

Compliance Assessment Report

Report ID:
CAR_NRW0034351

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

Site	Trecatti Landfill		Permit Ref	RP3733PC		
Operator/Permit holder	Biffa Waste Services Ltd					
Regime	Installations					
Date of assessment	11/12/2018	Time in	10:00	Out	14:00	
Assessment type	Audit					
Parts of the permit assessed	1.0, 2.0, 3.0.					
Lead officer's name	Taylor, Richard					
Accompanied by	Coleman, Craig					
Recipient's name/position	Simon Milford/ Site Manager		Date issued	18/12/2018		

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
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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	0	Total compliance score (see section 5 for scoring scheme)	0
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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

This was a scheduled site inspection aimed at liaising with the site to ensure all issues are addressed as the site heads into closure for Christmas. The secondary reason was to introduce NRW Officer Craig Coleman to the Site Manager because Craig is the new inspector for a different permitted Biffa site in Cardiff.

No Permit breaches were observed at this inspection.

1. Error in CAR form dated 25th Oct 2018 -

One Error in the last CAR form from 25th October 2018 was pointed out to NRW. At point 4 of the form it states '*The potential runoff was seen to be collected within the drainage channels which are fed to 2 treatment lagoons. This is then pumped to meet the larger site system and tankered off-site*'. This is incorrect. The runoff pathway is treated on site in the effluent treatment plan and then disposed of in the sewage network when it meets the relevant standard. This form acts as the amended version of the last form and will appear on the public register. The original CAR form from 25th October will not be amended.

2. Site raised concerns over the emission limit for NOx for the gas engines.

On investigation, a limit of 500mg/m³ was altered to 150mg/m³ between permit variation V8 and V9 without explanation. This has subsequently been transposed to the current Variation V10. This is an error which will be corrected at the next variation. The 500mg/m³ limit derives from the current Landfill gas technical guidance note 08 (LFTGN08) and will be used when auditing the site.

3. Site Inspection

3.1. No birds or pests were seen at the site on the inspection. Low cloud cover obscured the site for the duration of the visit which limited the visual scope of the inspection.

3.2. No Odour was witnessed.

3.3. No windblown litter was seen. The cleanliness of the site was remarked upon by RT and is an example of good practice.

3.4. The landfill could not be seen from the viewing platform due to the low cloud.

4. Dowlais village was visited and patrolled by NRW O(officers after the site inspection. Previous complaints have been made against the site from this location. NRW believe that these are more than likely to have been mistakenly levied at the Trecatti site due to historic incidents, and that odour in the community events are more likely to originate from effluent in the Victorian sewerage system at Dowlais, and fed from businesses further upstream which are currently being investigated by NRW. No odour was present at this time.

5. Other issues - Site have a plan in place to minimise gas collection performance from the site over the Christmas period. Cover is provided for the duration. An electronic performance system continually feeds performance data which can be tapped into by site staff.

The next scheduled inspection shall take place Late Jan 2019.

END.

EPR Compliance Assessment Report

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Operator/Permit holder	Biffa Waste Services Ltd	Date	11/12/2018

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.

Other than the provision of advice and guidance, at present we do not intend to take further enforcement action in respect of the non-compliance identified above. This does not preclude us from taking enforcement action if further relevant information comes to light or advice isn't followed.

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			

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.