

Compliance Assessment Report CAR_NRW0037209

Permit being assessed: HP3795FS.

For: Veolia Es Cleanaway (uk) Limited, held by Veolia E S Cleanaway (U K) Ltd

At: Treforest Industrial Est, Pontypridd, R C T, CF37 5YL.

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

On 18/11/2020 between 14:10 and 15:20.

Parts of permit assessed: B3;B4;C3;D2;E3;G1

NRW Lead Officer: Gillian Coates, accompanied by Laoni Tye.

Report sent to: Anthony Wright, Site Manager on 04/01/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
D2 - Incident Management - Accidents, emergency and incident planning	C3 Minor	3.4 Fire 3.4.1 The operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance. 3.4.2 The operator shall: (a) if notified by Natural Resources Wales that the activities could cause a fire risk, submit to Natural Resources Wales a fire prevention plan which identifies and minimises the risks of fire;

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
D2	Reduce height of piled waste to below 4 metres. Submit Fire Prevention and Mitigation Plan	31/01/2021

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

1) Introduction

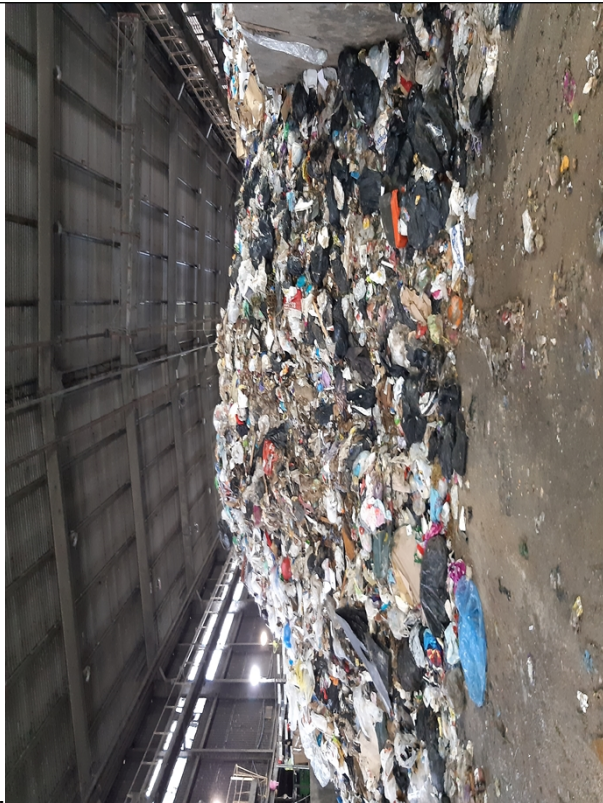
Waste Regulation Officers Laoni Tye (LT) and Gillian Coates (GC) met with Karol Lajewski (KL) the site supervisor on Wednesday 18 November 2020 to inspect the site. GC was introduced as the new regulation officer for the site. Weather conditions were dry during the inspection with very good visibility. The inspection was not pre-arranged and the officers remained socially distant to comply with Covid-19 pandemic requirements. Thank you for the taking the time to show us around the site and explaining site activities.

2) Breaches

D2 - Incident Management - Accident, Emergency and Incident Planning - Category 3. Permit Condition 3.4 Fire. Condition 3.4.1 states that "the operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance"

You have been given a Category 3 breach under this condition because it was observed during the site inspection that waste in the bays in the rear of the tipping hall was piled in excess of the 4 metres height specified in the Fire Prevention and Mitigation guidance. <https://cdn.cyfoethnaturiol.cymru/media/684379/guidance-note-16-fire-prevention-mitigation-plan-english.pdf?mode=pad&rnd=13165496948000000> It has been noted that there is not a Fire Prevention and Maintenance Plan (FPMP) for your site on file,

ACTION Please ensure that all waste piles are compliant with Fire Prevention and Mitigation Plan guidance and submit your FPMP to your regulatory officer by **31**



January 2021.



3) Inspection Notes

KL explained that inspections would normally be conducted by Anthony Wright, the Site Manager and Technically Competent Manager (TCM), who was unavailable due to annual

leave.

KL gave an overview of the site and explained that it consisted mainly of two activities, firstly the baling of clean cardboard from mostly commercial services and secondly the bulking / transfer of waste and recycling streams delivered in by Rhondda Cynon Taf Council. The waste receiving shed was divided down the centre to separate the two waste activities.

The front of the shed was devoted to baling cardboard and mixed papers. KL mentioned that input had significantly declined because of the impact of the Covid-19 pandemic. LT checked that the access for fire fighting vehicles in the shed was compliant with that recommended by the Fire and Rescue Services included in NRW's Fire Prevention and Mitigation Guidance. KL mentioned that the shed had flame detection equipment installed which was monitored 24 hours with security guard employed outside of site working hours. He was not certain about the Fire Protection and Mitigation Plan for the site.



The rear of the shed was used for the bulking and transfer of RCT's waste and recycling streams namely black refuse sacks; food waste; mixed dry recyclables and commercial dry recyclables. Each stream was segregated into separate bays with blocks. It was noted that the commercial recycling waste was piled higher than 4 metres and above the retaining block wall which was a fire prevention issue. During the inspection the mister was deployed which was used to mitigate against odour from the site.



Located in the yard area to the rear of the waste receiving shed were a bay for commercial glass bottle recycling collections, storage areas for wheeled bins, a container for bulky waste and a container for scrap metals. It was noted that there were a number of pallets of baled plastics which LT raised with KL as being outside the scope of the site's standard rules permit.



The surface of the yard was uneven in places and water had pooled in the ruts. The surface around the gully in the site access road was particularly damaged. A number of the drains and gullies were visually checked and found to be blocked with silt which reduced their ability to contain water run off from the site. Further information about site drainage was required.



The vehicle washdown area and returned bins area were also inspected. A number of returned bins were opened by KL and had only minor pieces of site litter within them.



KL explained that he was currently studying for his WAMITAB qualification and in the absence of the Site Manager as TCM he was supported by Paul Chewins the Area Manager who was located on another site only 2 minutes walk away. KL gave his own email address and mobile phone number as a point of contact. It was agreed that the FPMP and site drainage plans would be requested following the site inspection which was done via email to the Site Manager, Anthony Wright, on 27 November 2020.

ACTIONS

- a) Submit site drainage plans by 31 January 2021
- b) Submit FPMP by 31 January 2021
- c) Provide your most recent Environmental Management System (EMS) for the site which explains how the waste exemption registered on site is operated so that exempted waste activities do not breach the permitted volumes of waste on the main site. Your EMS is required by 31 January 2021.

If you have any queries regarding this form please contact me on the following:
Gillian.Coates@cyfoethnaturiolcymru.gov.uk

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.