

Compliance Assessment Report CAR_NRW0040414

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: Other.

On 15/09/2022 between 14:10 and 15:00.

Parts of permit assessed: Site drainage

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

Report sent to: Andrew Tabinor, Technically Competent Manager on 21/09/2022.

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)	Ongoing (O)	2.1.1 The operator is only authorised to carry out the activities specified in schedule 1 table S1.1 (the "activities"). 'All waste must be stored and treated on an impermeable surface with sealed drainage'.

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
B3	Ensure the drainage system is sealed and working effectively.	07/10/2022

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

A site inspection was conducted on Thursday 15th September 2022, at the request of site management. The purpose of the inspection was to assess compliance with Environmental Permitting Regulations 2016, Regulation 37 Notice, that is currently in place.

Sarah Walton and Steven White (NRW Officers), met on site with company director, Oliver Kirkbride and Ian McKay (Head of Operations).

The meeting took place outside in the yard, where Oliver and Ian explained progress and efforts that had been made to address site drainage issues and remove the risk of pollution. Reference was made to the document 'TAR-001' Risk Assessment.





Photographs to show the main waste storage yard and Recycling building

The above photos show that the site remains generally clear of H,C&I waste. There were 2 skips containing waste tyres and also a skip in the corner of the site containing waste that was awaiting collection due to a broken down vehicle. Please ensure the waste tyres are removed at the earliest opportunity.

Oliver began by explaining that a 'Hydro Snake' had been ordered for the site. This absorbant tube would be placed in-between the H,C&I waste treatment area and the inert yard once activities had ceased each day. The snake is expected to be around 250ml in height and 300ml in width. This is a precautionary measure in case there should be a further fire at site. The snake would be able to absorb fire water run off to help prevent any contamination to the local environment.

There had been an issue with the supplier as the wrong item had been sent. Site expected to receive the hydro snake the next working day.

It was then explained that the drain, GY5 had been capped off. This was one of the drains noted on the CCTV survey as having multiple fractures and defects. This drain leads underneath the aggregate bays and off site.

Ian also noted that both interceptors had a bung inserted, to prevent them from discharging off site. The interceptors will then be frequently emptied by a third party contractor.

The site expected to have alarms fitted to the interceptors by the end of August 2022. This was to alert staff that interceptors needed emptying. At the time of the inspection, no alarms were fitted.

GTR have now proposed that both interceptors will discharge to the foul sewer, which is believed to run adjacent to the site. NRW Officers explained on the last inspection, that an application would need to be made to Welsh Water / Dwr Cymru, to check whether this would be feasible.

NRW has yet to receive evidence that an application has been made and how this is

progressing. Ian explained that Andrew Tabinor (TCM) is dealing with this currently with this and that information would be sent through once Andrew is back from leave.

It has been noted on previous site inspections and re-iterated by Oliver Kirkbride, that a further drainage survey / clearance has recently been attempted at site, but that the result was inconclusive. NRW was informed that this was because interceptors had not been emptied at the time and so no survey could be performed.

Officers queried whether another survey was planned. Oliver explained there were no intentions to perform another survey until a response had been received from Welsh Water regarding discharge consent.



Photograph to show inert waste storage area

The inert waste storage area was briefly discussed. Levels of waste looked to be the same as at the last inspection. Oliver explained there had been some confusion as site operatives didn't realise that waste could still be removed under the suspension notice. There was standing water surrounding the inert waste piles. Oliver proposed whether a partial suspension could replace the full suspension, which would stop treatment of inerts but allow the H,C&I waste side of the business to continue. Officers explained that due to a recent issue of a permit variation for site, NRW has allowed site until 4th November to ensure all ground is impermeable where waste is stored / treated.

After going over drainage matters and progress so far, officers explained that all information would now be considered and assessed to see whether the suspension notice had been fully complied with. A response will be issued to site following this.

Thank you to all staff who assisted throughout the inspection.

Kind Regards,

Sarah Walton
Waste Regulation Officer
03000 654 791

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.