

Compliance Assessment Report CAR_NRW0037836

Permit being assessed: XB3893HN.

For: Taybrite Works, held by G. D. Environmental Services Limited

At: Hoel Y Bwlch, Bynea, Llanelli, SA14 9ST.

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

On 31/03/2021 between 13:30 and 14:15.

Parts of permit assessed: A

NRW Lead Officer: David Morgan.

Report sent to: Clare Higgins, Executive Assistant on 06/04/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	Assessed (A)	

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

Total number of non-compliances recorded	Total non-compliance score
0	0

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?

No action required.

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 undertaken on Wednesday 31st March 2021. The main purpose of the inspection was to assess compliance with the Environmental Permit (ref: EPR/XB3893HN) in relation to significant breaches recorded in the previous inspection (5/12/19).

Present on site at the time of the inspection were; David Morgan (Natural Resources

Wales) and Mathew Roderick (Browns).

No non-compliances were recorded during this inspection.

The following observations were made:

Environmental Permit Transfer

It is noted that an application has been received to transfer the Environmental Permit from G.D. Environmental Services Limited to Browns Waste Management and Recycling Limited.

This application is currently being determined. As a result, at the current time, G.D Environmental Services Limited remains the 'permit holder'.

At the time of the inspection it was noted that G.D Environmental Services Limited were no longer operating on site and that the site was already occupied by Browns Waste Management and Recycling Limited.

It is anticipated that this permit transfer will be concluded soon.

Waste Storage

During the previous inspection (5/12/19), Natural Resources Wales officers recorded a significant breach of the Environmental Permit. Concerns were raised over the volume of material on site and the lack of firebreaks in the mixed waste. The site was at capacity and plasterboard was being stored outside of the building in the open yard.

It was noted that there had been a number of staff movements and general disruption at the time.

On 31st March 2021 all waste material present in the previous inspection had now been removed. It is encouraging to see that waste was removed and the risk of a fire incident had been reduced.

Also, it was noted that the area to the rear of the site, where tyres were previously being stored, was now been cleared.

Site Infrastructure, Drainage & Security

In a previous inspection, concerns were raised over drainage and site security. A drainage chamber that was inspected was silted up and there appeared to be gaps in the boundary fence. It is likely that in future inspections officers will focus on these aspects of the operation.

It was suggested that the site surface water drains via interceptor to a lagoon in a neighbouring site. Please ensure a full investigation is undertaken into the drainage system for the site. Access should be made available to officers to inspect drainage chambers, interceptor outfalls and the lagoon.

Technical Competent Manager

The Technical Competent Manager for the site is Mathew Roderick. Qualifications of technical competence were displayed in the office and appear to expire on 9/10/2022.

Summary

- * No non-compliances were recorded during the inspection.
- * Issues of large volume of waste/lack of firebreaks recorded in previous inspection have been removed
- * Large volumes of waste previously on site have been removed
- * Anticipated that transfer of Environmental Permit will soon be completed
- * Focus of future inspections will likely be centred around **site security** and **site drainage**

Please forward copies of the Browns Waste Management and Recycling Limited Environment Management System (and associated documents) for the site

Thank you for your time during the inspection.

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.