

## Compliance Assessment Report CAR\_NRW0038706

**Permit being assessed:** BJ9681IX.

For: Oakenholt Mill EPR/BJ9681IX, held by SCA Hygiene Products UK Limited  
At: OAKENHOLT PAPER MILL CHESTER ROAD , FLINT, FLINT, CLWYD, CH6 5PU.

**Type of assessment carried out:** Report/Data Review, Reason: Routine.

On 03/09/2021.

Parts of permit assessed: Q1 & Q2 monitoring returns

**NRW Lead Officer:** Paul Challender.

**Report sent to:** Mark Turner, Environment & Quality Engineer on 09/09/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
B5 - Infrastructure - Plant and equipment	Action only (X)	
D2 - Incident Management - Accidents, emergency and incident planning	Action only (X)	
E3 - Emissions - Surface water	Assessed (A)	
G1 - Monitoring and Records, Maintenance and Reporting - Monitoring of emissions and environment	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4 No impact	Permit Condition 4.2.3

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

Total number of non-compliances recorded	Total non-compliance score
1	0.1

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
B5	Check any relevant site documentation, procedures, and telemetry alarms to ensure that the correct limit of 2200m <sup>3</sup> /day is listed and adhered to. Report findings to regulating officer via email.	08/10/2021
D2	Provide a progress update email (or Schedule 5 Part B if investigation and remediation is completed)	20/09/2021
G4	Submit the missing monitoring returns for Q2 for emission point W2 as per Schedule 3(b), Table S3.2. Review procedures to prevent future issues with submission of	20/09/2021

Criteria	Action needed	Complete by
	monitoring returns.	

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

#### Emissions monitoring reports

**Periods Q1 - 01/01/21 to 31/03/21 and Q2 – 01/04/21 to 30/06/21.**

The overdue monitoring report for Q1 emissions to water was received on 27/05/21 in compliance with the time limited action applied in the previous CAR form, CAR\_NRW0038314. Monitoring was undertaken as required by Permit Condition 3.3.1. All monitored emissions were compliant with the relevant emission limit values specified by Permit Condition 3.1.2 and Schedule 3(b) of the permit.

The monitoring report for Q2 emissions to water was received on 15/07/21 for W1 only. Monitoring at emission point W1 was undertaken as required by Permit Condition 3.3.1. All monitored emissions at W1 were compliant with the relevant emission limit values specified by Permit Condition 3.1.2 and Schedule 3 of the permit.

#### Missing monitoring returns

Monitoring returns for the 2021 Q2 period of 01/04/21 to 30/06/21 for emissions to water at emission point W2 have not been received within the required timescales.

**Score:** This is a CCS 4 breach of Permit Condition 4.2.3 under (G4) - Reporting and notification to Natural Resources Wales .

**Action:** Submit the missing monitoring returns for Q2 for emission point W2 as per Schedule3(b), Table S3.2 no later than 20/09/21. Review procedures to prevent future issues with submission of monitoring returns.

#### Schedule 5 notifications

A completed Schedule 5 notification was received on 20/08/21 in compliance with Permit Condition 4.3.1. This notification relates to a low volume waste oil spillage on unmade ground within the permitted site boundary. Only Part A of the submitted Schedule 5 is completed and an investigation into a possible deviation to site procedures by a third-party contractor is underway and ground remediation is pending. Any potential breach of permit conditions will be appraised upon resolution of the investigation, remediation, and receipt of the Schedule 5 Part B.

**Action:** Provide a progress update email (or Schedule 5 Part B if investigation and remediation is completed) by 13/09/21.

#### MCERTS Site Inspection Report

The MCERTS Site Inspection Report for the inspection completed on 15/03/21 was received on 15/06/21. An error is noted on page 2 of the report in the box titled *Emission point(s) requiring flow measurement*. *Maximum daily flow rate* is correctly stated to be  $108 \text{ m}^3/\text{hr}$  however, *Maximum daily volume* is stated to be  $2592 \text{ m}^3/\text{day}$ . The figure stated for maximum daily volume is incorrect and it is suspected that it has been derived by the multiplication of  $108 \text{ m}^3/\text{hr}$  by 24 hrs. The correct permitted limit in Schedule 3(b), Table 3.2 is  $2200 \text{ m}^3/\text{day}$ . Recently submitted figures for Q1 and Q2 indicate that the  $2200 \text{ m}^3/\text{day}$  limit has not been breached.

**Action:** Check any relevant site documentation, procedures, and telemetry alarms to ensure that the correct limit of  $2200 \text{ m}^3/\text{day}$  is listed and adhered to. Report findings to regulating officer via email by 08/10/21.

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.