

Compliance Assessment Report CAR_NRW0038480

Permit number	MP3330WP	Operator name	Resources Management UK Limited
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Site name	Withyhedge Landfill Site
Site address	Bowling Farm , Rudbaxton , Haverfordwest, Pembrokeshire, SA62 4DB
Assessment type	Inspection of tipping face. Review of waste acceptance procedures and records.

Date of assessment	28 April 2021	Time in	11:00	Time out	13:00
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Parts of permit assessed	See section 4
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NRW Lead officer	Guy Baskerville	Accompanied by	Neil Herbert
Report sent to – Name and position	David Williams Technical Manager	Date	12 July 2021

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

Part of permitted activity assessed (use action criteria below)	Assessment result	Permit condition
C3 General management – Materials acceptance	Assessed or assessed in part (A)	2.7.1

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

2. What action is required?

Criteria	Action needed	Complete by
N/A	N/A	N/A

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 prosecutions and/or suspension or revocation of your permit.

4. Details of our assessment

The purpose of this Compliance Assessment Report (CAR) is to record the findings of an inspection of the landfill tipping face and a partial review of waste acceptance procedures and records.

N.B. Discussions were held concerning future cell development. These discussions are outside the scope of this CAR.

Attendees:

Natural Resources Wales

Guy Baskerville Senior Industry Regulation Officer
Neil Herbert Lead Specialist

Resources Management UK Limited

David Williams Technical Manager
Deborah Hall Environment Health & Safety
 Compliance Manager
Phil Scotney Associate Director
[Consultant] Terraconsult Limited

Waste Acceptance and Waste Pre-acceptance Procedures

The inspecting officer requested that the operator provide waste acceptance and waste pre-acceptance procedures for review and comment.

On 26 May 2021 Deborah Hall provided the following procedures via email:

- *EMS-3-13.01-LNF WASTE ACCEPTANCE v2*
- *Withyhedge Pre-Acceptance (WIF) Template*
- *Load Rejection Form V1*

These procedures will be reviewed and comments provided to the operator outside the scope of this CAR.

Waste Acceptance

Condition 2.7.1 of the environmental permit states:

Wastes shall only be accepted for disposal if:

- (a) they are listed in schedule 3, and*
- (b) they are non- hazardous waste , and*
- (c) they are not whole used tyres (other than bicycle tyres and tyres with an outside diameter of more than 1400mm), and*
- (d) they are not shredded used tyres, and*
- (e) they are not liquid waste (including waste waters but excluding sludge), and*
- (f) they are not chemical substances from research and development or teaching activities, for example laboratory residues, which are unidentified and/or which are new and whose effects on man and/or the environment are unknown,*

The surface of the active tipping area was visually inspected by officers and no non-conforming waste was observed. Photographs were taken of the active tipping area and are presented as Photographs 1-3 overleaf.



Photograph 1



Photograph 2



Photograph 3

Duty of Care

The Waste Duty of Care code of practice (the code) sets out practical guidance on how to meet your waste duty of care requirements. It is issued under section 34(7) of the Environmental Protection Act 1990 in relation to the duty of care set out in Section 34(1) of that Act.

The code requires landfill operators to retain copies of waste description documentation for six years from the date of waste receipt.

The operator advised the inspecting officer that waste transfer notes are stored and managed centrally offsite and only the previous 6 week's waste transfer notes are stored onsite at any one time. The operator advised the

inspecting officer that historic (i.e. older than 6 weeks) waste transfer notes could be provided within days upon request.

A selection of onsite waste transfer notes, dated between 20 April 2021 and 28 May 2021, were inspected and found to be generally complete. A number of waste transfer notes were missing signatures against the transferee declaration and a small number were missing waste load weights. The weighbridge operative explained that this was due to contact between hauliers and weighbridge operatives, including the handling and sharing of documents, being restricted as part of covid-19 control measures.

Other observations

Inspecting officers observed 2 leachate wells that had not been connected to the gas collection system and requested that they be connected as soon as practicable. Photographs were taken of the unconnected wells and are presented as Photographs 4 and 5 below.

On 26 May 2021, Deborah Hall confirmed that the leachate wells had been connected to the gas collection system.



Photograph 4



Photograph 5

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 in the aspects assessed.
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property

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.