

## Compliance Assessment Report CAR\_NRW0046520

**Permit being assessed:** GP3191SA.

**For:** Motorworks, **held by:** Gill Waste Recycling Ltd

**At:** Motorworks, Williamstown, R C T, CF40 1RL.

**Type of assessment:** Site Inspection,

**Reason:** Routine.

**On:** 27/02/2025 between 10:14 and 10:49.

**Parts of permit assessed:** All .

**NRW Lead Officer:** Gareth Morris, accompanied by Craig Coleman.

**Report sent to:** Mr Dean Gill , Site Operator , on 04/03/2025.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W3B - Waste - Emissions and monitoring - Emissions of substances not controlled by emission limits	C2 Significant	Permit Condition 4.3.1 A, B & C
W1A - Waste - Management - General management	C3 Minor	Permit Condition 1.1.1
W1A - Waste - Management - General management	C3 Minor	Permit Condition 1.1.1 B
W2E - Waste - Operations - Waste acceptance	C3 Minor	Permit Condition 2.2.1
W2E - Waste - Operations - Waste acceptance	C3 Minor	Permit Condition 4.2.2

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

Total non-compliances recorded	Total non-compliance score
5	47

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
W3B	I informed the permit holder that the waste stored in the barn posed a significant fire risk and an environmental pollution risk. The permit holder could give me a no time scale or plan as to when the matter would be addressed. I therefore informed the permit holder that they would receive a Category Two (2) breach for this breach of permit.	21/04/2025
W1A	Action: Your Management System must explain how you will comply with the requirements of your environmental permit. I informed the permit holder that it was vital that the site permit, environmental management system and other associated documentation are always available for access by any parties that require them. As the permit holder had breached this permit condition, I informed them that they would receive a Category Three (3) breach for this breach of permit condition.	09/03/2025
W1A	Action: I informed the permit holder that they were in breach of their permit by having no persons holding an accredited WAMITAB certification. I instructed the permit holder that a person who holds a WAMITAB certification must be on site for the minimum required hours for the operation to be compliant with its permit. I informed the permit holder that they would receive a Category Three (3) breach for this breach of permit.	31/03/2025
W2E	The permit holder was informed that they would receive a Category Three (3) breach, for non-compliance of their permit for not completing their waste returns. You should also be aware that under The Landfill Disposals Tax (Wales) Act 2017 (LDTA) certain disposals of waste made at a place other than an authorised landfill site (unauthorised disposals) are subject to landfill disposals tax. The tax rate for unauthorised disposals is chargeable at £189.25 per tonne (2025/26 rate). This tax is collected and managed by Welsh Revenue Authority (WRA) and WRA may consider landfill disposals tax to be chargeable in this case. Under Section 60 of the LDTA, Natural Resources Wales and Local Authorities may share information with WRA for the purpose of assisting the collection and management of the tax. We therefore advise you that NRW intend to share information relating to this offence with the WRA.	09/03/2025
W2E	Action: I informed the permit holder that they must submit quarterly waste returns to be compliant with their permit. I informed the permit holder that they would receive a Category Three (3) breach for this breach of permit.	09/03/2025

Compliance 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.

**You are non-compliant with your permit.**

**We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.**

### 4. Details of our assessment

#### Gill Waste Recycling Limited Site Visit, Rhondda Cynon Taf (GP3191SA)- 27/02/2025

Waste Regulation Officer Gareth Morris accompanied by Senior Waste Regulation Officer; Craig Coleman visited Gill Waste Recycling Limited, Penrhiwfer Road, Williamstown, Tonypany, Rhondda Cynon Taf, CF40 1RL on 27/02/2025 to conduct a routine site inspection and to assess compliance with environmental permit: GP3191SA.

The operator holds a bespoke environmental permit (A13)

The site is a transfer station which receives a number of waste streams.

On arrival at site, we were met by a site attendant who contacted the site operator. The site visit was conducted in the absence of the site operator. Upon their arrival to site, a comprehensive verbal breakdown of the site inspection was provided to the operator. This account was signed for in my notebook.

Weather on day of inspection, was clear, dry with little wind.

#### **Breaches Recorded**

##### **W1A- General Management**

##### **Route Cause Breach 1.1.1**

Permit Condition 1.1.1 states: *In accordance with a management system, which identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents and non-conformances and those drawn to the attention of the license holder as a result of complaints.*

During my inspection of the site, I asked for access to the permitted site's environmental management system (EMS) and all other paperwork relating to the permitted site. No copies of these documents were maintained on site. The permit holder stated that all paperwork will be sent to myself in seven (7) working days.

Action: Your Management System must explain how you will comply with the requirements of your environmental permit. I informed the permit holder that it was vital that the site permit,

environmental management system and other associated documentation are always available for access by any parties that require them. As the permit holder had breached this permit condition, I informed them that they would receive a Category Three (3) breach for this breach of permit condition.

Permit Condition 1.1.1 (B) States: ***The activities shall be managed and operated by sufficient persons who are competent in respect of the responsibilities to be undertaken by them in connection with the operation of the activities.***

On inspection of paperwork in the site office, there was no evidence of a WAMITAB certification that I could see. Further checks of the WAMITAB system show that the permit holder; Mr Dean Gill does not hold an up-to-date WAMITAB certification. There are no records for a WAMITAB certification past 28<sup>th</sup> March 2003.

Action: I informed the permit holder that they were in breach of their permit by having no persons holding an accredited WAMITAB certification. I instructed the permit holder that a person who holds a WAMITAB certification must be on site for the minimum required hours for the operation to be compliant with its permit. I informed the permit holder that they would receive a Category Three (3) breach for this breach of permit.

### **W3B - Emissions of Substances not Controlled by Emission Limits**

Permit Condition 4.3.1 states: ***The Agency shall be notified without delay following the detection of:***

- a. ***Any malfunction, breakdown or failure of equipment or techniques, accident or fugitive emission which has caused, is causing or may cause significant pollution:***
- b. ***The breach of a limit specified in this license; and***
- c. ***Any significant adverse environmental and health effects.***

As soon as I arrived on the permitted site it was evident from the onset of the substantial amount of waste that was stored on site. My initial area of concern was a barn like structure that had mixed waste stored to the top of the roof. The roof of the barn was severely damaged. My fear if there was a fire within the barn, the structure would not sustain a fire and would spread quickly to neighbouring domestic properties. The waste that was stored in the barn was mixed municipal waste. The stored waste had no fire breaks. The stored waste posed a significant fire risk and a significant environmental pollution risk.

Action: I informed the permit holder that the waste stored in the barn posed a significant fire risk and an environmental pollution risk. The permit holder could give me a no time scale or plan as to when the matter would be addressed. I therefore informed the permit holder that they would

receive a Category Two (2) breach for this breach of permit.

Photograph 1.1



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Photograph 1.2



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**W2E - Waste acceptance**

Permit Condition 2.2.1 states: *Wastes shall only be accepted if:*

- a. *It conforms to the description in the documentation supplied by the producer and holder.*

The site accepts a number of waste codes. There was no evidence during my inspection that any paperwork relating to waste returns was being completed, stored on site, and then being sent to Natural Resources Wales as set out in the permit.

Action: The permit holder was informed that they would receive a Category Three (3) breach, for non-compliance of their permit for not completing their waste returns.

You should also be aware that under The Landfill Disposals Tax (Wales) Act 2017 (LDTA) certain disposals of waste made at a place other than an authorised landfill site (unauthorised disposals) are subject to landfill disposals tax. The tax rate for unauthorised disposals is chargeable at £189.25 per tonne (2025/26 rate). This tax is collected and managed by Welsh Revenue Authority (WRA) and WRA may consider landfill disposals tax to be chargeable in this case. Under Section 60 of the LDTA, Natural Resources Wales and Local Authorities may share information with WRA for the purpose of assisting the collection and management of the tax. We therefore advise you that NRW intend to share information relating to this offence with the WRA.

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**Photograph 1.3**



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**W2E-Waste Acceptance**

Permit Condition 4.2.2 states: *A summary report of the waste types and quantities accepted and removed from the site shall be made for each quarter. It shall be submitted to the Agency within one month of the end of the quarter and shall be in the format required by the Agency.*

Quarterly returns for financial years 2022-2023, 2023-2024 and 2024-2025 have not been received. I asked the permit holder for copies of their waste returns. I was informed that the waste returns

were not currently on site.

Action: I informed the permit holder that they must submit quarterly waste returns to be compliant with their permit. I informed the permit holder that they would receive a Category Three (3) breach for this breach of permit.

If you have any queries relating to this report, please do not hesitate to contact myself on the details below.

Gareth Morris

07966730983

[Gareth.morris@naturalresourceswales.gov.uk](mailto:Gareth.morris@naturalresourceswales.gov.uk)

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.