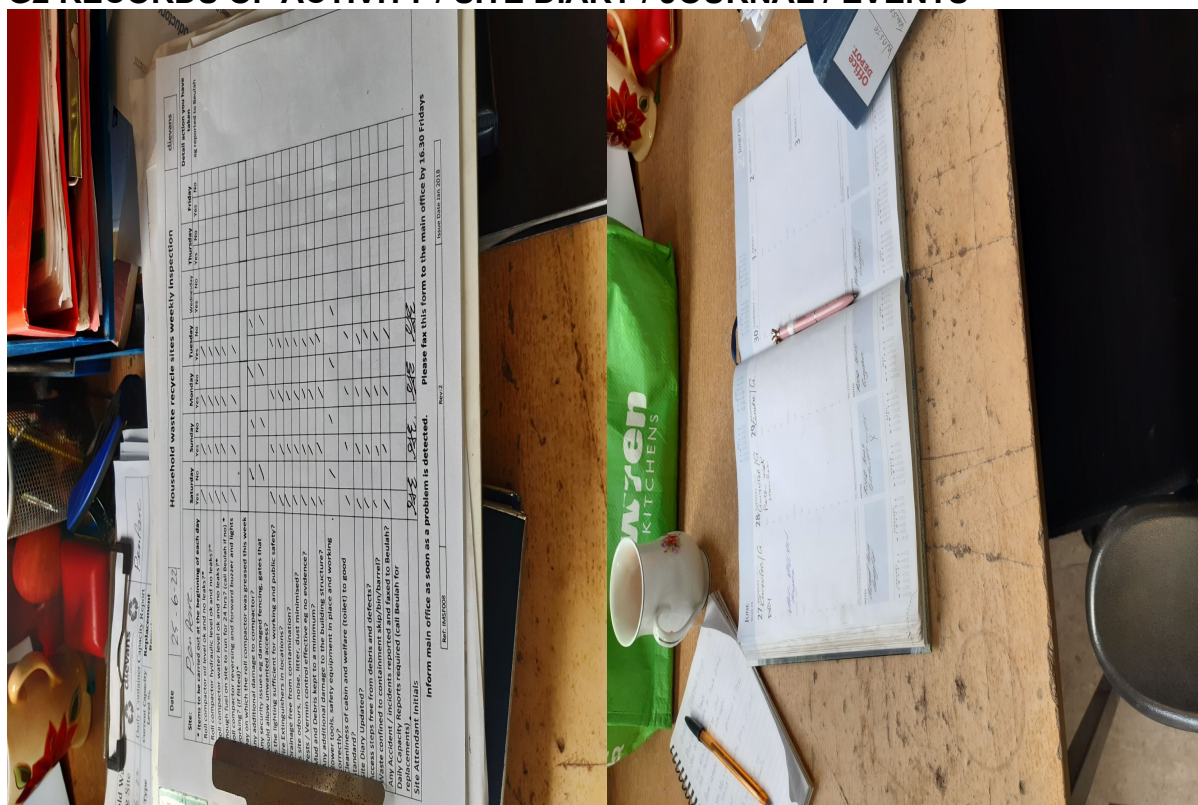
**ACTION:** Operator to investigate cause and to make repairs / maintenance steps as necessary to prevent water ingress to comply with permit conditions

**F3 AMENITY - DUST / FIBRES / PARTICULATES / LITTER**



Officers noted that the site was very tidy with no accumulations of litter either within the site or alongside the boundary fence which demonstrated compliance with condition 6.5 of your permit.

**G2 RECORDS OF ACTIVITY / SITE DIARY / JOURNAL / EVENTS**



Officers requested to see copies of the site diary and inspection records which were quickly located and found to be up to date and in legible condition which demonstrated compliance with condition 7.1.2 of your permit.

Thank you for taking the time to conduct us around your site.

If you have any enquiries with your CAR please email:

[GwastraffaGorfodi.Canolbarth@cyfoethnaturiolcymru.gov.uk](mailto:GwastraffaGorfodi.Canolbarth@cyfoethnaturiolcymru.gov.uk)

Regards,

Gillian Coates

***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***

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](mailto: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](mailto: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.