

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

Site	Ruthin Waste Transfer Station	Permit Ref	TP3999VA		
Operator/Permit holder	Denbighshire County Council				
Regime	Waste Operations				
Date of assessment	29/08/2018	Time in	13:50	Out	14:30
Assessment type	Site Inspection				
Parts of the permit assessed	See Below				
Lead officer's name	Challender, Paul				
Accompanied by	Lombardi, Karl				
Recipient's name/position	Alan Roberts/ Senior Waste Officer	Date issued	17/09/2018		

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	C3	Schedule 1 Table S1.1, Limits of activities
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	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	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 recorded	1	Total compliance score (see section 5 for scoring scheme)	4
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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 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 of Ruthin Waste Transfer Station (WTS). The weather during the inspection was overcast, still and warm. We liaised with the site operative Les O'Hanlon during the visit, who was available to escort the officers around site.

The site was operational during the inspection with loads crossing the weighbridge and being tipped. Prior to inspecting the site; paperwork in the office was examined. The site diary entries including Technically Competent Manager (TCM) attendance and a selection of Waste Transfer Notes were checked with no issues identified.



On the site itself the physical infrastructure including the impermeable surface and the security structures were in good condition, as was the transfer building itself. In the transfer building wastes were clearly segregated in bays which were being actively managed to ensure the containment of each bay's waste stream. Queries were raised by the inspecting officer over the commonality of the interceptor for the WTS and the adjacent CAD Recycling operated Ruthin Civic Amenity Site. Mr O'Hanlon confirmed that he believed that they did share a common interceptor and that it is regularly maintained and emptied when required by a third party contractor.



There were two containers in the compound; one for green waste removal and the other for food waste. The green waste container was empty at the time of the inspection (white container in the background of the above photograph). The food waste container was very full at the time of the inspection. Mr O'Hanlon explained that when

the food waste 'fabricated storage bay' is full in the building that he uncovers the food waste container, transfers the food waste into the container and then recovers the container to mitigate against odour and pests. On examining the permit and Environmental Management System (EMS) procedures more closely after the inspection it has become apparent that this bulking activity represents a deviation from the procedure stated in the EMS and represents a breach of permit conditions which is discussed further below.

The following breaches to the permit have been recorded:

(A1) Specified by permit. Schedule 1 Table S1.1, Limits of activities. CCS Score 3.

The Limits of Activities listed in Table S1.1 in Schedule 1 of the permit states that *"All storage and treatment of non-hazardous waste must take place inside a building on and impermeable surface with sealed drainage to sump"* and that *"Treatment operations are limited to bulking up of waste for the purpose of onward transfer only"*.

The food waste and green waste section (points 6 and 3 respectively) of the Ruthin Transfer Station - Bulking Procedures for Wastes v1.0 within the EMS states *"When sufficient quantity of food/green waste is available, load food/green waste skip, and cover"*.



The *"fabricated food storage bay"* pictured above has a significantly smaller volume than the covered food container located adjacent to the weighbridge. This means that food waste is being removed from the food storage bay and to the external food skip which is kept in situ until it is full for removal. This will comprise multiple transfers from the food storage bay. In turn, this means that waste is being stored and bulked outside the building. This represents a breach of the permit condition.

The same issue could be occurring with the green waste however, at the time of the inspection this container was empty and the storage bay for green waste probably has sufficient storage volume for the green waste skip to be filled to capacity for removal without the need to bulk waste up in the skip. There is the possibility however, that a deviation from the procedure could lead to the bulking and storage of green waste outside the building.

Although the movement of food waste is being conducted in a clean and effective manner including the efficacious covering of the food waste skip; food waste cannot be bulked up externally as is currently taking place. You should either review your current storage arrangements and procedures to prevent this from happening or if you wish to continue the bulking up of waste outside of the transfer building you will need to apply for a variation.

Thank you for your time during this inspection.

Kind Regards,

Paul Challender - Environment Officer

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

**Report ID:
CAR_NRW0033931**

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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			
A1	C3	Stored all waste type inside a building as per permit conditions.	30/11/2018

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.