

Compliance Assessment Report

Report ID:
CAR_NRW0035363

This form will report compliance with your permit as determined by an NRW officer

Site	Greens Recycling Centre	Permit Ref	SB3493HB		
Operator/Permit holder	Greens Recycling (Wales) Ltd				
Regime	Waste Operations				
Date of assessment	21/05/2019	Time in	11:00	Out	13:00
Assessment type	Site Inspection				
Parts of the permit assessed	Various, see compliance section below.				
Lead officer's name	Perry, James				
Accompanied by	Warwick-Brown, David				
Recipient's name/position	Andrew Warren Green/ Director	Date issued	02/10/2019		

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS Scores can be consolidated or suspended where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit conditions and compliance summary	CCS Category	Condition(s) breached
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	2.3.1
C1 - General Management - Staff competency/training	C3	1.1.4
C4 - General Management - Storage, handling labelling and Segregation	C3	2.4.1
D2 - Incident Management - Accidents, emergency and incident planning	C3	1.1.1
KEY: See Section 5 for breach categories, suspended scores will be indicated as such. A = Assessed or assessed in part (no evidence of non-compliance), X = Action only, O = Ongoing non-compliance, not scored.		

Number of breaches recorded	4	Total compliance score (see section 5 for scoring scheme)	16
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details of any multiple non-compliances
- Information on the compliance score accrued inc.
- Details of advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

OVERVIEW

On 21st May 2019, officers James PERRY and David WARWICK-BROWN attended the permitted waste facility GREENS RECYCLING to conduct a compliance inspection in relation to the standard rules permit held by the site; SR2008 No. 3 - HOUSEHOLD COMMERCIAL AND INDUSTRIAL WASTE TRANSFER STATION WITH TREATMENT. The weather at the time of inspection was dry with little to no wind, and sunny overhead.

The waste storage areas were inspected wherein both type 1 and type 2 aggregates were stored. Storage techniques are adequate, with specific areas designated for the different categorisations of waste. The internal transfer station was then inspected, with a similar designated storage setup being utilised to safely store all waste.

It was noted that there was little to no impermeable surface at the aggregate storage area, and further to this there was a large oil spill that had taken place, and as there was no drainage in place it would have leached into the ground. With the River Cynon being less than 100m away, this poses a serious environmental risk.

Furthermore, there were several large blocks of stone and other scraps of general waste stored outside the permitted boundary. These have been outlined in the Compliance section below, and have been breached accordingly against the permit.

COMPLIANCE

(B3) Site drainage engineering (clean and foul)

(C3) A non-compliance which could have a significant environmental effect

Permit Condition Breached - 2.3.1: "all waste shall be stored and treated on an impermeable surface with sealed drainage system..."

Evidence - The aggregate storage area does not benefit from a sealed drainage system and impermeable surface, as seen in the photo below. Alternatively, make adequate reparations to the hardstanding in areas of degradation. Due to the proximity to the River Cynon, a Category 3 breach has been scored due to the foreseeable risk of significant pollution to a watercourse.



Action - Lay an impermeable surface that benefits from a sealed drainage system across the site boundary by **31/08/2019**.

(D2) Accidents, emergency and incident planning

(C3) A non-compliance which could have a minor environmental effect

Permit Condition Breached - 1.1.1: *"The operator shall manage and operate the activities: (a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints..."*

Evidence - There was evidence on site of several oil spills that had not been adequately cleaned up (in line with procedure detailed within EMS section 3.5.1). See below photo. Due to the proximity to the River Cynon, a Category 2 breach has been scored due to the foreseeable risk of significant pollution to a watercourse.



Action - Ensure that all future spills are managed in line with EMS procedure.

(C4) Storage, handling labelling and Segregation

(C3) A non-compliance which could have a minor environmental effect

Permit Condition Breached - 2.4.1: *"The activities shall not extend beyond the site, being the land shown edged in green on the site plan attached to the permit. "*

Evidence - Officers witnessed several waste piles being stored outside of permitted boundary, on the upper hill near the transfer station. See photo below.



Action - Removal of all waste stored outside of permitted boundary by 31/07/19.

(C1) Staff competency/training

(C3) A non-compliance which could have a minor environmental effect

Permit Condition Breached - 1.1.4: *"The operator shall comply with the requirements of an approved competence scheme..."*

Evidence - Greens Recycling failed to provide a copy of an up-to-date WAMITAB certificate for the registered TCM on site.

Action - Submit a copy of certification held by a technically competent manager to NRW by 31/07/2019

Should you have any questions or queries with regards to the site or this Compliance Assessment Record, please do not hesitate in contacting officer James PERRY on 0300 065 3473 or james.perry@naturalresourceswales.gov.uk

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0035363**

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Site	Greens Recycling Centre	Permit Ref	SB3493HB
Operator/Permit holder	Greens Recycling (Wales) Ltd	Date	21/05/2019

Section 3 – Enforcement Response

You must take immediate action to rectify any non-compliance and prevent repetition. Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			
C4	C3	Waste being stored outside permitted boundary to be removed.	31/07/2019
C1	C3	Proof of WAMITAB qualification to be provided to NRW.	31/07/2019
D2	C3	Ensure future spills are contained as specified in EMS	12/07/2019
B3	C3	installation of impermeable surface w/ sealed drainage system, or reparation of the hardstanding	31/10/2019

Section 5 – Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- Advise on corrective actions verbally or in writing
- Require you to take specific actions verbally or in writing
- Issue a notice
- Require you to review your procedures or management system
- Change some of the conditions of your permit
- Decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and/or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- Ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- Ensure you comply with other legislative provisions which may apply

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance that could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- Offering/providing you with its literature/services relating to environmental matters
- Consulting with the public, public bodies and other organisations (eg. 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 its service
- Freedom of Information Act/Environmental Regulations request

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within fifteen working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with officer's line managers using the informal appeals procedure. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00 – 18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.