

Compliance Assessment Report CAR_NRW0037824

Permit being assessed: AB3392HL.

For: Land at Ystrad Road known as the former dog track, held by Stenor Limited

At: Ystrad Road, Swansea, Swansea, SA5 4NE.

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

On 25/03/2021 between 10:20 and 11:40.

Parts of permit assessed: Routine regulatory visit

NRW Lead Officer: James Kinkead.

Report sent to: Stacey Norman, Site Manager on 06/04/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3 Minor	2.3.1
B4 - Infrastructure - Containment of stored materials	C3 Minor	3.1.3 All liquids in containers, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has used other appropriate measures to prevent or where that is not practicable, to minimise, leakage and spillage from the primary container.
C2 - General Management - Management system and operating procedures	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
F5 - Amenity - Deposits on road	Assessed (A)	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	Assessed (A)	
C1 - General Management - Staff competency/training	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
2	8

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
B3	Please improve the structural stability of the bund in the far right corner of the site to ensure no waste waters/sediments escape the site perimeter.	27/09/2021
B4	Please ensure fuels are stored with secondary containment that holds 110% of the containers volume in case of accidental spill or rupture of tanks.	27/09/2021
C1	Please provide NRW with details of your latest WAMITAB qualification when available.	27/09/2021

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

A routine site inspection was carried out of the Stenor Ltd site on Ystrad Road, Fforestfach, Swansea on 25th March 2021.

Stenor Ltd. operate at this site under a standard rules 'SR2008No11 - inert and excavation waste transfer station with treatment' permit.

NRW Waste Regulation Officer James Kinkead conducted the visit and was met on Site by Stacey and Steve of Stenor Ltd. The entirety of the site visit was conducted outdoors and social distancing guidelines were adhered to.

Site Drainage and Infrastructure.

The weather in the days running up to the site visit was dry. This allowed us to access the far right hand corner of the site which previously was inaccessible due to soft ground. The central track running through the site is still soft underfoot and the very rear of the track was not dry enough for tracked vehicles to operate on.

Due to the dry weather the waterline was obviously visible on the perimeter bund and did not appear to have risen above the bund as shown in image 1 below. Some areas of this bund however appeared to be less sturdy. The potential to improve these areas was discussed

with Stenor staff and it was thought once the weather improves A small drainage ditch appears to have been previously excavated in the far right hand corner to receive water pooling. The appearance of a waterline suggested that silt/water had not escaped the site boundary recently, however there is a risk of this ditch diverting silt off of the site onto adjacent land.

This is a breach of condition 2.3.1 of your permit and has been scored as a Cat. under B3-site drainage engineering. Action: Please improve the structural stability of the bund in the far right hand corner of the site when dry weather permits. This should be carried out to ensure there is minimal risk of water/sediments flowing past the site perimeter.

Stenor Ltd staff explained that significant water flows off the road during heavy rainfalls onto site. It was thought that this problem arises due to ineffective drainage on land adjacent to the roundabout at the end of Ystrad road. Stenor have had previous discussions with the Highway Agency and Local Authority regarding flow of water off the road into the Stenor site.



Image 1: far right hand corner of site. Drainage ditch runs to the right of image under metal walkway.

Containment of stored materials.

The site has 2 large double skinned containers for storage of fuels for plant machinery. These containers however do not have secondary containment for accidental spills or container breaches. Section 3.1.3 of your permit states: All liquids in containers, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has used other appropriate measures to prevent or where that is not practicable, to minimise, leakage and spillage from the primary container. Secondary containment such as a bund or other suitable impermeable container that holds 110% of the containers volume should be provided. This is to prevent spill onto hard standing that may lead to a pollution incident.

The current fuel storage is in breach of **condition 3.1.3** and has been given a **C3 score under B4 - containment of stored materials**. **Action: please ensure fuel containers have secondary containment.**

Site Management

Staff have a copy of both the Environmental Permit and EMS available on site. A site diary with daily checks is being kept.

No mud or debris was observed on the road leading to the site entrance, and street sweeping machinery was seen in operation during our visit.

The site manager (Stacey) is currently working towards her most recent WAMITAB qualifications. **Action: Please inform NRW with the details of your most recent WAMITAB qualification for our records.**

Staff are hoping to process a backlog of material when the weather improves and are confident that staff and machinery will be available for this activity in the coming months.

Waste returns for the site were submitted and up to date on the day of the visit.

Site Security and safety:

The perimeter fencing around the accessible areas of the site was in good condition with no apparent gaps or breaks. The site is covered by CCTV which is in operation.

The site is served by mains water and has two water standpipes for dust suppression available on either side of the weighbridge.

NRW would like to thank Stacey and Steve for their time on this regulatory inspection.

Any compliance criteria not highlighted in the above summary should be considered as not assessed.

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

You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1st April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the

Forestry Commissioners and the Environment Agency for Wales.

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.