

Compliance Assessment Report CAR_NRW0041295

Permit being assessed: HB3497TH.

For: Llanwern Works Inert Waste Recycling Facility, held by Tarmac Trading Limited

At: Queens Way, Llanwern, Newport, NP19 4QX.

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

On 15/02/2023 between 10:30 and 11:30.

Parts of permit assessed: Various

NRW Lead Officer: Greg Gardner.

Report sent to: Mr. Graham Atyeo, Technically Competent Manager on 28/02/2023.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C2 - General Management - Management system and operating procedures	Action only (X)	
A1 - Specified by permit	Assessed (A)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
B5 - Infrastructure - Plant and equipment	Assessed (A)	
C1 - General Management - Staff competency/training	Assessed (A)	
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
F1 - Amenity - Odour	Assessed (A)	
F2 - Amenity - Noise	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	
F5 - Amenity - Deposits on road	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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?

Criteria	Action needed	Complete by
C2	Operator to send through copy of sites Environmental Management System as well as most recent WAMITAB Certificate for NRW Records	31/03/2023

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.

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

This report details the site visit made on the 15th February 2023 to Tarmac Trading Ltd, permit reference number EPR/HB3497TH. Natural Resources Wales (NRW) Officer Greg GARDNER attended the Tarmac Trading Ltd site at the Llanwern Works Inert Waste Recycling Facility, Queens Way, Llanwern Works, Newport, NP19 4QX for a routine site inspection at 10:30am where I met with Mr. Graham AYTEO (Technically Competent Manager). The weather was dry and reasonably mild. Mr. AYTEO was very hospitable and cooperative during our inspection.

To remind the company following each visit Natural Resources Wales will produce a Compliance Assessment Report (CAR) detailing our comments from the inspection. If we substantiate reasonably foreseeable risks or actual impact to the environment, we can breach the business against your permit conditions which can affect your site banding and annual subsistence fees; this is scored on a Category 1 - 4 basis:

- 1 - Major, serious persistent and/or extensive impact on the environment/people/property
- 2 – Significant impact on effect on the environment/people/property
- 3 – Minor impact or effect on the environment/people/property
- 4 – A non-compliance which has no potential environmental effect

PERMIT HISTORY

See below extract from permit regarding variation history.

Status log of the permit

Description	Date	Comments
Permit determined EPR/HB3497TH/A001	16/10/13	Original permit issued to Lafarge Tarmac Trading Limited.
Variation issued EPR/HB3497TH/V002	17/11/15	Varied permit issued to Tarmac Trading Limited.
Variation application EPR/HB3497TH/V003	Duly made 26/09/22	Application to change registered company office address to Ground Floor T3 Trinity Park, Bickenhill Lane, Birmingham, United Kingdom, B37 7ES.
Variation issued EPR/HB3497TH	01/11/22	Varied permit issued to Tarmac Trading Limited.

GENERAL OBSERVATIONS

Tarmac Trading Ltd, Llanwern operate under a bespoke permit that will allow the operator to operate an inert and excavation waste transfer station with treatment activity. Permitted wastes can be bulked up for disposal or recovery elsewhere and can also be treated and recovered on site by sorting, separation, screening and crushing. Hazardous waste is not to be accepted on site. Only solid and inert waste shall be accepted. The total quantity of waste that can be stored and subsequently treated at the site under this permit shall be no more than 99,999 tonnes per year. This permit does not permit the burning of any wastes, either in the open, inside buildings or in any form of incinerator.

General housekeeping on site was to a good standard with no waste(s) stored outside the permit boundary. There was no offensive odours or excessive noise witnessed by Officer GARDNER as well as very little amounts of airborne dust witnessed. Stockpiles of materials were not deemed unsafe with the hardstanding flooring in good condition. All plant and machinery were non-operational with them being stored in appropriate safe locations on site (see photos 1-4).

It was discussed with the TCM, Mr. ATYEO that NRW does not have records of the TCM's latest WAMITAB certificate or the sites Environmental Management System (EMS). Officer GARDNER informed Mr. ATYEO that these documents would be required for NRW to hold and to review periodically in the potential event of an incident, change in operations and / or ad hoc audits of said documents and that these are a requirement under section 1 (General Management) of the sites permit. Mr. ATYEO indicated that he would supply his WAMITAB certificate and EMS to Officer GARDNER.

ACTION ONLY: Please send through copy of sites Environmental Management System as well as most recent WAMITAB Certificate for NRW Records.



Photo 1 - Stockyard area of Tarmac Trading Ltd, Llanwern



Photo 2 - Stockyard area of Tarmac Trading Ltd, Llanwern



Photo 3 - Stockyard area of Tarmac Trading Ltd, Llanwern



Photo 4 - Stockyard area of Tarmac Trading Ltd, Llanwern

WASTE RETURN SUBMISSIONS

Tarmac Trading Ltd, Llanwern have submitted their latest waste returns for this quarter and are all up to date with previous submissions. For quarter 4, 2022 there was 0 tonnes of waste(s) accepted and 0 tonnes of waste(s) removed. For 2022 as a whole, there was 0 tonnes of waste(s) accepted and 0 tonnes of waste(s) removed.

As a reminder to the operator, please see below the waste return submission deadlines:

Waste Return Submission Deadline

Quarter	Period	Deadline
1	1 January to 31 March	30 April
2	1 April to 30 June	31 July
3	1 July to 30 September	31 October
4	1 October to 31 December	31 January

NRW officer Greg GARDNER left site at 11:30am.

If you have any issues with this report please contact Greg Gardner on greg.gardner@naturalresourceswales.gov.uk

Thank you.

In this document 'Natural Resources Wales' means the Natural Resource 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.