

## Compliance Assessment Report CAR\_NRW0038523

**Permit being assessed:** SP3635CS.

For: Peter's Food Service, held by Peter's Food Service Limited

At: Unit 1 Greenway , Bedwas House Industrial Estate, Bedwas, Caerphilly, CF83 8XP.

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

On 15/07/2021 between 10:20 and 11:55.

Parts of permit assessed: A1, B1, B3, B4, D1, F1, F2, F3, F4

**NRW Lead Officer:** Ian James.

**Report sent to:** Dafydd Davies, Safety, Health, Environment and Training Manager on 21/07/2021.

### 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)      |                  |
| B3 - Infrastructure - Site drainage engineering (clean and foul) | Assessed (A)      |                  |
| B4 - Infrastructure - Containment of stored materials            | Assessed (A)      |                  |
| D1 - Incident Management - Site security                         | 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

CAR form – Peter's Foods

Teams Meeting – 8<sup>th</sup> July 2021 (10:30-11:00)

Site visit and inspection – 15<sup>th</sup> July 2021 (10:30-12:00)

Present;

DD – SHE Manager

PB – Hygiene Manager

SJ - Managing Director

IJ – NRW

The planned inspection was split into two parts, remote and physical visit.

8<sup>th</sup> July

This focussed on the procedure for varying the permit to reflect the actual site boundary. IJ provided information and supplied links to the required documentation.

The issue with the W1 point and pipework underneath the area to be surrendered was discussed. NRW's permitting department had provided guidance and this was also supplied to the Operator via email on 8<sup>th</sup> July by IJ.

DD confirmed as per BATc submission that the Op are looking at a DAF system to reduce sewer emissions as per DCWW requirements.

On-site meeting scheduled for 15<sup>th</sup> July 2021.

15<sup>th</sup> July

IJ for NRW onsite from 1020.

Security controls were observed to be working at the time of arrival.

An overview of business conditions and challenges was given by those present, including SJ. Additionally, further guidance was sought to confirm that the Low Risk Surrender was the most cost efficient mechanism for reflecting the boundary changes. It was noted that the Site Boundary as indicated on the Permit was in an area which hadn't been under the control of the Operator for a number of years.

An inspection of the external areas of the site followed as well as discussions on the project to install Dissolved Air Flotation treatment to reduce emissions to sewer. The timeline for this was indicated to be end of 2021 and the location identified.

**Action – IJ for NRW to discuss with Permitting the requirements to reflect the DAF within the permit and whether if this is needed this could be completed at the same time as the boundary changes.**

All areas of the permit as specified appeared to be satisfactory on the day. The only action currently on the

Operator is to complete the Permit Variation for the boundary change but this is now awaiting further information from NRW.

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.