

Compliance Assessment Report

Report ID:
CAR_NRW0026741

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

Site	Cowbridge Compost Ltd	Permit Ref	BP3095SR			
Operator/Permit holder	Cowbridge Compost Ltd					
Regime	Waste Operations					
Date of assessment	21/09/2016	Time in	09:30	Out	13:00	
Assessment type	Site Inspection					
Parts of the permit assessed	Site Operations					
Lead officer's name	Ward, Adam					
Accompanied by						
Recipient's name/position	John Homfrey / Mike Hallet/ Director / TCM	Date issued	07/12/2016			

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	
B1 - Infrastructure - Engineering for prevention and control of emissions	C3	2.1.1
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
E1 - Emissions - Air	A	
E5 - Emissions - Waste	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	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	1	Total compliance score (see section 5 for scoring scheme)	4
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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

Cowbridge Compost Inspection 21st September 2016

This inspection was conducted as part of the regular compliance assessments required throughout the year. Thank you for taking the time to show your regulatory officer around site.

During the inspection, odour complaints received by NRW that were potentially linked to the site were discussed. It was noted that the site had made substantial improvements since October 2015, as no complaints directly linked with the composting operation were received for almost 12 months. Internal investigations completed by staff at Cowbridge Compost revealed that the 2 complaints received during summer months were likely linked to landspreading in the area, which is common agricultural practice during the dry periods.

Having inspected the In Vessel Composting (IVC) building and Open Windrow Composting (OWC), your regulatory officer confirmed that there were little to no odours noticeable when in close proximity to the building or compost stockpiles. Inevitably there remains a risk of minor odours emissions during certain activities such as movements of compost or shredding and screening but it is the view of the officer that the operator is currently minimising these risks as far as practicable. Therefore the operator is compliant with the relevant conditions of the Permit and sections of the Environmental management System (EMS) and Odour Management Plan (OMP).

During the site inspections, there were some compliance issues relating to the impermeable surface and sealed drainage system, as explained below;

Compliance

B1) Infrastructure – Engineering for Prevention and Control of Pollution (Category 3 Breach)

Permit Condition 2.1.1 – referring to table S1.1, requires all storage and physical treatment of waste to take place on an impermeable surface with sealed drainage system. There are several areas of damaged

concrete which form part of the sealed drainage system. Further, the drainage ditch adjacent to some storage areas is not fully lined with impermeable material. **You have been scored a category 3 breach against this permit condition for the storing and treating waste in these areas.**

Action: Please ensure the damaged areas are recorded in the site diary and repaired as soon as practicable. You should consider blocking off drainage routes to the drainage ditch in certain areas or ensure the ditch is fully lined with impermeable material. Please notify your regulatory officer when this work is complete.

Other Comments

- You explained that you still intend to go ahead with an on farm AD plant near the IVC building. Please keep your regulatory officer updated on the progress with this and feel free to get in touch for pre-application discussions.
- Please ensure bio-aerosol monitoring reports for 2016 are submitted as soon as practicable.

If you have any questions regarding this Compliance Assessment Compliance (CAR) form, please contact Adam Ward on 03000 653149 or via email on adam.ward@naturalresourceswales.gov.uk

EPR Compliance Assessment Report

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Operator/Permit holder	Cowbridge Compost Ltd	Date	21/09/2016

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			
B1	C3	Please record damaged areas in site diary and repair as soon as practicable. Also block drainage channels to section of drainage ditch which is not impermeably lined or extend existing lining.	27/01/2017

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.