

Compliance Assessment Report

Report ID:
CAR_NRW0035905

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

Site	Woodstock Waste Transfer Stn	Permit Ref	KP3095FE		
Operator/Permit holder	Gwilym Eirwyn Williams				
Regime	Waste Operations				
Date of assessment	28/10/2019	Time in	11:00	Out	11:50
Assessment type	Audit				
Parts of the permit assessed	B3, C3, D2				
Lead officer's name	James, Ian				
Accompanied by	Palmer, Richard				
Recipient's name/position	Eirwen Williams/ Manager/TCM	Date issued	01/11/2019		

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	2.1 Site containment and drainage standards.....The engineered site containment and drainage systems shall be designed, constructed, inspected, validated and maintained and shall be fully documented and recorded, to be fit for purpose, and, where provided, to meet the standards specified in table 2.1...
C3 - General Management - Materials acceptance	C3	1.1 Specified Waste Management Operations. i) Maximum storage capacity to be 90 tonnes and include.....Quarantine d waste of total volume 3m3.....No more than 30m3 to be stored on the sorting slab prior to sorting.
D2 - Incident Management - Accidents, emergency and incident planning	C3	4.3.2 The operator shall manage and operate

		the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance.
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	3	Total compliance score (see section 5 for scoring scheme)	12
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response
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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

Compliance Assessment Report – Woodstock Waste – EPR-KP3095FE

Introduction

At 1100 on 28th October 2019 your site was inspected as part of routine inspections and to check on progress of previous overdue actions. Your regulatory officer, Ian JAMES, was in attendance as was officer Richard PALMER. NRW officers were met by Mr Eirwen WILLIAMS, Owner and Supervisor. The weather was cool and dry with a moderate breeze.

Your operation consists of a Waste Transfer Station.

Areas of the permit assessed, finding and actions

B3 – Infrastructure - Site drainage engineering (clean and foul) – **Cat 3 breach**

2.1 Site containment and drainage standards.....The engineered site containment and drainage systems shall be designed, constructed, inspected, validated and maintained and shall be fully documented and recorded, to be fit for purpose, and, where provided, to meet the standards specified in table 2.1...

Finding – Limited and insufficient progress made with rebuilding of drainage.

Action – Complete drainage reconstruction to required standards by 28th Jan 2020.

C3 – General Management - Materials acceptance – **Cat 3 breach**

1.1 Specified Waste Management Operations. i) Maximum storage capacity to be 90 tonnes and include.....Quarantined waste of total volume 3m3.....No more than 30m3 to be stored on the sorting slab prior to sorting.

Finding – Materials above acceptable levels. Operator explained the Trommel was out of action.

Action – Improve operations by 28th January 2020.

D2 - Incident Management - Accidents, emergency and incident planning – **Cat 3 breach**

4.3.2 The operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance.

Finding – An electronic version of the proposed FPMP was previously emailed to NRW without success (attachments failed to download correctly). This should be re-sent successfully for consideration, either electronically or by post. It was not available to review on site.

Action – Ensure proposed FPMP is received by NRW by 29th January 2020.

Other

The main entrance way and the waste receiving area were clear and appeared to be being managed well at the time of the inspection with skips providing good segregation.

Enforcement action is being considered due to the ongoing non-compliance in respect of Drainage and FPMP and will depend on the ability to comply with the action due dates in this report.

If you have any questions regarding this Compliance Assessment Report (CAR) form, please contact Ian James on 03000 654203 or via email on ian.james@naturalresourceswales.gov.uk

In this document 'Natural Resources Wales' means the Natural Resource Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) Order 2012.

EPR Compliance Assessment Report

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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			
D2	C3	Ensure proposed FPMP is received by NRW	28/01/2020
C3	C3	Improve operations by 28th January 2020	28/01/2020
B3	C3	Complete drainage reconstruction to required standards	28/01/2020

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.