

Compliance Assessment Report CAR_NRW0040385

Permit being assessed: JB3531AB.

For: Enviroventure Waste Solutions Recycling Facility, held by Enviroventure Waste Solutions Ltd

At: Waterston Ind Est, Waterston, Milford Haven, Pembrokeshire, SA73 1DP.

Type of assessment carried out: Site Inspection, Reason: Other.

On 08/09/2022 between 10:30 and 11:30.

Parts of permit assessed: A

NRW Lead Officer: David Morgan.

Report sent to: Diana Jones, Technical Competent Manager on 13/09/2022.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	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
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?

No action required.

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.

At this time, we do not intend to take any further action.

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

4. Details of our assessment

A site inspection was undertaken on Thursday 8th September 2022. The purpose of the inspection was to assess the impact on operations following a recent fire incident (14th August 2022).

Present on site during the inspection were David Morgan (Natural Resources Wales) and

Diana Jones (Enviroventure).

Fire Investigation

Natural Resources Wales has yet to receive the investigation report relating to the incident from Mid and West Wales Fire & Rescue Service. Following receipt of any report, Natural Resources Wales may wish to discuss with you the impacts of the fire and implications to the permitted activity (Fire Prevention and Mitigation Plans etc.).

Incident Recovery

On 14th August 2022, a major fire occurred on the Waterston Industrial Estate and the Enviroventure site was impacted by the fire. During the incident, mixed waste caught fire which resulted in emergency measures being taken.

It is noted from our discussions on site that the site was closed for one week, during which time, it did not receive waste.

At the time of the inspection, on 8th September 2022, the site was fully operational. It was noted that owing to the fire incident and staff illness, there is a build up of mixed waste on site, but the intention is to generally lower volumes of waste stored on site. The large stack of mixed waste in the far righthand corner (upon entering) of the site, will likely be removed without treatment.

A small stack of waste in front of the main stack, which contains a high quantity of construction & demolition waste, will be treated prior to removal from site.

It is noted that a pile of mud, earth, plastic and other fines - which is scrapings from the site surface - is to be removed from site and will likely be utilised as landfill capping following testing of the material. A request was made by Natural Resources Wales that test results of this material are shared with us.

Site Boundary

During our discussions on site, it was suggested that netting/fencing at the rear of the site had been damaged during the fire. This netting would have prevented litter/waste escaping site. Please ensure regular inspections of the site boundary are now undertaken and that any waste that escapes site is recovered from adjacent properties.

ACTION: Please provide a timescale for the reinstatement of site netting/fencing at the rear of the site.

While on site, it appeared that the main stack of mixed waste was steaming slightly. This could be as a result of weather conditions (very wet & humid) or it could have been steam/smoke from machinery on the adjacent site. However, it was agreed that this matter would be closely monitored to ensure there was no deep-seated, fire-damaged waste that was at risk of reignition.

Waste Coding

During the fire incident, waste was being removed from site to aid the emergency response. This waste was coded as Mixed Construction and Demolition Waste (ewc 17 09 04). However, the waste on site appears to largely be mixed waste. Natural Resources Wales may wish to investigate this matter further so please ensure all waste transfer notes and other relevant paper work is readily available.

Summary

Following a recent major fire, it is encouraging to see the business has recommenced operations. It is our intention to conduct a follow-up inspection of the site in the coming weeks during which we will assess compliance with the Environmental Permit.

Please provide a timescale for the reinstatement of the netting/fencing.

No non-compliances were recorded during the inspection.

Thank you for your time during the inspection.

END OF REPORT

Any compliance criteria not highlighted in the above summary should be considered as not assessed. In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resource Body for Wales (Establishment) Order 2012. You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1 st April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the Forestry Commissioners and the Environment Agency for Wales.

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.