

Compliance Assessment Report CAR_NRW0038817

Permit being assessed: AP3694FE.

For: Old Bridge Inn, held by Michael Rolando Scarfo

At: Padeswood, Mold, Flintshire, CH7 4JD.

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

On 07/10/2021 between 12:00 and 12:45.

Parts of permit assessed: 'Specified by permit' , 'Storage, handling & segregation', 'Materials Acceptance'

NRW Lead Officer: Sarah Walton.

Report sent to: Michael Scarfo, Owner/Permit Holder on 28/10/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C3 - General Management - Materials acceptance	C3 Minor	1.1.1.The operator shall manage and operate the activities: (a) in accordance with a written management system
A1 - Specified by permit	Action only (X)	
C4 - General Management - Storage, handling labelling and Segregation	Action only (X)	
C4 - General Management - Storage, handling labelling and Segregation	C3 Minor	Table 2.3 1) Unless stored or treated outside as specified waste, all waste shall be stored in a building or within a secure container.

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

Total number of non-compliances recorded	Total non-compliance score
2	8

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
C3	Ensure that waste is accepted onto site according to EMS procedures	12/11/2021
A1	Submit to NRW evidence of procedures and testing for the	12/11/2021

Criteria	Action needed	Complete by
	6F2 product.	
C4	Submit to NRW, evidence of the total volumes of waste being stored at site (Mixed waste and inert waste). Ensure this information is always readily available on site for the inspecting officer.	12/11/2021
C4	Ensure all waste electrical equipment is stored within a building or secure container on an impermeable surface.	12/11/2021

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

On Thursday 7th October, Waste Regulation Officer Sarah Walton met with Paul Phoenix (Site Manager) to conduct a routine unannounced inspection of the site.

Condition 1.1.1: The operator shall manage activities : (a) In accordance with a written management system...

Upon entry to the site, a pickup truck branded 'Four Seasons' came on to site and emptied a load of waste in the middle of the site, adjacent to the 'soil and rubble pile'. This vehicle did not go through the weighbridge, the load was not inspected and no Waste Transfer Duty of Care documentation was observed. This is concerning when the site already seems to be beyond its capacity as stipulated in the Standard Rules Permit. Section 3.2.1 of the site's EMS states 'All incoming vehicles are required to report to the weighbridge. The details of the load will be recorded, and the duty of care note/ company documentation will be checked by the operator, to ensure that the load is acceptable. A visual inspection of the load by CCTV camera will also be undertaken. Any deviation from the procedures or problems with any load will be reported to the manager'. This poses risk to the environment if incoming loads are not being checked to ensure they conform to Duty of Care documentation and that this is a waste type the site can accept.

This was a clear breach of the EMS procedures and so therefore the site has been scored a CCS score 3. All incoming waste should go via the weighbridge, be visually inspected and be accompanied by a Duty of Care note, as per the EMS.

Paul first of all showed Sarah to the waste inert area which contained waste insulation, breeze blocks and other inert wastes. It was explained how this waste is treated and processed through the machinery on site.



Photo showing inert waste treatment area

The new waste transfer building was observed which was now in use.



Photos showing waste storage inside the new transfer building

Paul explained that the very large pile of waste in the centre of the site was 'soils and rubble' from the local council. However, there looked to be a variety of construction and demolition waste and metal waste mixed in with this.



Photos showing large pile of inert/construction demolition waste adjacent to the new building

Paul commented that this waste is crushed and made into 6F2. This waste is picked before going through treatment but there are concerns about the incoming waste streams and whether these are going through appropriate checks and if the site's Duty of Care is being appropriately exercised.

As an action, please send through evidence of your procedures and testing for the 6F2 product.

Observations on site and the above pictures of the 'soil and rubble' pile, show that this waste may not be being described accurately. The permit only allows a maximum storage of 500 tonnes of Mixed Waste and 3000 tonnes of inert waste. There are also strict time

constraints for the storage of these materials.

The site was very full at the time of inspection.

Paul was unable to evidence a running total for the weighbridge records to show how much waste was being stored at site.

Please submit to NRW, evidence of total volumes of each waste type currently being stored at site. (IE volume of mixed waste and volume of inert waste).

As another action, ensure that all responsible staff members are trained in the use of the weighbridge and how to find out the running totals. Should the site reach it's limit, staff should be aware of this and stop any further incoming waste until the site has the capacity.

Upon leaving site, there were some electrical items observed at the entrance of the site. This included motors/engines, wires and electrical boards.



Photo showing Waste Electrical & Electronic Equipment(WEEE) being stored on the ground without cover or containment

Permit condition Table 2.3 1) Unless stored or treated outside as a specific waste b) all waste shall be stored in a building or within a secure container.

WEEE should be stored on an impermeable surface with weatherproof covering. Care should also be taken with oily parts. These also should be stored on impermeable surfaces, in weatherproof containers to avoid any pollution to the surrounding area. This current storage of electrical equipment poses risk to the environment as there is no containment or covering. **This has therefore been scored a CCS score of 3 against permit condition 2.3.1.**

Sarah signed the site diary before leaving site at approximately 12:45.

I would like to thank Paul for his time and assistance throughout the inspection.

Kind Regards,

Sarah Walton
Waste Regulation Officer

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.