

Compliance Assessment Report CAR_NRW0038693

Permit being assessed: AP3399FR.

For: Hafod Garage Waste Transfer Station, held by Thomas Waste Management Ltd

At: Hafod Garage, Brynmawr, Blaenau Gwent, NP23 4GU.

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

On 31/08/2021 between 11:00 and 11:30.

Parts of permit assessed: Various

NRW Lead Officer: Jonathan Lee, accompanied by Rhys Handley.

Report sent to: Gareth Thomas/Howard Thomas, Site Managers on 01/09/2021.

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)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Action only (X)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
C1 - General Management - Staff competency/training	Assessed (A)	
C2 - General Management - Management system and operating procedures	Action only (X)	
C3 - General Management - Materials acceptance	Assessed (A)	
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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?

Criteria	Action needed	Complete by
B1	Remediate SW corner area of site to prevent potential sediment pollution to surface water. Appropriate measures should be taken to ensure that run-off is directed towards the site drains and the interceptor on site.	17/09/2021
C2	Remove skips containing waste from outside permitted area. Ensure all site activity is contained within permitted area only.	03/09/2021

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

Compliance Assessment Report - Thomas Waste Management

Officer Jonathan LEE and Rhys HANDLEY in attendance of Thomas Waste Management Limited to complete a routine compliance inspection of the permit **EPR-AP3399FR**. Weather mild and dry. Officers met with site manager Gareth Thomas.

Inspection Observations

The site was operational at the time of the inspection and a tour of the yard was given. All waste types were stored and segregated appropriately within concrete bays or sealed skips. Previous compliance inspections have noted damage to the concrete surface on the upper part of the site where the main sorting activities take place. This area had been recently repaired and was in good condition.

Processed/awaiting processing construction and demolition wastes were being stored in stockpiles around the main sorting activity on site. It was noted that these wastes are processed on an ad-hoc basis dependent on demand.

In the SW lower part of the yard it was evident there was a build-up of sediment and debris which had the potential to cause surface water pollution and by-pass the site interceptor, as shown in Photo 1 below.



Photo One – Build up of sediment/debris in SW corner of yard

During the inspection it was noted that several roll-on roll-off skips were being stored on the road outside of the top part of the site, as shown in Photo 2 below.



Photo Two – Skips stored outside permitted boundary

Compliance

The following actions were identified during the inspection.

B1 – Infrastructure for the prevention and control of emissions – Condition A5

Condition A5 states that the yard area at the facility shall be surface and maintained in accordance with the working place. Hard surface shall be steam cleaned as necessary and when requested by the Waste Disposal Authority.

During the inspection it was noted that there was an area of sediment build up in the SW corner of the yard near the site entrance. There is potential for this sediment to caught in periods of heavy rainfall, run-off the site and by-pass the interceptor and site drainage system.

The site drainage system needs to be kept clear of large amounts of debris and the interceptor requires inspection on a regular basis to ensure efficiency.

Action – Remediate this area to prevent potential sediment pollution to surface water. Appropriate measures should be taken to ensure that run-off is directed towards the site drains and the interceptor on site.

A deadline of the **17th September 2021** has been set for this action to be completed.

Officers noted that this area would be scraped with an excavator shortly following the inspection and some bunding installed.

C2 – Management systems and operating procedures – Condition A9

Condition A9 states that provisions shall be made within the confines of the facility (as outlined in the site location plans) for the parking, loading and unloading of vehicles transporting wastes to and from the facility

in accordance with the working plan.

During the inspection it was noted that there were a total of 6 Thomas Waste roll-on/roll-off skips containing waste being stored to the North of the site alongside a public road. Whilst it was stated that these were stored on a temporary basis and due collection shortly, this area is outside of the permitted boundary and skips should not be stored in this area. Indeed, there is a potential arson/fire-risk to these skips as the area is outside of the secure fenced area of the site.

Action – Remove skips containing waste from outside permitted area. Ensure all site activity is contained within permitted area only.

A deadline of the **3rd September 2021** has been set for this action to be completed.

It was noted by officers that this action would be completed as soon as officers left the site.

There is potential for a permit breach to be scored should this action not be completed/further incidents of skips containing waste being stored outside of the permitted boundary.

No other issues or compliance breaches were noted during the course of the inspection.

Summary

Thank you for taking the time to show officers around the site and discuss your activities.

If you have any queries regarding this Compliance Assessment Report please contact regulatory officer Jonathan Lee on 0300 065 3908, or via email at jonathan.lee@naturalresourceswales.gov.uk

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

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.