

Compliance Assessment Report CAR_NRW0042102

Permit being assessed: CB3297ZG.

For: New Lodge Farm, held by Gavin Griffiths Recycling Ltd

At: Pontardulais Road, Cwmgwili, Llanelli, SA14 6PW.

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

On 21/06/2023 between 11:00 and 12:45.

Parts of permit assessed: Actions identified in previous CAR

NRW Lead Officer: David Ellar.

Report sent to: Jake Stephens, operations manager on 07/07/2023.

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)	
C1 - General Management - Staff competency/training	Assessed (A)	
C3 - General Management - Materials acceptance	Assessed (A)	
D1 - Incident Management - Site security	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 n unannounced site visit was undertaken on Wednesday 21st June 2023. Present at the

time of the visit were: David Ellar (Natural Resources Wales), Gavin Griffiths (GAVIN GRIFFITHS RECYCLING LTD) and Jake Stephens (Operations Director, GAVIN GRIFFITHS RECYCLING LTD). The weather was fine and dry however there had recently been some rain.

This was a routine visit that focused on actions identified in the previous CAR (CAR_NRW0040868). The actions were:

Wash Plant - The waste permit must be varied to include washing as a listed activity

Site Boundary - Physical markers must be erected to mark out the boundary of the permitted area and all waste activities, including storage of waste must be confined within the permitted area

Drainage Systems - Drainage systems must be constructed in a manner that prevents escape of site surface water from site.

Wash Plant

The newly constructed wash plant is still in commissioning stage. It has been previously noted that washing is a separate activity and not covered by the existing permit. An action was set for Gavin Griffiths Recycling to submit a permit variation to NRW which included this activity. A permit variation was submitted to NRW on the 31/03/2023. This application has yet to be assessed.

Site Boundary

The permitted area lies within a larger site, all which is owned and controlled by the operator. The permitted area is clearly marked on the site plan in the permit but difficult to see on the ground. This means it would be difficult to ensure all waste activities take place

within the permitted area which we believe was the case on the eastern boundary of the site. An action was set to erect physical boundary markers to define the boundary of the permitted area of the site. Concrete blocks with Cones on them had been placed at the corners of the site. Whilst this is still a temporary situation it does mark off the boundary of the permitted area.

Drainage systems

During the previous visit water was seen running off along the track at the Southeast boundary of the site. The silt trap near the site office was also in need of maintenance. Both these issues have now been resolved. A larger drainage ditch has been constructed by the stockpiles and the silt trap had been maintained and altered. Jake Stephens explained further drainage works were planned at the site.

Other observations

Site diary and daily checks

Daily site checks are undertaken by site management and weekly audits undertaken by the TCM and these are recorded. Several of these check sheets were viewed by the officer

and found to be thorough.

Dust Management:

Dust was not observed to be an issue during the visit.

Daily check sheets which include weather conditions, Emission checks, dust/debris on access road and other measures are kept and were viewed by NRW officers. T

he Dust Management Plan states, under point 5.5, that periodic dust monitoring will take place routinely every 6 months or when complaints on visible dust plumes are identified. A dust monitoring report for September 2022 has been undertaken and a copy has been received by NRW. This report will be reviewed, and any comments will be made on a separate CAR.

Noise monitoring:

A noise monitoring report has been submitted to NRW, this report is in the process of being reviewed and comment will be made in the near future.

Thank you for your time during the inspection.

Ends.

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 1st 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.