

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

Site	Unit A6	Permit Ref	AB3097ZB		
Operator/Permit holder	C & A Asbestos Removal Ltd				
Regime	Waste Operations				
Date of assessment	03/02/2020	Time in	11:05	Out	12:30
Assessment type	Site Inspection				
Parts of the permit assessed	See below				
Lead officer's name	Grant, Daniel				
Accompanied by	Wilby, David				
Recipient's name/position	Andrew Owen/ Director	Date issued	12/02/2020		

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	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
E3 - Emissions - Surface water	A	
E5 - Emissions - Waste	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	

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 Pre-arranged site inspection carried out on Monday 3rd February 2020 by Natural Resources Wales officer Daniel Grant (North West Hazardous waste regulation officer) and David Wilby (Senior Industry & Waste Regulation Officer). Officers signed in to the site at 11:05 am.

Present was Andrew and Lorraine Owen of C & A Asbestos Removal Ltd.

Weather conditions throughout the visit were overcast, with occasional light rain.

Discussion took place firstly within the site office regarding non-compliances identified in the previous CAR form. The following non-compliances have been resolved:

- **B3 - Infrastructure - Site drainage engineering (clean and foul), Permit Condition 2.3.1 (Table 2.3)**

All asbestos on -site was clearly double bagged and stored within a single secure and identifiable container. This container was locked inside a large shed which has an impermeable surface and sealed drainage. Because of this change in operational storage area you are currently compliant.

- **C1 - General Management – Staff competency/training, Permit Condition 1.1.4,**

You stated that you have now secured a TCM for your site. As requested, could you provide us with an e-mail as evidence that Brian Warner will cover the temporary TCM duties whilst Mr Owen and his son are in training for a WAMITAB certification. Please provide NRW with this evidence by 29 February 2020.

I have attached the "How to comply with your environmental permit" document for advice and guidance which outlines site attendance expectations for the TCM. Page 37 refers to a minimum attendance of 1 hour a week, but this depends on site operational hours.

- **C2 - General Management – Management system and operating procedures, Permit Condition**

1.1.1 (a)

A copy of the site's Environmental Management System (EMS) was available upon request. Could you provide us with a copy of the EMS by 29 February 2020.

As the site operator and permit holder you must ensure that everyone on site follows the procedures in the EMS. You must regularly assess your EMS to ensure it reflects your permit conditions and make changes if needed.

A copy of the permit was available within the site office upon request.

Following discussions in the office, officers inspected the permitted area accompanied by Mr Owen.

Discussions took place regarding the previously used storage area. Two skips stored here were empty and clean.

This storage area is still not appropriate for storing asbestos due to lack of sealed drainage. Within the introductory note of your permit provides is information on what you can discharge.

“Liquids may be discharged into a sewer subject to consent issued by the local water company”

“Clean surface water from the waste storage area may only be discharged directly to surface waters, or to groundwater by seepage through the soil via a soakaway if first passed through a filter capable of removing asbestos fibres”.

Officers observed the storage of bagged asbestos in a skip in the large shed and noted the impermeable surface and sealed drainage.

Officers left site at 12:30.

Thank you for your time. If you would like to discuss anything mentioned in this report, please contact Daniel Grant using the below details.

Regards,

Daniel Grant, Hazardous Waste Regulation Officer

daniel.grant@cyfoethnaturiolcymru.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 2012.

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0036329**

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Site	Unit A6	Permit Ref	AB3097ZB
Operator/Permit holder	C & A Asbestos Removal Ltd	Date	03/02/2020

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			

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.