

Compliance Assessment Report

Report ID:
CAR_NRW0033598

This form will report compliance with your permit as determined by an NRW officer

Site	Rassau Recycling Facility	Permit Ref	EP3230BW			
Operator/Permit holder	Envirowales Ltd					
Regime	Installations					
Date of assessment	18/06/2018	Time in	09:30	Out	12:00	
Assessment type	Audit					
Parts of the permit assessed	As Detailed Below					
Lead officer's name	Griffiths, David					
Accompanied by						
Recipient's name/position	Brian Kelly/ EHS Director	Date issued	10/07/2018			

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS Scores can be consolidated or suspended where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit conditions and compliance summary	CCS Category	Condition(s) breached
A1 - Specified by permit	A	
C2 - General Management - Management system and operating procedures	A	
D1 - Incident Management - Site security	A	
E5 - Emissions - Waste	A	
F5 - Amenity - Deposits on road	A	
G1 - Monitoring and Records, Maintenance and Reporting - Monitoring of emissions and environment	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	A	

KEY: See Section 5 for breach categories, suspended scores will be indicated as such.
A = Assessed or assessed in part (no evidence of non-compliance), **X** = Action only,
O = Ongoing non-compliance, not scored.

Number of breaches recorded	0	Total compliance score (see section 5 for scoring scheme)	0
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details of any multiple non-compliances
- Information on the compliance score accrued inc.
- Details of advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

Routine Site visit / meeting with Brian Kelly and Terrie Williams - Envirowales

Hazardous Waste Regulations 2005

During our recent visit I explained to you how the above legislation should now be applied on site. Whilst we are aware of a previous agreement regarding the movement of a stockpile which had built up on site, the above legislation must now be applied. Therefore, the transportation (Movement) of process waste slag from your installation on Rassau Industrial Estate Permit Number (EP3230BW) to the processing (curing and crushing) facility at Unit 5 Tarfarnaubach Industrial Estate Permit Number (GP3337KD) must now comply fully.

From the date of this CAR Form, you must now consign every movement of Hazardous Waste from your Rassau Installation to the Tarfarnaubach facility. This paperwork should also be backdated to January 2018. Also, as per our discussions on the 18th June 2018 we also require you to submit a back dated Monthly return starting from Q2 2017 (April 2017 – December 2017) for the movements of this waste. (So, in total you will submit 3 Returns per Quarter for 2017).

At this moment we do not see the need for you to alter your Transfrontier Shipment paperwork as these shipments have already been set. However, when these shipments are up for review / renewal Block 1 & 9 on the paperwork can remain the same site address, but can you include as part of your notification pack an additional annex stating that the waste produced has been treated at Tarfarnaubach (GP3337KD). You will need to list the treatment process and site name address and telephone number.

NRW also acknowledge that a planning application for the slag recycling facility at Rassau has been applied for and is waiting approval. We discussed the requirements of this facility and the storage limit of 5000 tonnes of slag. NRW will review this storage limit and requirements when we amend the discrepancies in the current Permit over the next few weeks.

Treated Effluent Discharge to Controlled Waters

Further to your query regarding treating your effluent to a quality standard to discharge to controlled water / local stream

I have discussed your query below with our Water Quality Permitting team. They have undertaken a quick calculation and it would be approximately £6840 a year for a discharge consent (Annual Fee). Please note this does not include the application fee.

Should you wish to apply you will have to supply an H1 assessment but given the volume of the discharge and what is contained within it. NRW cannot guarantee whether a permit would be granted, it will be dependent on the levels of substances within the discharge against WQ standards (Water Framework Directive - WFD) for the receiving brook / River Ebbw

So you will need to identify all substances in the discharge and run them through the screening process to

see which, if any will need to be controlled by a limit. You will also have to demonstrate what the environmental benefit of putting the discharge to the stream because our preferable method of disposal is sewer in the first instance. NRW may still refuse the application because you are within a sewered area and there would need to be an environmental benefit of you diverting the discharge away from the foul sewer.

Groundwater Abstraction Borehole

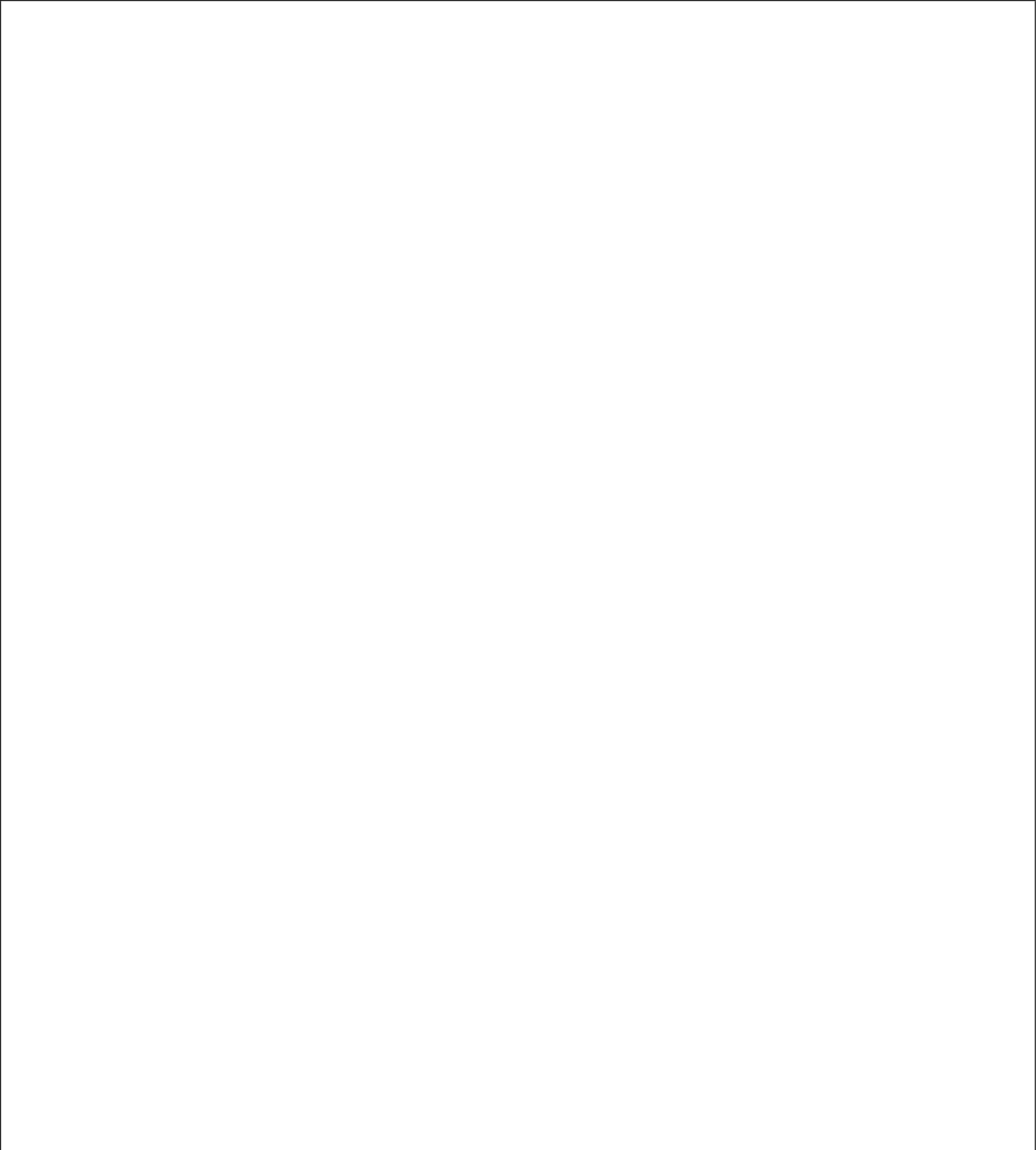
Further to your query regarding your Groundwater Abstraction application. NRW issued a Groundwater Investigation Consent in February (ref PPN-00186) so you could investigate the groundwater source, since this time we haven't heard from your consultant and we haven't received an application for an abstraction licence.

If you want to abstract and have completed your test pump then you need to submit an application for an abstraction licence with all the relevant supporting information.

PRTR Queries

We discussed queries on your pollution inventory - Envirowales agreed to supply extra information. However NRW are still awaiting your response.

*****End of report*****



EPR Compliance Assessment Report

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Operator/Permit holder	Envirowales Ltd	Date	18/06/2018

Section 3 – Enforcement Response

You must take immediate action to rectify any non-compliance and prevent repetition. Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.

Other than the provision of advice and guidance, at present we do not intend to take further enforcement action in respect of the non-compliance identified above. This does not preclude us from taking enforcement action if further relevant information comes to light or advice isn't followed.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			

Section 5 – Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- Advise on corrective actions verbally or in writing
- Require you to take specific actions verbally or in writing
- Issue a notice
- Require you to review your procedures or management system
- Change some of the conditions of your permit
- Decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and/or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- Ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- Ensure you comply with other legislative provisions which may apply

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance that could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- Offering/providing you with its literature/services relating to environmental matters
- Consulting with the public, public bodies and other organisations (eg. 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 its service
- Freedom of Information Act/Environmental Regulations request

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within fifteen working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with officer's line managers using the informal appeals procedure. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00 – 18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.