

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

Site	Unit 2	Permit Ref	EP3190LG		
Operator/Permit holder	KRS Recycling Ltd				
Regime	Waste Operations				
Date of assessment	06/11/2018	Time in	10:30	Out	10:55
Assessment type	Site Inspection				
Parts of the permit assessed	Closure and decommissioning				
Lead officer's name	Park, Liz				
Accompanied by	Starks, Madeleine				
Recipient's name/position	John Sant/ Operator	Date issued	29/11/2018		

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
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

Liz Park met with John Sant, the sole director of KRS Recycling Ltd to undertake a site inspection and to discuss the future of the site. The site is currently post-operational. At the time of the inspection the weather was dry and cool.

Liz had previously met John Sant but not as his role as the operator of KRS Recycling Ltd. Previous discussions concerning the future of the site had been undertaken with Andrew Sant his son, who is no longer involved with the company.

Upon arrival at the site, it was observed that another company, ModularWise Ltd was using the area that KRS Recycling Ltd had operated from. ModularWise Ltd manufacture modular buildings.

John informed Liz that as ModularWise Ltd wished to expand their business into the shed that KRS Recycling Ltd had used that he had decided that he wouldn't recommence any operations from the site and would not be selling the business with the permit at this site.

Liz explained that the permit for the site would need to be surrendered and the risk of allowing another company to operate on land which still benefits from a permit. John Sant said that he understood this.

B2 - Closure and decommissioning - Advice and guidance

A crushing machine had been removed from the shed and is currently sitting in the yard. It is still being decided by John (and by Andrew Sant who originally sourced the machine) as to whether to try and sell the machine whole or to break it for scrap. Liz advised that pollution prevention measures would need to be undertaken to prevent pollution should it be broken into its constituent parts for transport off the site. If the crushing machine is being discarded, therefore becoming waste, it must be taken to a suitably permitted facility. The site is not secure and there is a risk of pollution caused by unauthorised access when persons are not on site.



Waste on site

A large pile of mix waste is currently being stored on the site. John said that this is from inside the buildings and that KRS Recycling Ltd and ModularWise Ltd will be jointly removing the waste from the site. The waste must be removed to a suitably permitted site. Please send copies of the Waste Transfer Notes to Liz.



Other wastes

There are other wastes stored in the yard outside the permitted area on unmade ground which are held and have been deposited by KRS Recycling Ltd. This includes a number of IBCs , some of which contain liquids. This poses a risk of pollution. All wastes must be removed to a suitably permitted site. Please send copies of all waste transfer notes/ hazardous waste consignment notes to Liz.



Permit Surrender

The documentation requirements for the permit surrender were briefly discussed. John advised Liz that they did have a form of site condition report produced when they started operations. This would be a useful document to locate. As part of the surrender process you are required to return the site to a satisfactory state, this includes the removal of equipment and wastes that pose a risk to the environment. Should you wish to discuss the surrender process in more detail then please contact Liz.

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0032529**

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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.