

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

Site	Green Skips Environmental Ltd	Permit Ref	EP3994FB		
Operator/Permit holder	Green Skips (Environmental) Ltd				
Regime	Waste Operations				
Date of assessment	16/12/2019	Time in	15:15	Out	15:35
Assessment type	Unknown				
Parts of the permit assessed	See below				
Lead officer's name	Harper, Philip				
Accompanied by	Hughes, Julie				
Recipient's name/position	Kevin Davies/ Director	Date issued	15/01/2020		

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
A1 - Specified by permit	C3	A.8.1
	A	
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	C3	A.2.1
C4 - General Management - Storage, handling labelling and Segregation	A	
E2 - Emissions - Land and groundwater	A	
E3 - Emissions - Surface water	A	
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	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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	2	Total compliance score (see section 5 for scoring scheme)	8
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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

NRW officers Phil Harper and Julie Hughes visited Green Skips (Environmental) Ltd, Plot 10, Gaerwen Industrial Estate, Gaerwen, LL60 6HR on the 16th December 2019 at 15:15. Mal Williams accompanied the site inspection.

Weather conditions were dry, overcast and calm.

At the time of the visit there was activity on site. There are ongoing site infrastructure improvements at the site namely the installation of new concrete pads to extend the operational area of the site.

B4 Containment of stored materials

Segregated waste was stored in bays that had been constructed using concrete lego blocks. Bays were in good condition and the waste was contained within in each bay with no waste spilling out or overflowing.

F1 Odour

No odours on site or outside of the site boundary.

F2 Noise

Site was operational during the inspection, no excessive noise.

F3 Dust/fibres/particulates and litter

Ground conditions were damp at the time of the inspection. No dust on site, no litter outside of the site boundary.

F4 Pests/birds and scavengers

No vermin on site.

F5 Deposits on road

No deposits or mud on the road outside the site.

Non- compliance with permit conditions

The following permit breaches have been witnessed during the inspection:

A1 Specified by permit

Permit condition A.8.2 (Detailed in working plan)

A trommel and picking line have been installed on the site and are operational.



Making reference to section 4.3 of the agreed working plan which states “The load will be sorted by hand or with a mechanical grab/bucket (on the JCB)”.

Advice and guidance which was issued to Green Skips Environmental Ltd on the 3rd July 2018 stated that a permit variation would be required before using a trommel and picking line on site to treat waste.

At present a permit variation has not been applied for an approved to allow for this activity. This is **Category 3 permit breach** with respect to condition A.8.2 “**Details of any proposed amendments to the agreed working plan shall be submitted to the Environment Agency in advance of the proposed date of implementation. No changes in the agreed method of operation shall be implemented until the proposals are agreed, in writing, by the Environment Agency. Should the proposed amendment, in the opinion of the Environment Agency require consultation of any other body a minimum period of 1 month shall be required for determination, unless otherwise notified in writing by the Environment Agency**”.

Permit condition A.10 Maximum Duration of Storage

A.10.1 During a conversation with Kevin Davies, following the site visit. The regulating officer was informed that inert waste had been on site for several weeks due to outlet issues. The permit states that inert waste shall be stored on site for a maximum of 7 days. Advice and guidance which was issued to Green Skips Environmental Ltd on the 3rd July 2018 stated that a permit variation would allow for a change in the duration of storage to support the business. Mitigation measures should be in place so that if outlet issues occur waste is removed from site and disposed of at a facility which is permitted to accept it, e.g. landfill.

This is a **Category 3 permit breach** with respect to condition A.10.1 “**Inert waste shall be stored on site for a maximum of 7 days unless a longer period of storage has been agreed in writing with the Environment Agency**”.

A.10.5 The site is over the maximum specified capacity for waste. Waste was still being accepted during the site visit.

This is a **Category 3 permit breach** with respect to condition A.10.5 “**If the maximum storage capacity of the site is reached no further waste shall be deposited until at least 20 % of the waste is removed from the site and taken to a suitably licensed or exempted facility**”.

Category 3 scores for breaches with respect to breaches that are specified by the permit have been consolidated into a single **Category 3 score**.

C3 Materials Acceptance

Permit Condition A.2.1 (Appendix 1)

Total Waste input.

Waste returns for **2018** show that the site accepted **6483 tonnes** of waste, which is over the specified limit of **5000 tonnes**.

Waste returns for the first three quarters of **2019** show that the site has accepted **6738 tonnes** of waste and is already over the **5000 tonne** limit.

At the time of the inspection the site had exceeded its inert waste storage limit of **200 tonnes**. A CAR form which was issued to Green Skips Environmental Ltd on the 3rd July 2018 advised the site to only accept and store the permitted quantity of waste or to vary the permit.





This results in a consolidated **Category 3 permit breach** with respect to condition A.2.1 (Appendix 1) **“The types and maximum quantities of wastes permitted for deposit, within the transfer station, shall only be those as shown in Appendix 1 of this licence”**

Appendix 1 states

“The total waste input to the site in any one calendar year shall be less than 5000 tonnes”.

“The maximum amount of waste to be stored at any one time within the licensed area shall be 260 tonnes: 200 tonnes inert waste and 60 tonnes other waste”.

Please note that inert waste that has been treated by using a trommel and screen is classed as waste until it has been tested under WRAP protocol to demonstrate that it meets a high enough standard to no longer be waste. Tested material should then be segregated from any newly imported inert waste materials i.e. different stockpiles to avoid any cross contamination.

Actions: The quantity of inert waste on site must be brought down to **200 tonnes** as specified in **appendix 1 (3)** of permit by **31st January 2020**.

Please note that permit condition A.8.3 States that “No waste shall be deposited at the site at any time except when the site is being operated in full compliance with the conditions of this licence”

Failure to comply cause a **statutory notice** to be issued by Natural Resources Wales.

Kind Regards

Phil Harper
Industry and Waste Regulation Officer NW
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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 2012.

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0036106**

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

Site	Green Skips Environmental Ltd	Permit Ref	EP3994FB
Operator/Permit holder	Green Skips (Environmental) Ltd	Date	16/12/2019

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.

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			
A1	C3	Apply for a permit variation immediately	31/01/2020
C3	C3	Vary permit immediately and or reduce quantity of waste on site	31/01/2020

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.