

## Compliance Assessment Report CAR\_NRW0045438

**Permit being assessed:** QP3994FZ.

**For:** Caerylchu Waste Management Facility, **held by:** Gwynedd Council

**At:** Cibyn Industrial Estate, Caernarfon, Gwynedd, LL55 2BD.

**Type of assessment:** Site Inspection,

**Reason:** Routine.

**On:** 12/07/2024 between 13:00 and 14:00.

**Parts of permit assessed:** As below.

**NRW Lead Officer:** Dafydd Williams, accompanied by Leon Williams.

**Report sent to:** Endaf Williams, Rheolwr Saflaeoedd Ailgylchu, on 21/10/2024.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W2A - Waste - Operations - Permitted activities	Assessed (A)	
W2D - Waste - Operations - The site	Assessed (A)	
W3C - Waste - Emissions and monitoring - Odour	Assessed (A)	
W3F - Waste - Emissions and monitoring - Pests	Assessed (A)	
W3G - Waste - Emissions and monitoring - Fire	Assessed (A)	

Result types are explained in more detail in the 'Important Information' section below.

Total 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

This was an arranged site inspection carried out on the 12<sup>th</sup> of July 2024 by Natural Resources Wales officers Dafydd Williams (Workplace Recycling) and Leon Williams (Senior Officer).

Weather during the inspection was overcast and dry.

#### **General Site Visit**

Prior to our visit, we had been notified of a fire occurrence at the Gwynedd Local Authority site. The site manager Endaf Williams stated no fire had occurred at the site in 12 months. There was no indication to suggest a fire had occurred during our visit.

The civic amenity site was busy during our inspection, with members of the public dropping off waste throughout our visit. The area was tidy and organised, with waste stored in the appropriate containers. Waste sorting operations at the material recycling facility was also operational during the visit. Recycling waste was being stored appropriately in the large storage bay outside of the building. Food waste is stored in a separate part of the site and is contained within a building.

#### **Storing of Waste Electrical and Electronic Directive (WEEE)**

Discussions were held regarding the appropriate storage of WEEE waste on the site and that it may be required to be stored under an impermeable roof in the future. There were multiple fridge freezers that were being stored on the civic amenity courtyard, with no protection from the weather. We encourage all our sites to conduct best practice when storing WEEE and any type of waste. Current guidelines set by the UK Government state:

“You must use weatherproof covering to store any items that may be reused as whole appliances or may have components recovered from them for reuse. The type of covering will depend on the types and quantities of waste but must ensure the WEEE is protected from the weather”.

Regarding the Caergyfchu site, we recommend placing any WEEE on an impermeable surface with a roof to ensure that waste can be recovered effectively. You can find further information regarding the storage of WEEE here - [Waste electrical and electronic equipment \(WEEE\): appropriate measures for permitted facilities - 4. Waste storage,](#)

[segregation and handling appropriate measures - Guidance - GOV.UK \(www.gov.uk\)](https://www.gov.uk/guidance/segregation-and-handling-appropriate-measures)

### Changes to T4 Exemption

Please be aware of these upcoming changes to waste exemptions. We discussed a third-party operator that is operating an area within the permitted Caerylchu site. Changes to the T4 exemption means that the third-party operator will have to move its operations to an alternative site and be the sole operator of the new location. The legislative change states:

“The 2018 consultation proposed amending the Environmental Permitting Regulations so that an exempt waste operation could no longer be carried on at a permitted waste operation. The proposal included exempt waste operations carried out adjacent to a permitted waste site that have direct technical links”.

Currently, we are unaware of the exact date the third-party will have to vacate the Caerylchu site. However, we expect that changes in the exemption will come into effect within the next 6-12 months.

Thank you for your time during the visit. The site was in good working order with waste both organised and being stored appropriately.

### Dafydd Williams

**Lleoliad Addysg Uwch Rheoleiddio Gwastraff** / Waste Regulation Higher Education Placement

**Tîm Lleoliadau Rheoleiddio Gwastraff** / Waste Regulation Placements Team

**Fe/Fo / He/Him**

**Croesewir gohebiaeth yn Gymraeg a byddwn yn ymateb yn Gymraeg, heb i hynny arwain at oedi.**

Correspondence in Welsh is welcomed, and we will respond in Welsh without it leading to a delay.

[www.cyfoethnaturiol.cymru](http://www.cyfoethnaturiol.cymru) / [www.naturalresources.wales](http://www.naturalresources.wales)

*In this document ‘Natural Resources Wales’ means the Natural Resources 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.

**If your assessment result in Section 1 is suspended, what does this mean?**

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 Waste compliance criteria (used in section 1 and 2):**

**1. Management**

- W1A – General management
- W1B – Energy Efficiency (MCP/SG facilities only)
- W1C – Avoidance, recovery and disposal of wastes produced by the activities

**2. Operations**

- W2A – Permitted activities
- W2B – Waste recovery plan
- W2C – Operating techniques
- W2D – The site
- W2E – Waste acceptance
- W2F – Technical requirements
- W2G – Improvement programme
- W2H – Pre-operational conditions

**3. Emission and Monitoring**

- W3A – Emissions to water, air or land
- W3B – Emissions of substances not controlled by emission limits
- W3C – Odour
- W3D – Noise and vibration
- W3E – Monitoring
- W3F – Pests
- W3G – Fire

**4. Information**

- W4A – Records
- W4B – Reporting
- W4C – Notification

**Enforcement response**

Any non-compliance with a permit condition 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 twenty 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 to 18:00), or email [enquiries@naturalresourceswales.gov.uk](mailto: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](mailto: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.