

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

Site	Gellia'r-gwellt Uchaf Transfer & Composting Station	Permit Ref	WB3993HE		
Operator/Permit holder	Bryn Recycling Limited				
Regime	Waste Operations				
Date of assessment	09/12/2019	Time in	09:50	Out	11:00
Assessment type	Site Inspection				
Parts of the permit assessed	Various				
Lead officer's name	Lee, Jonathan				
Accompanied by	Burge, Chris				
Recipient's name/position	Jennifer Price/ Technically Competent Manager	Date issued	17/01/2020		

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
C2 - General Management - Management system and operating procedures	X	
C4 - General Management - Storage, handling labelling and Segregation	X	
G1 - Monitoring and Records, Maintenance and Reporting - Monitoring of emissions and environment	X	

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

Compliance Assessment Report – Bryn Recycling Limited

Introduction

Officers Jonathan LEE and Chris BURGE in attendance of Bryn Recycling Limited, Gelligaer to complete a routine compliance inspection of the environmental permit **EPR-WB3993HE**. Weather was cold and windy. Officers met with the Technically Competent Manager of the facility, Ms Jennifer Price.

Following the previous compliance inspection on the 20th June 2019 (**CAR_NRW0035350**), an action plan was submitted by the operator for the stockpiles of green waste/oversize stockpiles requiring processing or onward transfer/disposal. This action plan is summarised in the table shown below. The visit was arranged to complete an inspection of the area of the site used for the open windrow composting of green waste, and to inspect the stockpiles requiring action by the 2nd December 2019.

Stock pile	Action	Time scale	Deadline
Unsorted oversize against the end quarry wall	Screen	3 months	Monday 2 nd December 2019
The oversize pile next to dust	Find a disposal destination	6 months	Monday 2 nd March 2020
Mature compost	Screen again and move to planning areas around quarry	3 months	Monday 2 nd December 2019
Immature compost	Turn and increase separation distance as other stock piles are moved	6 months	Monday 2 nd March 2020
New green waste	Continue shredding on current schedule	On going	N/A

Compliance

C4 Storage, handling, labelling and segregation – Action only – Permit Condition 2.1.1.

During the inspection it was noted that the operator had made significant improvements to the operational activities and storage techniques of green waste/composted material in the 'quarry' area of the site used for the processing of green waste. Since the previous inspection, stockpiles of mature compost had been screened and been sent from the site. It was stated that the mature compost had been used for landscaping requirements in areas surrounding the quarry on site. As shown in Photos 1 and 2 below, stockpiles of incoming green waste/material undergoing composting/composted material were clearly segregated.



Photo 1: Site overview looking towards quarry wall



Photo 2: Green waste stockpile(s)

A stockpile of oversize/composted material had been moved by the operator to the 'upper' yard on the site. It was stated by the operator on site that this material is to be processed in the coming months in line with the action plan detailed above. Photo 3 below displays the composted green waste/oversize awaiting processing in the 'upper' yard.



Photo 3: Stockpile of oversize/composted material awaiting processing

Action: Continue with actions stipulated in action plan detailed above.

A deadline of the **2nd March 2020** has been set for this action to be completed, a compliance inspection of the green waste composting portion of the site will be completed by officer Jonathan LEE after this deadline has expired.

C2 – Management system and operating procedures – Action only – Permit Condition 1.1.1 (a)

The previous compliance inspection on the 20th June 2019 (*CAR_NRW0035350*) required updates to site management documents to be made by the 25th October 2019. A revised site management document (EMS) was received on the 9th October 2019. It has been noted that this document, alongside other management documents such as the site specific bioaerosol risk assessment and odour management plan have not been fully revised as the operator is intending to submit a permit variation application to Natural Resources Wales.

It is noted that the operator acted to resolve the non-compliance scored during the previous inspection. Therefore, a permit non-compliance has not been scored on this occasion. A permit variation application (and updated site management documents) should be submitted to Natural Resources Wales

Action: Submit permit variation application.

A deadline of the **2nd March 2020** has been set for this to be completed. Please advise regulatory officer Jonathan Lee if this deadline is unattainable.

If a permit variation application is not forthcoming, Natural Resources Wales will be required to regulate the green waste composting activities in line with the **current** permitted activities, and their associated site management documents. It should be noted that further compliance breaches may be recorded regarding this matter.

G1 – Monitoring of emissions and environment – Action only – Permit Condition 3.5.1.

Permit condition 3.5.1. states that the ‘the operator shall, unless otherwise agreed in writing by the Environment Agency, undertake the monitoring specified in the following tables in Schedule 3 to this permit: (a) bioaerosol monitoring specified in Table S3.1.

Table S3.1 requires bioaerosol monitoring reports to be submitted to Natural Resources Wales for assessment every 4 months. With periods beginning 1st January, 1st May and 1st September.

The most recent bioaerosol monitoring was completed on the 24th July 2019, the report for this monitoring was assessed in the report **CAR_NRW0035991**.

A bioaerosol monitoring report has not been received by Natural Resources Wales for the monitoring period 1st September 2019 to 1st January 2020. It is understood that attempts were made by representatives of Cardiff Metropolitan University to complete monitoring exercises on two dates during this period. However, due to unsuitable weather conditions on both dates the monitoring exercises were unable to be completed.

A permit breach has not been scored on this occasion as attempts were made to complete the bioaerosol monitoring required. However, action should be taken to ensure that future bioaerosol monitoring reports are submitted in a timely manner.

Action: Ensure that future bioaerosol monitoring reports are submitted for each period.

A deadline of the **30th April 2020** has been set to rectify this non-compliance as this is the end of the next bioaerosol monitoring reporting period.

Other – Waste Transfer Station

Officers also completed a visual check on areas and buildings comprising the waste transfer station portion of the facility. It was noted by officers that several walled bays and sections of concrete pavement were being constructed to improve site drainage and waste storage techniques.

Compliance for the waste transfer station portion of the of facility has not been formally assessed as part of this inspection.

Summary

No compliance breaches were identified during the inspection. However, three points requiring action by the operator have been listed. Please see that action is taken regarding the points raised.

If you have any queries regarding this Compliance Assessment Report please contact regulatory officer Jonathan Lee on 0300 065 3908, or via email at jonathan.lee@naturalresourceswales.gov.uk

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of

the Natural Resources Body for Wales (Establishment) order.

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0036194**

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

Site	Gellia'r-gwellt Uchaf Transfer & Composting Station	Permit Ref	WB3993HE
Operator/Permit holder	Bryn Recycling Limited	Date	09/12/2019

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.

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			
G1	X	Ensure that future bioaerosol monitoring reports are submitted for each reporting period.	30/04/2020
C2	X	Submit permit variation application.	02/03/2020
C4	X	Continue with actions stipulated in action plan detailed in report.	02/03/2020

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.