

## Compliance Assessment Report CAR\_NRW0037689

**Permit being assessed:** WB3993HE.

For: Gellia'r-gwellt Uchaf Transfer & Composting Station, held by Bryn Recycling Limited  
At: Gellia'r-gwellt Uchaf Transfer & Composting Station, Hengoed, Caerphilly, CF82 8FY.

**Type of assessment carried out:** Report/Data Review, Reason: Routine.

On 23/02/2021.

Parts of permit assessed: Bioaerosol Monitoring/Waste Returns

**NRW Lead Officer:** Jonathan Lee.

**Report sent to:** Alun Price, Jennifer Price, Director, TCM on 23/02/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C3 - General Management - Materials acceptance	C4 No impact	2.3.2
E1 - Emissions - Air	Assessed (A)	
G1 - Monitoring and Records, Maintenance and Reporting - Monitoring of emissions and environment	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	Action only (X)	

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

Total number of non-compliances recorded	Total non-compliance score
1	0.1

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
C3	Ensure no further unauthorised waste types are accepted at the site.	24/02/2021
G4	Ensure future quarterly waste returns are completed accurately with all correct details. Provide evidence/detailed reasoning for the large discrepancy in tonnage between total waste accepted and total waste removed from site in 2020	22/03/2021

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.

**You are non-compliant with your permit.**

**At this time, we are issuing you with a warning for the non-compliance recorded above. Warnings may influence future enforcement response for continued or further non-compliance.**

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

#### **Compliance Assessment Report – Bryn Recycling Limited**

This is a desk-based audit of the 2020 Waste Return submissions for Bryn Recycling Limited, Gellia'r-gwellt Uchaf Transfer & Composting Station, Gelligaer, permit number EPR-WB3993HE conducted by Officer Jonathan LEE.

This report also considers bioaerosol monitoring carried out on the 6<sup>th</sup> August 2020 and the 11<sup>th</sup> November 2020.

To remind the operator, following each assessment Natural Resources Wales will produce a Compliance Assessment Report (CAR) detailing our comments from the audit. If we substantiate reasonably foreseeable risks or actual impact to the environment, we can breach the business against your permit conditions. This can affect your site banding and annual subsistence fees; scored on a Category 1 - 4 basis:

- 1 - Major, serious persistent and/or extensive impact on the environment/people/property
- 2 - Significant impact on effect on the environment/people/property
- 3 - Minor impact or effect on the environment/people/property
- 4 - A non-compliance which has no potential environmental effect

#### **Permit Compliance**

##### **E1 – Emissions – Air & G1 – Monitoring and Records, Maintenance and Reporting – Monitoring of emissions and environment – Compliant**

Bioaerosol monitoring was carried out on the 6<sup>th</sup> August 2020 and the 11<sup>th</sup> November 2020 by Cardiff Metropolitan University on behalf of Bryn Recycling Limited, as part of the compliance requirements of the environmental permit EPR-WB3933HE.

The bioaerosol monitoring reports submitted by Cardiff Metropolitan University states that monitoring was carried out in accordance with the Association for Organics Recycling (AfOR) standardised protocol. The results indicated that bioaerosol threshold limits as detailed within the permit were below the specified limits' 300 CFU/m<sup>3</sup> for gram-negative bacteria, 1000 CFU/m<sup>3</sup> for mesophilic bacteria and 500 CFU/m<sup>3</sup> for *Aspergillus fumigatus* at all locations monitored.

The results of this monitoring confirm compliance with Permit Condition 3.5.1, referring to Schedule 3, Table S3.1 of the permit.

#### **G4 – Reporting and notification to Natural Resources Wales – Action only**

Permit condition 4.2.2. states that '*within one month of end of each quarter, the operator shall submit to the Environment Agency using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous quarter.*'

It is essential to submit your Returns data to NRW on-time to allow us to assess your waste inputs and outputs, even if for a null-return. Operators have a one-month grace period to submit quarterly returns:

QUARTER	PERIOD	DEADLINE
1	1 January to 31 March	30 April
2	1 April to 30 June	31 July
3	1 July to 30 September	31 October
4	1 October to 31 December	31 January

More information on Waste Returns can be found on our website:

<https://naturalresources.wales/guidance-and-advice/environmental-topics/waste-management/new-wales-operator-waste-return-and-deadlines-for-returns/?lang=en>

As detailed in the observations section below NRW have several concerns regarding your quarterly waste return submissions for 2020.

#### **Actions: -**

- Ensure future quarterly waste returns are completed accurately with all correct details.
- Provide evidence/detailed reasoning for the large discrepancy in tonnage between total waste accepted and total waste removed from site in 2020.

Deadline is the 22nd March 2021.

**Waste Returns Observations** – Quarters have been put into sections below with comments for attention **listed in red**.

- The site is permitted to accept 150,000 tonnes a year. The site has declared that it accepted approximately 93,638 tonnes during 2020; this is within the allowance.

#### **Quarter 1**

- The site submitted its 2020 Quarter 1 spreadsheet on the 30<sup>th</sup> April 2020, declaring that 22,040.58 tonnes were accepted, and 8092.82 tonnes were removed.

- The site operator was listed as 'ALUN PRICE'. This is **incorrect** and must be listed as 'Bryn Recycling Limited'.
- The 'Waste management Facility/operation' drop-down box 2.2 is **incorrect**. The code listed is SO814 (Material recycling facility). The correct code to be used is A11 (Household, Commercial & Industrial Waste Transfer Station).
- In 2020, Technically Competent Manger (TCM) details were required to be populated on the Waste Return documents - this was correctly filled out by the operator.

#### **Quarter 1 – Waste Accepted**

- The operator declared that 22,040.58 tonnes were accepted to site. Various waste types were accepted.
- The operator declared that 2866.46 tonnes of **170504** from Caerphilly was accepted. The description of this waste has been listed as 'mixed waste' and is **incorrect**.
- The operator declared that 2866.46 tonnes of **170904** from Caerphilly was accepted. The description of this waste has been listed as mixed waste and is correct. This is potentially a **repeat/mis-entry** of the **170504** as exact same tonnage listed.
- The operator declared a sum total of 2669.56 tonnes of **200138** and **170201** from various counties was accepted. The description of this waste has been given as 'waste w' (wood) and is accepted as correct.
- The operator declared a sum total of 1113 tonnes of **200201** from various counties was accepted. The description of the waste has been listed as biodegradable/green waste and is correct.
- The operator declared a sum total of 3677.17 tonnes of **200301** from various counties was accepted. The description of the waste has been listed as mixed municipal waste and is correct.
- The operator declared that 485.74 tonnes of **191212** was accepted from Caerphilly.
- The operator declared that a sum total of 7857.2 tonnes of **200202** and **170504** from various counties were accepted. The description of the waste has been listed as 'Earth & Stone'. This should be listed as 'soil and stones' but is accepted as correct. There is a **repeat entry** of 2676.35 tonnes for **170504**.
- The operator declared that a sum total of 112.88 tonnes of **200199** and **170802** was accepted. **Waste 200199 is an unauthorised waste stream, however, description has been listed as 'Gypsum'**.
- The operator declared that a sum total of 172.56 tonnes of **200101** and **191201** was accepted. The description of this waste has been listed as paper and cardboard which is correct.
- The operator declared that a sum total of 75.08 tonnes of **200139** and **170203** was accepted. The description of this has been listed as plastic which is correct.
- The operator declared that a sum total of 109.66 tonnes of **191208** and **200111** was accepted. The description of this waste has been listed as textiles which is correct.
- The operator declared that a sum total of 28.87 tonnes of **200102** was accepted. The description of this waste has been listed as glass which is correct.
- All wastes accepted were listed with the relevant Recovery code for the waste type listed. For example, all wood was listed as R.03.01.03 – sorting waste wood. These are all accepted as correct.

#### **Quarter 1 – Waste Removed**

- The operator declared that 8092.82 tonnes were removed from site. The waste types declared as being removed were typically that of **19XXXX** and **20XXXX** following the waste transfer station activity on site. Waste types were removed to various counties in the UK and some destinations were given as Non-UK destinations. Significant proportions of waste

types which are of note as removed are considered below.

- The operator declared that a sum total of 3410.18 tonnes of **191207** was removed to various counties for recycling of wood or for incineration as fuel.
- The operator declared that 2329.54 of **191210** was removed to Cardiff for co-incineration of refused derived fuel.
- The operator declared that 1024.14 tonnes of **191212** was removed to Merthyr Tydfil for Landfill directive compliant landfill.
- The operator declared that a sum total of 359.4 tonnes of **191208** and **200111** was removed to various counties for sorting of waste clothing/textiles.
- It is noted that **there is a large discrepancy between the amount of waste accepted and the amount of waste removed from the site during Q1 2020**. The Q1 waste return does not account for **13,947.76 tonnes** of waste. For example, there is no waste 'soil & stones' or biodegradable wastes removed from the site. Whilst it is appreciated that some waste types on site, for example green waste, are processed to meet 'End of Waste' status Natural Resources Wales require you to provide evidence/reasoning for this discrepancy in tonnage.

## Quarter 2

- The site submitted its 2020 Quarter 2 spreadsheet on the 31<sup>st</sup> July 2020, declaring that 20,084.1 tonnes were accepted, and 5796.4 tonnes were removed.
- The site operator was listed as 'ALUN PRICE'. This is **incorrect** and must be listed as 'Bryn Recycling Limited'.
- The 'Waste management Facility/operation' drop-down box 2.2 is **incorrect**. The code listed is SO814 (Material recycling facility). The correct code to be used is A11 (Household, Commercial & Industrial Waste Transfer Station).
- In 2020, Technically Competent Manger (TCM) details were required to be populated on the Waste Return documents - this was correctly filled out by the operator.

## Quarter 2 – Waste Accepted

- The operator declared that 20,084.1 tonnes were accepted to site. Various waste types were accepted.
- The operator declared that 2891.95 tonnes of **170504** from Caerphilly was accepted. The description of this waste has been listed as 'mixed waste' and is **incorrect**.
- The operator declared that 2891.95 tonnes of **170904** from Merthyr Tydfil was accepted. The description of this waste has been listed as mixed waste and is correct. This is potentially a **repeat/mis-entry** of the **170504** as exact same tonnage listed.
- The operator declared a sum total of 1450.99 tonnes of **200138** and **170201** from various counties was accepted. The description of this waste has been given as 'waste w' (wood) and is accepted as correct.
- The operator declared a sum total of 3596.27 tonnes of **200201** from various counties was accepted. The description of the waste has been listed as biodegradable/green waste and is correct.
- The operator declared a sum total of 2207.42 tonnes of **200301** from various counties was accepted. The description of the waste has been listed as mixed municipal waste and is correct.
- The operator declared that 297.18 tonnes of **191212** was accepted from Caerphilly.
- The operator declared that a sum total of 6530.52 tonnes of **200202** and **170504** from various counties were accepted. The description of the waste has been listed as 'Earth & Stone'. This should be listed as 'soil and stones' but is accepted as correct. There is a **repeat entry** of a 2661.29 tonnes entry for **170504**.

- The operator declared that a sum total of 31.7 tonnes of **200199** and **170802** was accepted. **Waste 200199 is an unauthorised waste stream, however, description has been listed as 'Gypsum'.**
- The operator declared that a sum total of 67.42 tonnes of **200101** and **191201** was accepted. The description of this waste has been listed as paper and cardboard which is correct.
- The operator declared that a sum total of 51.6 tonnes of **200139** and **170203** was accepted. The description of this has been listed as plastic which is correct.
- The operator declared that a sum total of 51.28 tonnes of **191208** and **200111** was accepted. The description of this waste has been listed as textiles which is correct.
- The operator declared that a sum total of 15.82 tonnes of **200102** was accepted. The description of this waste has been listed as glass which is correct.
- All wastes accepted were listed with the relevant Recovery code for the waste type listed. For example, all wood was listed as R.03.01.03 – sorting waste wood. These are all accepted as correct.

### Quarter 2 – Waste Removed

- The operator declared that 5796.4 tonnes were removed from site. The waste types declared as being removed were typically that of **19XXXX** and **20XXXX** following the waste transfer station activity on site. Waste types were removed to various counties in the UK and some destinations were given as Non-UK destinations. Significant proportions of waste types which are of note as removed are considered below.
- The operator declared that a sum total of 2423.88 tonnes of **191207** was removed to various counties for recycling of wood or for incineration as fuel.
- The operator declared that 1162.52 tonnes of **191210** was removed to Cardiff for co-incineration of refused derived fuel.
- The operator declared that 83.58 tonnes of **191212** was removed to Merthyr Tydfil for Landfill directive compliant landfill.
- The operator declared that 919.96 tonnes of **191212** was removed to Neath Port Talbot for mechanical reprocessing for RDF production.
- The operator declared that a sum total of 410.12 tonnes of **191208** and **200111** was removed to various counties for sorting of waste clothing/textiles.
- It is noted that **there is a large discrepancy between the amount of waste accepted and the amount of waste removed from the site during Q2 2020.** The Q1 waste return does not account for **14,287.7 tonnes** of waste. For example, there is no waste 'soil & stones' or 'biodegradable wastes' removed from the site. Whilst it is appreciated that some waste types on site, for example green waste, are processed to meet 'End of Waste' status Natural Resources Wales require you to provide evidence/reasoning for this discrepancy in tonnage.

### Quarter 3

- The site submitted its 2020 Quarter 3 spreadsheet on the 30<sup>th</sup> October 2020, declaring that 29857.81 tonnes were accepted, and 9726.28 tonnes were removed.
- The site operator was listed as 'ALUN PRICE'. This is **incorrect** and must be listed as 'Bryn Recycling Limited'.
- The 'Waste management Facility/operation' drop-down box 2.2 is **incorrect**. The code listed is SO814 (Material recycling facility). The correct code to be used is A11 (Household, Commercial & Industrial Waste Transfer Station).
- In 2020, Technically Competent Manger (TCM) details were required to be populated on the Waste Return documents - this was correctly filled out by the operator.

### Quarter 3 – Waste Accepted

- The operator declared that 29857.81 tonnes were accepted to site. Various waste types were accepted.
- The operator declared that 3579.58 tonnes of **170504** from Caerphilly was accepted. The description of this waste has been listed as 'mixed waste' and is **incorrect**.
- The operator declared that 3579.58 tonnes of **170904** from Merthyr Tydfil was accepted. The description of this waste has been listed as mixed waste and is correct. This is potentially a **repeat/mis-entry** of the **170504** as exact same tonnage listed.
- The operator declared a sum total of 3627.28 tonnes of **200138** and **170201** from various counties was accepted. The description of this waste has been given as 'waste w' (wood) and is accepted as correct.
- The operator declared a sum total of 4593.2 tonnes of **200201** from various counties was accepted. The description of the waste has been listed as biodegradable/green waste and is correct.
- The operator declared a sum total of 4563.23 tonnes of **200301** from various counties was accepted. The description of the waste has been listed as mixed municipal waste and is correct.
- The operator declared that 322.38 tonnes of **191212** was accepted from Caerphilly.
- The operator declared that a sum total of 9011.96 tonnes of **200202** and **170504** from various counties were accepted. The description of the waste has been listed as 'Earth & Stone'. This should be listed as 'soil and stones' but is accepted as correct. There is a **repeat entry** of 2509.33 tonnes for **170504**.
- The operator declared that a sum total of 158.12 tonnes of **200199** and **170802** was accepted. **Waste 200199 is an unauthorised waste stream, however, description has been listed as 'Gypsum'**.
- The operator declared that a sum total of 156.84 tonnes of **200101** and **191201** was accepted. The description of this waste has been listed as paper and cardboard which is correct.
- The operator declared that a sum total of 100.06 tonnes of **200139** and **170203** was accepted. The description of this has been listed as plastic which is correct.
- The operator declared that a sum total of 107.48 tonnes of **191208** and **200111** was accepted. The description of this waste has been listed as textiles which is correct.
- The operator declared that a sum total of 58.1 tonnes of **200102** was accepted. The description of this waste has been listed as glass which is correct.
- All wastes accepted were listed with the relevant Recovery code for the waste type listed. For example, all wood was listed as R.03.01.03 – sorting waste wood. These are all accepted as correct.

### Quarter 3 – Waste Removed

- The operator declared that 9726.28 tonnes were removed from site. The waste types declared as being removed were typically that of **19XXXX and 20XXXX** following the waste transfer station activity on site. Waste types were removed to various counties in the UK and some destinations were given as Non-UK destinations. Significant proportions of waste types which are of note as removed are considered below.
- The operator declared that a sum total of 3836.62 tonnes of **191207** was removed to various counties for recycling of wood or for incineration as fuel.
- The operator declared that 730.74 of **191210** was removed to Cardiff for co-incineration of refused derived fuel.
- The operator declared that a sum total of 1585.68 tonnes of **191212** was removed to various counties for mechanical processing for RDF production.

- The operator declared that 290.7 tonnes of **191212** was removed to Merthyr Tydfil for Landfill directive compliant landfill.
- The operator declared that a sum total of 584.9 tonnes of **191208** and **200111** was removed to various counties for sorting of waste clothing/textiles.
- It is noted that **there is a large discrepancy between the amount of waste accepted and the amount of waste removed from the site during Q1 2020**. The Q1 waste return does not account for **20,131.53 tonnes** of waste. For example, there is no waste 'soil & stones' or biodegradable wastes removed from the site. Whilst it is appreciated that some waste types on site, for example green waste, are processed to meet 'End of Waste' status Natural Resources Wales require you to provide evidence/reasoning for this discrepancy in tonnage.

#### Quarter 4

- The site submitted its 2020 Quarter 4 spreadsheet on the 29<sup>th</sup> January 2021, declaring that 21657.86 tonnes were accepted, and 9031.76 tonnes were removed.
- The site operator was listed as 'ALUN PRICE'. This is **incorrect** and must be listed as 'Bryn Recycling Limited'.
- The 'Waste management Facility/operation' drop-down box 2.2 is **incorrect**. The code listed is SO814 (Material recycling facility). The correct code to be used is A11 (Household, Commercial & Industrial Waste Transfer Station).
- In 2020, Technically Competent Manger (TCM) details were required to be populated on the Waste Return documents - this was correctly filled out by the operator.

#### Quarter 4 – Waste Accepted

- The operator declared that 21657.86 tonnes were accepted to site. Various waste types were accepted.
- The operator declared that 3336.25 tonnes of **170504** from Caerphilly was accepted. The description of this waste has been listed as 'mixed waste' and is **incorrect**.
- The operator declared that 3336.25 tonnes of **170904** from Merthyr Tydfil was accepted. The description of this waste has been listed as mixed waste and is correct. This is potentially a **repeat/mis-entry** of the **170504** as exact same tonnage listed.
- The operator declared a sum total of 2622.82 tonnes of **200138** and **170201** from various counties was accepted. The description of this waste has been given as 'waste w' (wood) and is accepted as correct.
- The operator declared a sum total of 2295.86 tonnes of **200201** from various counties was accepted. The description of the waste has been listed as biodegradable/green waste and is correct.
- The operator declared a sum total of 3451.82 tonnes of **200301** from various counties was accepted. The description of the waste has been listed as mixed municipal waste and is correct.
- The operator declared that 63.36 tonnes of **191212** was accepted from Caerphilly.
- The operator declared that a sum total of 6012.86 tonnes of **200202** and **170504** from various counties were accepted. The description of the waste has been listed as 'Earth & Stone'. This should be listed as 'soil and stones' but is accepted as correct. There is a **repeat entry** of 1818.66 tonnes for **170504**.
- The operator declared that a sum total of 96.22 tonnes of **200199** and **170802** was accepted. **Waste 200199 is an unauthorised waste stream, however, description has been listed as 'Gypsum'**.
- The operator declared that a sum total of 163.68 tonnes of **200101** and **191201** was accepted. The description of this waste has been listed as paper and cardboard which is

correct.

- The operator declared that a sum total of 70.26 tonnes of **200139** and **170203** was accepted. The description of this has been listed as plastic which is correct.
- The operator declared that a sum total of 179.12 tonnes of **191208** and **200111** was accepted. The description of this waste has been listed as textiles which is correct.
- The operator declared that a sum total of 29/46 tonnes of **200102** was accepted. The description of this waste has been listed as glass which is correct.
- All wastes accepted were listed with the relevant Recovery code for the waste type listed. For example, all wood was listed as R.03.01.03 – sorting waste wood. These are all accepted as correct.

#### **Quarter 4 – Waste Removed**

- The operator declared that 9031.76 tonnes were removed from site. The waste types declared as being removed were typically that of **19XXXX and 20XXXX** following the waste transfer station activity on site. Waste types were removed to various counties in the UK and some destinations were given as Non-UK destinations. Significant proportions of waste types which are of note as removed are considered below.
- The operator declared that a sum total of 3840.76 tonnes of **191207** was removed to various counties for recycling of wood or for incineration as fuel.
- The operator declared that 1380.12 of **191210** was removed to Cardiff for co-incineration of refused derived fuel.
- The operator declared that a sum total of 2500.08 tonnes of **191212** was removed to various counties for mechanical processing for RDF production.
- The operator declared that 252.66 tonnes of **191212** was removed to Merthyr Tydfil for Landfill directive compliant landfill.
- The operator declared that a sum total of 455.83 tonnes of **200111** was removed to various counties for sorting of waste clothing/textiles.
- It is noted that **there is a large discrepancy between the amount of waste accepted and the amount of waste removed from the site during Q1 2020**. The Q1 waste return does not account for **12626.1 tonnes** of waste. For example, there is no waste 'soil & stones' or biodegradable wastes removed from the site. Whilst it is appreciated that some waste types on site, for example green waste, are processed to meet 'End of Waste' status Natural Resources Wales require you to provide evidence/reasoning for this discrepancy in tonnage.

#### **C3 – General Management – Material acceptance – Category 4 Breach**

Permit condition 2.3.2 (a) states that 'Waste shall only be accepted if... it is a of a type listed in Schedule 2 Table S2.1.

Table S2.1 gives a full list of the waste types and relevant EWC codes which are permitted to be accepted at the site.

The following waste type was notified as being received by the site during 2020.

#### **200199 – other fractions not otherwise specified**

The description listed in several 2020 waste returns of this waste code was 'Gypsum'.

You are **not** permitted to accept waste **200199**, however you are permitted to accept **170802** 'gypsum-based construction materials...'

Given that the site is permitted to accept **1700802**, and the description of the waste **200199** is listed

as 'Gypsum', a **Category 4 Breach** of permit condition 2.3.2 has been scored. If further investigation/evidence suggests that waste **200199** is a different waste type, an escalation of permit breach may be considered.

**Action:** - Ensure no further unauthorised waste types are accepted at the site.

Deadline is on receipt of this report.

If you have any issues with this report, please contact Officer Jonathan LEE on 0300 065 3908 or via email at [jonathan.lee@naturalresourceswales.gov.uk](mailto:jonathan.lee@naturalresourceswales.gov.uk)

***In this document 'Natural Resources Wales' means the Natural Resource Body for Wales established by Article 3 of the Natural Resources Body for Wales Establishment) Order 2012***

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](mailto: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](mailto: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.