

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

Site	Unit 1- Crugmore Farm	Permit Ref	AB3493CS		
Operator/Permit holder	M D Recycling Limited				
Regime	Waste Operations				
Date of assessment	16/12/2019	Time in	10:30	Out	13:30
Assessment type	Audit				
Parts of the permit assessed	All				
Lead officer's name	Dines, Malcolm				
Accompanied by					
Recipient's name/position	Marc Davies/ Director	Date issued	14/01/2020		

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	2.4.1
C4 - General Management - Storage, handling labelling and Segregation	C3	2.3.1

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

Officer was accompanied by the Operator during the visit.

This was the first inspection carried out when the site has been operating. Inside the transfer building is tidy and well organised. The building is swept at the end of each day, all wastes are stored in bays or skips and there was no evidence of incompatible wastes being mixed as shown in the photograph below.



You are reminded that once the waste is segregated within bays, it is important that wastes are not allowed to mix again.

At the tie of the visit it was seen that wastes were being stored outside the permitted area. A blue bulk skip containing mixed wastes was located about 20m to the north of the permit boundary, as shown in the photograph below:



Additionally a 7 cubic metre skip containing sorted wood had been moved outside the transfer building on the northern side and so

was outside the permit boundary, as shown in the photograph below - the skip behind the "Hard Plastic" skip:



On the concrete pad adjacent to the transfer building there were three empty skips. You explained that the full skip was waiting to be unloaded in the transfer building and was temporarily placed in a convenient location out of the way. It was explained that this was a breach of permit and pointed out that the three empty skips could have been moved and the full skips stored on the concrete pad within the permit boundary. The concrete is there as part of the pollution prevention infrastructure and not just a place to store empty skips.

This is a breach of permit condition 2.4.1 and receives a Compliance Classification Score (CCS) of 3 against Compliance Assessment Report (CAR) criteria A1.

The permit requires all wastes to be stored within a building or secure container and on an impermeable surface with sealed drainage. Neither of these skips are covered or sheeted and therefore are not secure and neither were being stored on impermeable pavement with sealed drainage.

This is a breach of permit condition 2.3.1 and receives a CCS score of 3 against CAR criteria C4.

Technical Competence

The continuing competency certificates for the site were reviewed and are within date. The renewal date is 2021.

Waste Returns

Prior to the compliance visit the waste returns for the 12 months up to the end of September 2019 for the site were reviewed. Please provide responses to the following queries, the compliance assessment for this will be produced on a subsequent CAR Form.

EWC 15 01 01 - Cardboard; EWC 15 01 03 - Pallets; EWC 15 01 07 - Glass Bottles: None of these waste streams which were accepted at the site have been exported in that 12 month period. During the site inspection there was no evidence of the such a quantity of material, please explain what happened to each of these waste types.

EWC 19 12 09 - 37 tonnes of this waste stream was reported as having been exported from the site. It is not possible to generate this waste stream from those reported as being accepted at the site, so where did this waste come from?

EWC 19 12 12 - Mixed Plastics: This waste stream is not permitted at the site, why was it accepted?

EWC 20 01 08 - Canteen Waste: 840kg of this waste was accepted, why has none of it been exported?

Fire Prevention Plan

Permit Condition 3.4.1 requires that the activities at the site shall be managed and operated in accordance with a Fire Prevention Plan. Please submit a copy of the Fire Prevention Plan for the site by 20th January 2020 and this will be reviewed as part of the compliance work for the site on a separate Compliance Assessment Report.

Site Permit and Plan

You highlighted that the plan showing the site outline for this permit, as shown in Schedule 1, is incorrect and is not consistent with what operator submitted. with permitting.

Environmental Management System

Please submit the latest version (either electronically or in hardcopy) of the Environmental Management System for the site.

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0036131**

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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.

In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.

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	Ensure all wastes are stored within the permit boundary. There was adequate space for the skip to be stored in accordance with the permit.	20/01/2020
C4	C3	Ensure all wastes are stored in accordance with the permit: within the transfer building or in secure containers and on impermeable pavement with sealed drainage.	20/01/2020

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.