

Compliance Assessment Report

Report ID:
CAR_NRW0033551

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

Site	City Skips Transfer Station	Permit Ref	NP3997EE		
Operator/Permit holder	City Skips (N W) Limited				
Regime	Waste Operations				
Date of assessment	18/05/2018	Time in	08:50	Out	10:05
Assessment type	Site Inspection				
Parts of the permit assessed	Specified by permit; Storage, handling, labelling and segregation				
Lead officer's name	White, Steven				
Accompanied by	Briscoe, Ross, Jones, Lisa A				
Recipient's name/position	Rhodri Roberts/ Director	Date issued	01/11/2018		

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	C3	B.8.1
B4 - Infrastructure - Containment of stored materials	C3	E.13.5

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	2	Total compliance score (see section 5 for scoring scheme)	8
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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 an arranged visit to meet with landlord Gary Durkin and potential new owner of City Skips Nick James, the visit was carried out by Regulating Officer Steven White, Senior Environment Officer Ross Briscoe and Environment Assistant Lisa Jones. Officers met with Gary and Nick on site and were accompanied by David Cooper (a colleague of Nick James).

It was observed that a large proportion of the waste that was on site in the last inspection (20/04/18) had been removed from site; this had been done at the expense of Gary Durkin - estimated at ~£40k to remove all the waste off site. There was still a pile of Construction and Demolition (C&D) waste on the left of the site and a pile of household waste to the rear (see photo1 below). A substantial effort had been put in over recent weeks to reduce the volumes of waste at City Skips.



Photo1: Yard with smaller piles of waste

B4 Infrastructure - Containment of stored materials

There was still a large amount of waste observed on site, although considerably less than in previous inspections. The amounts were estimated to be within the permitted amounts but were not stored within the bays designated under working plan conditions below:

- 4.3.1: Non inert waste in Bay A (drawing CS/2/1) is to be cleared by the end of the working day and the waste in the general waste skip is stored for a maximum of 7 days
- 4.3.2: Inert waste in Bay B is stored for a maximum of 31 days. Bay B is to be cleared at the end of the working week to allow inspection of the push walls. Bay C is used for the storage of reusable waste materials.

Condition E.13.5 of the site permit states that the skips and bay areas shall be kept clear of any loose waste, which shall be collected and disposed of as the skips are emptied. At the end of each working day the site shall be cleared of any loose or discarded waste. As there were loose untreated wastes observed not within the respective bays a category **C3** non compliance has been recorded against this permit condition

Advice was given to Nick and Gary regarding the options for future ownership of the site i.e. transfer of the permit from Rhodri Roberts to Nick James/application for new bespoke permit at the site.



Oversize from the C&D waste (Photo2) and Bund constructed on site (Photo3)

Thank you for your time during the inspection, please find my contact details below.

Regards

Steven White

Environment Officer (Waste Regulation Team)

Direct dial 03000 653 913

Email: steven.white@naturalresourceswales.gov.uk

Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ

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

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Operator/Permit holder	City Skips (N W) Limited	Date	18/05/2018

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			
B4	C3	Waste on site must be removed to a suitable waste transfer station/landfill to bring the site back in compliance	27/07/2018
A1	C3	Waste on site must be removed to a suitable waste transfer station/landfill to bring the site back in compliance	27/07/2018

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.