

Compliance Assessment Report CAR_NRW0041597

Permit being assessed: ZP3298FV.

For: Transfer Station, held by Carmarthen Recycling & Environmental Services Ltd

At: Johnstown, Carmarthen, Carmarthenshire, SA31 3RB.

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

On 17/03/2023 between 10:20 and 11:10.

Parts of permit assessed: Site

NRW Lead Officer: Cathy Lloyd.

Report sent to: Julian Jones , Operator on 27/03/2023.

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	2.1.2
C3 - General Management - Materials acceptance	C3 Minor	1.2.1
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4 No impact	1.8.1
B4 - Infrastructure - Containment of stored materials	C3 Minor	1.1.1
C1 - General Management - Staff competency/training	Action only (X)	
F2 - Amenity - Noise	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
4	12.1

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 drainage inspection and maintenance is carried out as described in 2.210 of your EMS.	31/05/2023
C3	Please ensure that you accept only waste that is authorised in your permit. Please provide the waste documentation showing the removal of plasterboard.	31/05/2023
G4	Please make the appropriate changes to ensure the registered office address on permit is the same as the one	31/05/2023

Criteria	Action needed	Complete by
	listed in Companies House	
B4	Please ensure that all waste is stored within the container.	31/05/2023
C1	Please provide a copy of the TCM's Continuing Competence Assessment	31/05/2023

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

An unannounced routine visit was carried out at Carmarthen Recycling and Environmental Services (CRES) out on the 17 March 2023. I was accompanied by Julian Jones, operator.

Site drainage engineering

There was pooling of liquid in the treatment building and the drains were blocked. A waste transfer note was provided showing that the sealed tank had been emptied on the 16 January 2023. Pooling of water was also noted on the external hardstanding area.

This is a Category 3 breach of condition 2.1.2 in which it states: *The engineered site containment and drainage system shall be designed, constructed, inspected, validated and maintained and shall be fully documented and recorded, to be fit for purpose, and meet the standards specified in Table 2.1 below:*

Table 2.1 Site containment and drainage standards

Type of Site Surface and Drainage	Minimum Specified Standards of Design, Construction and Maintenance
a) Hardstanding	Areas of hardstanding shall be constructed of granular material (e.g. crushed stone, aggregate, road planings or other similar material) and maintained such that the working surface: i) shall remain even ii) shall not be subject to settlement or differential settlement iii) shall not be subject to rutting by vehicles even when wet iv) shall have sufficient durability to allow cleaning for example by scraping v) shall remain free of standing water.

Action: Ensure drainage inspection and maintenance is carried out as described in 2.210 of your EMS.

Materials Acceptance

A covered skip containing plasterboard was noted on site. This is a Category 3 breach of condition 1.2 1 which states, 'No waste other than those categorised in Table 1.2 and specified in section WP/1.120 shall be accepted at the site'.

Action: Please ensure that you accept only waste that is authorised in your permit. Please provide the waste documentation showing the removal of this waste.

Monitoring and Records, Maintenance and Reporting

Your permit stipulates that the registered office address is the same as the site address. The registered office address listed in Companies House differs from the site address. This is a Category 4 breach of Condition 1.8.1bi which states:

1.8.1 The following information shall be notified in writing within 5 working days to NRW:

b .Where the licence holder is a registered company:

- i. any change to the licence holders trading name, registered name or registered office address

Action: Please make the appropriate changes to ensure the registered office address on permit is the same as the one listed in Companies House

Specified Operations

A skip containing clean metal was overflowing and metal was being stored on the floor of the hardstanding area.

This is a category 3 breach of condition 1.1.1 'no waste management operations shall be authorised by this licence unless:

- a. specified in and undertaken in accordance with the limitations in section WP/1.110 of the working plan and in the following table:

Table 1.1 Specified waste management operations

Specified Waste Management Operation	Permitted Waste Types which may be subject to the Specified Operation	Limits on Specified Waste Management Operations
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All skips, drums, trailers and other mobile tanks and containers being used to store wastes outside the transfer building shall remain covered to prevent the escape of their contents. Those being used to store degradable wastes shall be covered to prevent the ingress of water.

Action: please ensure that all waste is stored within the container.

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.