

Compliance Assessment Report

Report ID:
CAR_NRW0033927

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

Site	Ruthin Civic Amenity Site	Permit Ref	BP3691ET			
Operator/Permit holder	C A D Recycling Ltd					
Regime	Waste Operations					
Date of assessment	29/08/2018	Time in	12:55	Out	13:48	
Assessment type	Report/Data Review					
Parts of the permit assessed	See below					
Lead officer's name	Challender, Paul					
Accompanied by	Lombardi, Karl					
Recipient's name/position	David Driver/Tony Sykes/ Site Manager/Director	Date issued	14/09/2018			

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	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C2 - General Management - Management system and operating procedures	X	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	C3	Permit Condition 1.1.1, Working Plan Section 4.6.5
D1 - Incident Management - Site security	A	
E3 - Emissions - Surface water	A	
E5 - Emissions - Waste	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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	1	Total compliance score	4
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recorded		(see section 5 for scoring scheme)	
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response
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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 a routine unannounced site inspection by the Natural Resources Wales (NRW) Environment Officers (EOs) Paul Challender and Karl Lombardi. EO Challender is the new regulating officer for the site and as such this was my first inspection visit. Ruthin Civic Amenity Site is operated by CAD Recycling for Denbighshire County Council. The weather during the inspection was overcast, still and warm. We liaised with the CAD Recycling site operative Wayne Jones during the visit, who was available to assist officers and answer enquiries when required.

During the inspection the site was open to the public and members of the public were actively depositing waste at the site. The various waste receptacles were well labelled as to which waste should be deposited in them and staff were available to guide the public when required.



In general, the site was in good order. Correct waste types were being deposited in the correct vessels; avoiding contamination to allow the best potential recovery and recycling. Site security fencing and gates were well maintained as was the impermeable surface. Enquiries were made with Mr Jones regarding the interceptor. It was confirmed that this was located in the neighbouring Ruthin Waste Transfer Station compound owned and operated by Denbighshire County Council and that the sealed drainage from the CA site does flow to the interceptor situated there.



There were however, two instances of incorrect storage of waste regarding paints and car batteries. This breach is discussed further below.

A selection of site paperwork including site diary records, visitors book with TCM attendance and the presence of readily accessible copies of the permit and Environmental Management System/Working Plan

The following breaches to the permit have been recorded:

(C4) Storage, Handling, Labelling and Segregation. Permit Condition 1.1.1, Working Plan Section 4.6.5. CCS Score 3.



Batteries are required to be stored in a suitable container which will prevent the ingress of rain water and contain any spillage of battery acid. A standard battery box located within a shipping container was being utilised for the storage of car batteries. Although this battery box did comply with the requirement to prevent the ingress of rain there was a large hole cut into the bottom of the box which would not contain any spillage of acid. Although this box was in a shipping container in the event of a spill the spilt liquid would not have been contained within the container. This has been scored as a breach as in the event of a spill hazardous battery acid would not have been contained within the relevant container as per the Working Plan. It is appreciated that when raised with Mr Jones, he and another site operative attempted to replace this container with another present on site however, the condition of the replacement was such that it also would not contain a spill.



Paints were also found to be stacked underneath a gantry. Waste paint may be a hazardous or non-hazardous waste dependent on their composition. The storage of waste paint in this manner does not keep this waste stream free from the ingress of rainwater or mitigate against any potential spillage of the contents, which may not be the original product. You should endeavour to store this waste in a manner which limits the potential for spillage by containment.

Management System and Operating Procedures. Permit Condition 1.1.1. Action Only

The Working Plan for the site is an older document as it was issued in July 2006. The Working Plan should be updated to and Environmental Management System (EMS) and regularly reviewed to keep compliant with changing legislation and any alterations on site due to pollution incidents, changes to infrastructure or otherwise. NRW guidance for an EMS can be found on our website and the following web link <https://naturalresources.wales/permits-and->

[permissions/environmental-permits/environment-management-system/?lang=en](#) contains further links to toolkits to enable you to create a site specific EMS.

This management system should include a procedure for notifying the neighbouring Ruthin Waste Transfer Station site if any material enters the sealed drainage system which may impact on the efficacy of the shared interceptor system.

Thank you for your time during this inspection.

Kind Regards,

Paul Challender

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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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			
C4	C3	Only utilise fully intact batteries boxes that will ensure no ingress of rainwater or egress of spilt battery fluids.	28/09/2018
C2	X	Update the old Working Plan to an Environmental Management System	31/12/2018

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.