Cyfoeth Naturiol Cymru
Natural Resources Wales

Compliance Assessment Report CAR_NRW0036994

Permit being assessed: YB3097TR.
For: Woodmat Bridgend, held by Woodmat Limited
At: Chilcott Avenue, Brynmenyn Industrial Est, Bridgend, CF32 9RQ.

Type of assessment carried out: Site Inspection, Reason: Routine.
On 28/09/2020 between 11:05 and 12:00.
Parts of permit assessed: C4

NRW Lead Officer: Elysia Lovelock.
Report sent to: David Matton, Director on 13/10/2020.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C4 - General Management - Storage, handling labelling and Segregation	C3 Minor	3.4.1

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

Total number of non-compliances recorded	Total non-compliance score
1	4

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
C4	Remove the remaining deposit of spread waste wood chip in order to operate activities in accordance with the written fire prevention plan, notify Natural Resources Wales on removal of the waste and provide the waste transfer notes.	04/11/2020

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.

You are non-compliant with your permit.

We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.

4. Details of our assessment

[Compliance Assessment Report amended on the 13th October 2020.]

Officer Elysia Lovelock was met by an associate of permit holder David Matton at the regulated facility of Woodmat, 32 Chilcott Avenue, Brynmenyn Industrial Estate Bridgend, CF32 9RQ at 11.05am on Monday 28th September 2020.

As the site is non-operational, access onto site was arranged via the permit holder Woodmat. Weather was unsettled but remained fine during the visit.

The purpose of the visit was to assess the sites compliance with the environmental permit YB3097TR, in respect of the action stipulated in the previous Compliance Assessment Report CAR_NRW0036737, which specified the following:

"3.4.1 states: The operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance.

Giving consideration to the efforts made to date, NRW wish to address the continued issue of non-compliance with the storage specifications in accordance with the sites Fire Prevention and Mitigation Plan and subsequent remaining deposit, through stipulating the following action be completed within 90 days, unless otherwise agreed with NRW:

ACTION: *Removal of the remaining deposit of spread waste wood chip in order to operate activities in accordance with the written fire prevention plan.*

BY DATE: *Sunday 27th September 2020"*

A non-compliance of the permit has been recorded for Condition 3.4.1 (Ref: C4) as a Category 3 – Minor breach

Whilst on site, the Officer observed continued non-compliance of the above, contravening permit condition 3.4.1 for the improper storage of wood waste on site and photographic evidence was gathered as shown below.

Woodmat were advised following the last visit and subsequent CAR forms issued on the 30/06/2020 and via letter on the 6th July 2020, that considering the challenges faced during the lockdown period of COVID-19, that an enforcement response would be determined by Natural Resources Wales in respect of the existing

offence for the failure to comply with the regulation 36 notice, confirmed on the 01/06/2020 by Officer Elysia Lovelock (CAR_NRW0036657 refers), following completion by the Operator of the action specified in CAR_NRW0036737, due 27th September 2020.

Natural Resources Wales have taken a step approach that has been fair to ensure the operator has been given every opportunity to return to compliance. In respect of the continued non-compliance of permit condition 3.4.1 identified on the 28th September 2020, Natural Resources Wales is now considering our enforcement response to the offences and will advise the permit holder accordingly in due course.

ACTION: *Remove the remaining deposit of spread waste wood chip in order to operate activities in accordance with the written fire prevention plan, notify Natural Resources Wales on removal of the waste and provide the waste transfer notes.*

BY DATE: *Wednesday 4th November 2020*

If you have any questions regarding the Compliance Assessment Report, please contact me.

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.