

Compliance Assessment Report

Report ID:
CAR_NRW0031831

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

Site	Pen Y Fan Processing And Recycling Ltd	Permit Ref	GP3692LQ			
Operator/Permit holder	Pen Y Fan Processing And Recycling Ltd					
Regime	Waste Operations					
Date of assessment	20/06/2017	Time in	12:30	Out	13:10	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Bowder, Alex					
Accompanied by						
Recipient's name/position	Carl Davies, Simon Barber/ Director - Sales Manager	Date issued	30/06/2017			

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	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	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

Officer Alex BOWDER attended Penyfan Processing and Recycling Ltd on Tuesday 20th June 2017 at 12:30 to carry out an introductory inspection of permit **EPR-GP3692LQ** at Manmoel road, NP12 0HY. The weather was warm and dry at the time of visit. Spoke with business Director Mr Carl Davies and Site Manager Simon Barber.

Introductory inspection as Alex Bowder takes over as the new regulating officer of the site's permit – thank you to Carl for taking the time to explain the business processes and show us around the yard. We discussed brief history of the site's activities and outlined the processes for the waste operations management.

To remind the company following each visit Natural Resources Wales will produce a Compliance Assessment Report (CAR) detailing our comments from the inspection. If we are not satisfied with a certain part of the inspection, we can breach the business against your permit conditions which can affect your annual subsistence fees; this is scored on a Category 1-4 basis:

- 1** - Major, serious persistent and/or extensive impact on the environment, people/property
- 2** – Significant impact on effect on the environment/people/property
- 3** – Minor impact or effect on the environment/people/property
- 4** – A non-compliance which has no potential environmental effect

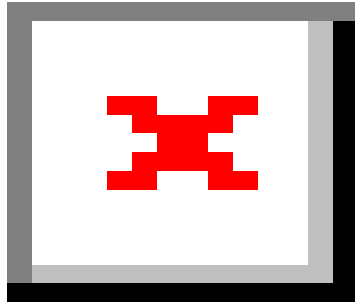
The site is quite extensive with different working areas situated around the yard. The granted permit is intended for a waste treatment and transfer station with an annual throughput of 75,000 tonnes. The business receives, stores and processes dry inert, sewer grit, dredgings, municipal waste and metals. There is also a 100 cubic metre dewatering lagoon present.

The site has previously operated the waste transfer station and construction and demolition waste recycling facility, however I have been informed that it has ceased transfer station operations for the time being.

The separation of mixed C and D waste is done using a trommel.

Site Drainage

The yard is equipped with an interceptor with a silt trap which leads to a soakaway which I believe discharges to the water course. Drainage channels were running clear with no blockages viewed at the time of inspection.



Picture 1 – showing aggregate pile and machinery in yard

Infrastructure

The infrastructure was generally in good condition. The site repairs any cracks in the surface to ensure the impermeable status is retained.

Varying grades of aggregate produced and stored - adequately separated. Discussed the various outlets for the processed waste types. The surface water pool was said to be used in making concrete.

Environment Management System (EMS)

The most up to date version of the site's EMS I can locate is from 2012. The document seems very extensive, covering all work areas with an encompassing index. Please remember to update in accordance with operation changes – if transfer station is to remain unused then this will need to be amended. We will look to examine the EMS in further details later in the year.

WAMITAB

Carl Davies is WAMITAB qualification holder for the site and so is the designated Technically Competent Manager (TCM). We spoke about refresher courses for the continuing competency award - please note date of expiry and send through the most up to date certificate for our records.

Waste Returns

The business is submitting their return documents punctually for each quarter; please continue to keep up this good habit. The correct EWC codes are being used, such as **17 05 04** - soil and stones, for instance.

I look forward to working with the site in the future. If you have any issues with the report please contact Alex Bowder on 0300 065 3394 or alex.bowder@naturalresourceswales.gov.uk

Thank you.

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EPR Compliance Assessment Report

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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.

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.