

Compliance Assessment Report CAR_NRW0036854

Permit being assessed: EP3994LG.

For: The Granary, held by Caerphilly Skip Hire (C W S) Ltd

At: Graddfa Road, Llanbradach, Mid Glamorgan, CF83 3QS.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 05/08/2020 between 10:30 and 11:15.

Parts of permit assessed: Various

NRW Lead Officer: Jonathan Lee.

Report sent to: Alun Pitten, Director on 11/08/2020.

1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	C4 No impact	2.3.2
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
C2 - General Management - Management system and operating procedures	Assessed (A)	
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	Assessed (A)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
1	0.1

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

Criteria	Action needed	Complete by
A1	No action required	Already completed

Action criteria codes are listed in the 'Important information' section below.

3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

At this time, we do not intend to take any further action.

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

4. Details of our assessment

Officers Jonathan LEE in attendance of Caerphilly Skip Hire, Llanbradach to complete a routine compliance inspection of the environmental permit EPR/EP3994LG. Weather was warm and dry at the time of the inspection. Officer LEE met with site manager, Mr Alun Pitten.

The site was not inspected during the Spring of 2020, due to the Coronavirus pandemic and associated restrictions.

Permit Variation

The operator recently applied to vary the permit for the site in order to;

- Increase annual throughput from 22,500 tonnes to 74,999 tonnes
- Add waste types
- Extend the permitted boundary
- Allow crushing and screening of certain waste types
- Allow the bulking up of bagged asbestos
- Allow the shredding of wood
- Allow temporary storage of waste in skips on concrete or hardstanding

Following assessment by the NRW Permitting department of the application and associated documents submitted, a varied permit was issued to the operator on the 27th July 2020.

Inspection

The visit was arranged to familiarise the operator with the 'new' requirements of the varied permit and to complete a routine inspection of the permitted area. The main new requirements of the permit were highlighted to the operator and are as follows;

- Condition 1.1.1 (Environmental Management System) – the operator is now required to manage and operate the site activities in accordance with the updated EMS submitted as part of the permit variation application.
- Condition 2.1.1 (Permitted Activities) – the operator is now permitted to undertake the activities as specified in Table S1.1. of the permit and is limited as per 'limits of activities' specified in this table.
- Condition 2.2.1 (Permitted Area) – the operator is now permitted to operate within the area edged green on the site plan in Schedule 7 of the permit.
- Condition 2.3.1 (Operating Techniques) – the operator is now required to operate the site in line with the documents listed in Table S1.2.
- Condition 2.3.2 (Waste Types) – the operator is now permitted to accept the quantity and waste types as specified in Schedule 2 of the permit.
- Condition 3.5.1 (Fire Prevention and Mitigation Plan) – the operator is now required the manage and operate site activities in line with the FPMP submitted as part of the permit variation

application.

A visual inspection of the new permitted area was completed, the site was operationally busy with wastes being mechanically and hand sorted into separated waste fractions. No permit breaches in relation to the site infrastructure, storage of waste or site management were noted as part of the inspection. Relevant categories have been marked as compliant accordingly.

It was noted that several improvements to site infrastructure and drainage were ongoing at the time of the inspection. It was noted that there is intention to convert some of areas of hardstanding on site to areas of impermeable pavement, particularly in the 'top yard' and around the area where waste soils are stored. Please notify your regulatory officer once these improvement works are completed.

Compliance

The following non-compliance was identified during the inspection.

A1 – Permitted activities – Category 4 breach – Permit Condition 2.3.2

Prior to the permit variation issued on the 27th July 2020, the permit condition 2.3.2. stated that 'Waste shall only be accepted if (a) it is of a type and quantity listed in Schedule 2 Table S2.1'...

Table S2.1 stated that 'The total quantity of waste accepted at the site shall be less than 22,500 tonnes a year'.

Prior to the visit, a review of the 2019 waste returns submitted by the operator was completed. The following quantities of waste were accepted onto the site in each quarter of 2019;

- Quarter One – 5184 tonnes
- Quarter Two – 4952 tonnes
- Quarter Three – 5971 tonnes
- Quarter Four – 7153 tonnes

The total quantity of waste accepted onto the site in 2019 was **23,260 tonnes**. This was in exceedance of the **previously** permitted tonnage of 22,500 tonnes.

A **Category 4 Breach** of permit condition 2.3.2 has been scored for failure to ensure that the waste accepted onto site is less than 22,500 tonnes a year. A Category 3 breach has not been scored as the operator had acted to submit a permit variation application to increase the annual throughput tonnage of the facility.

Action: No action required as permitted tonnage has been increased.

Summary

Thank you for your time.

If you have any queries regarding this Compliance Assessment Report please contact regulatory officer Jonathan Lee on 0300 065 3908, or via email at jonathan.lee@naturalresourceswales.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.

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

Important information

Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

What are suspended scores?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry and Waste action criteria (used in section 1 and 2):

A: Permitted activities

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or services relating to environmental matters
- consulting with the public, public bodies and other organisations (e.g. 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 our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at ask@ombudsman.wales

Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.