

Compliance Assessment Report

Report ID:
CAR_NRW0033919

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

Site	Trecatti Landfill	Permit Ref	RP3733PC		
Operator/Permit holder	Biffa Waste Services Ltd				
Regime	Installations				
Date of assessment	29/08/2018	Time in	10:00	Out	14:00
Assessment type	Audit				
Parts of the permit assessed	pc 2.3.3 to 2.3.11 inclusive				
Lead officer's name	Taylor, Richard				
Accompanied by					
Recipient's name/position	Simon Milford/ Site Manager	Date issued	12/09/2018		

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). 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	CCS Category	Condition(s) breached
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KEY: See Section 5 for breach categories, suspended scores will be indicated as such.

A = Assessed or assessed in part (no evidence of non-compliance), **X** = Action only,

O = Ongoing non-compliance, not scored.

Number of breaches recorded	0	Total compliance score (see section 5 for scoring scheme)	0
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If the Number of breaches recorded is greater than zero, please see Section 3 for 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 (eg. 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 advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

Site waste Audit 29th Aug 2018.

Biffa Trecatti site

Present – Simon Milford (Site manager), Richard Taylor (NRW).

The audit examined permit conditions relating to waste acceptance and management procedures on site namely pc 2.3.3 to 2.3.11 inclusive.

1. Non-Hazardous waste;

Site use a proactive approach to waste received to the site. Only scheduled and contracted waste is allowed to enter after the customer has completed a registration form which has been endorsed by the Biffa national landfill technical team. The LTT have the power to raise questions/reject applications and approve the waste for disposal at a site within the company which is permitted to accept the EWC waste code. The LTT do not provide EWC codes to the applicant, but do check the code used fits the description and type. Site uses waste acceptance sheet DPL4 for all waste entering site, but non haz waste is less complex. The site issues a standard letter to potential customers which explains why the leaching test adopted by the 'Waste Acceptance Criteria' (WAC Analysis) is not acceptable on its own and needs to be augmented by air dried sample analysis. This complies with WM3 as well as the site permit and is an example of exemplar practice. The system in place was found to be robust and well documented with a good level of checks and balances in place. An example of waste received by site on 19th March 2018 was seen where an EWC code of 17 05 03 for Soil and stones was checked for conformity with WM3 and found to be compliant.

2. Hazardous Waste;

Additionally the Biffa LTT check the pre-treatment confirmation form filled in by the applicant. Relevant hazardous codes are identified by the client and checked prior to shipment. Waste carriers licenses are checked routinely. The management activity conforms with WM3 guidance as well as the current permit.

3. Hazardous soil treatment pad.

The new pad commenced receiving waste on 29th Aug. 3 loads had been received at the time of the inspection totalling 57 tonnes. The QF63/01 paperwork was examined along with copies of the waste transfer notes and found to be compliant. The waste code used was 17 03 02 which fitted the description of the original site and the waste carrier was correctly licensed. LTT regularly check the waste producers credentials via the NRW website. The Hazardous waste codes of H5 and H7 were correctly applied.

4. Odour complaint 25th Aug ref WIRS 1805476

NRW received an odour complaint against the site. Site carried out an investigation and found their systems to be in good working order. The wind direction was coming from the opposite direction (NW)

than would be expected for odour complaints made against the site from the complainant's location. Site logged the complaint, but NRW are treating the complaint in a wider context linked to ongoing investigations at a neighbouring site and are satisfied with Biffa's response the complaint.

5. Miscellaneous

i. The site was free of excessive bird presence at the time of the inspection. No excessive noise, odour or dust was seen.

6. Actions from last CAR form

An improvement item raised by the previous CAR form from 7th July 2018 was seen where the site have purchased and installed a dedicated fridge for all site samples from temporary storage prior to pick up by registered courier. Samples were witnessed inside the fridge at the time of inspection.

Site need to;

a. Establish checks on the temperature inside the fridge to maintain the optimum 2-4 deg C.

b. Audit the collection courier to ensure samples are delivered to the lab within the timescale and in a temperature range of 5 deg C +/- 3 in accordance with M18 guidance at section 5.5 as a minimum.

c. Train and familiarise site staff on sample handling procedures and the deterioration rates of specific substances detailed in M18 section 5.5.

d. Check and update the management system to include these improvements.

End.

EPR Compliance Assessment Report

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Operator/Permit holder	Biffa Waste Services Ltd	Date	29/08/2018

Section 3 – Enforcement Response

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.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			

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 verbally or 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 that 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 fulfil 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 (eg. 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 its service
- Freedom of Information Act/Environmental 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 fifteen 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 officer's line managers using the informal appeals procedure. 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.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.