

## Compliance Assessment Report

Report ID:  
CAR\_NRW0036658

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

|                              |                                  |             |            |     |     |
|------------------------------|----------------------------------|-------------|------------|-----|-----|
| Site                         | Safetykleen Broughton            | Permit Ref  | WP3694FZ   |     |     |
| Operator/Permit holder       | Safety Kleen U K Ltd             |             |            |     |     |
| Regime                       | Waste Operations                 |             |            |     |     |
| Date of assessment           | 09/06/2020                       | Time in     | N/A        | Out | N/A |
| Assessment type              | Site Inspection                  |             |            |     |     |
| Parts of the permit assessed | 7.2 - Records of waste movements |             |            |     |     |
| Lead officer's name          | Bradshaw, Kathryn                |             |            |     |     |
| Accompanied by               |                                  |             |            |     |     |
| Recipient's name/position    | Paul Sandilands/ Site Manager    | Date issued | 10/06/2020 |     |     |

### 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 |
|------------------------------------------|--------------|-----------------------|
|------------------------------------------|--------------|-----------------------|

**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 |
|-----------------------------|---|-----------------------------------------------------------|---|

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

### 2019 Waste Return Review

A review of your waste returns submitted for 2019 for permit number EPR-WP3694FZ has been completed and the following issues have been found:

Section 7.2 of your permit requires you to submit a summary of waste movements for each quarter of the financial year and shall be submitted within one month of the end of each quarter. No waste returns have been submitted for Q4 2019.

Please could you submit these by 29th June 2020.

### Waste Acceptance Procedures

The waste returns indicated that the following non permitted waste types had been accepted:

In quarters 1 and 2 you reported taking in waste with the EWC code 20 01 35 (discarded electrical and electronic equipment other than those mentioned in 20 01 21 and 21 01 23 containing hazardous components)

In quarters 2 and 3 you reported taking in waste with the EWC code 20 01 36 (discarded electrical and electronic equipment other than those mentioned in 20 01 21, 20 01 23 and 20 01 35)

In quarter 1 you reported taking in waste with the EWC code 14 06 01 (chlorofluorocarbons, HCFC, HFC)

In quarter 1 you reported taking in waste with the EWC code 16 02 11 (discarded equipment containing chlorofluorocarbons, HCFC, HFC)

Can you please review your waste acceptance and recording procedures to ensure that wastes are coded under the most appropriate EWC. If you wish to continue to accept these wastes then you would need to apply for a variation to your permit.

Should you wish to discuss this CAR form or discuss your permit I can be contacted on the details below.

Thank you

Kathryn Bradshaw

Hazardous Waste Regulation Officer

Email: [kathryn.bradshaw@cyfoethnatriolcymru.gov.uk](mailto:kathryn.bradshaw@cyfoethnatriolcymru.gov.uk)

Direct Dial: 0300 065 5191

**Reviewed following email dated 09/06/20 confirming the Q4 returns were submitted on 24/01/20 to the waste returns email address. The score has now been removed for this.**

**For future reference the wastes as detailed above which you stated were being kept under your S1 and S2 exemption should not be entered into your quarterly waste returns and should be stored and dealt with as a completely separate entity.**

Thank you

Kathryn Bradshaw



## EPR Compliance Assessment Report

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CAR\_NRW0036658**

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

|                        |                       |            |            |
|------------------------|-----------------------|------------|------------|
| Site                   | Safetykleen Broughton | Permit Ref | WP3694FZ   |
| Operator/Permit holder | Safety Kleen U K Ltd  | Date       | 09/06/2020 |

### 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.

### 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](mailto: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.