

Compliance Assessment Report

Report ID:
CAR_NRW0035268

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

Site	Penrhos Depot Hazardous Waste Transfer Station	Permit Ref	JP3798FH			
Operator/Permit holder	Ceredigion County Council					
Regime	Waste Operations					
Date of assessment	14/05/2019	Time in	15:20	Out	15:50	
Assessment type	Site Inspection					
Parts of the permit assessed	See criteria listed below					
Lead officer's name	Goddard, Jeremy					
Accompanied by						
Recipient's name/position	Simon Edwards/ Technically Competent Manager	Date issued	20/06/2019			

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
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B4 - Infrastructure - Containment of stored materials	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	X	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	A	

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 routine unannounced compliance visit undertaken by Natural Resources Wales officer Jeremy Goddard (Senior Environment Officer) who met on site with Mr. Andy Dunn, who at the time was Certificate of Technical Competency (CoTC) holder for the site along with Mr. Simon Edwards.

Mr. Dunn explained during the visit that he was scheduled to change roles within Ceredigion County Council within three weeks and would then be no longer involved in the operation of the site.

The weather throughout the visit was dry and sunny.

General Site Observations:

The officer was taken around the site. The site was generally clean and tidy with all waste being kept in designated bays or containers. The officer did note that there was some broken glass on the tarmaced areas of the compound but Mr. Dunn explained there had been a collection of waste that morning and the yard was due to be swept.

Proposed Permit Variation:

During the visit Mr. Dunn mentioned that Ceredigion County Council were assessing the feasibility of developing a new transfer station at the Penrhos site but he was unaware of the full detail. Subsequent to the visit Mr. Simon Edwards has been in contact and discussed that Ceredigion County Council are looking to develop a waste transfer station building at Penrhos Depot which is outside the area currently covered by the Environmental Permit.

ACTION: Please provide a brief written summary of the proposed development - location, infrastructure (building, drainage), waste types, tonnages etc. which can be used to inform any required pre-application discussions. Can this summary be sent via email to Jeremy Goddard (jeremy.goddard@cyfoethnaturiolcymru.gov.uk).

Site Identification Board:

Condition 3.1.3 of the site's Environmental Permit specifies what information is required on the site's identification board. Checking the ID board some of the information upon it is out of date and needs to be updated (see below).



The ID board needs to be at or near the entrance telling people about the nature of the site and who they can contact for further information or who to notify if they have a concern. It needs to be easily readable from the outside of the site during daylight hours and must include (at least):

- The permit holder's name (company name at least)
- The operator's name if different
- an emergency contact name and the operator's telephone number
- a statement that the site is permitted by Natural Resources Wales
- the permit number ((EPR/JP3798FH)
- Natural Resources Wales national number, 0300 065 3000, or any other number we subsequently notify you about in writing.

ACTION: Can the site ID board be updated by 30 July and can you please provide photographs to confirm this has been done.

Other issues:

The hazardous waste premises notification for the site (CAF499) has recently been renewed and will expire on 11/06/2020.

It is likely that if the permit is varied a condition requiring a Fire Prevention and Mitigation Plan (FPMP) will be added to the document and this will need to be developed within a specified timescale. For further details on FPMPs please refer to the previous Compliance Assessment Report for this site (CAR_NRW0033721), dated 02/08/2018.

Should you have any queries or questions please do not hesitate to contact me on 0300 065 4022 or jeremy.goddard@cyfoethnaturiolcymru.gov.uk.

ENDS

EPR Compliance Assessment Report

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Operator/Permit holder	Ceredigion County Council	Date	14/05/2019

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.

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			
D1	X	Update site ID board to reflect change in regulator, permit number and contact numbers.	30/07/2019

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.