

Compliance Assessment Report

Report ID:
CAR_NRW0026337

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

Site	Dolwen Abattoir EPR/GP3235GH	Permit Ref	GP3235GH		
Operator/Permit holder	Randall Parker Foods				
Regime	Installations				
Date of assessment	17/08/2016 - 18/08/2016	Time in	19:45	Out	10:20
Assessment type	Check Monitoring/Sampling				
Parts of the permit assessed	Noise Monitoring				
Lead officer's name	Frost, Julia				
Accompanied by	Oakes, Ian				
Recipient's name/position	Dale Williams/ Site Manager	Date issued	20/10/2016		

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. 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
F2 - Amenity - Noise	C3	2.9.1

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	1	Total compliance score (see section 5 for scoring scheme)	4
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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

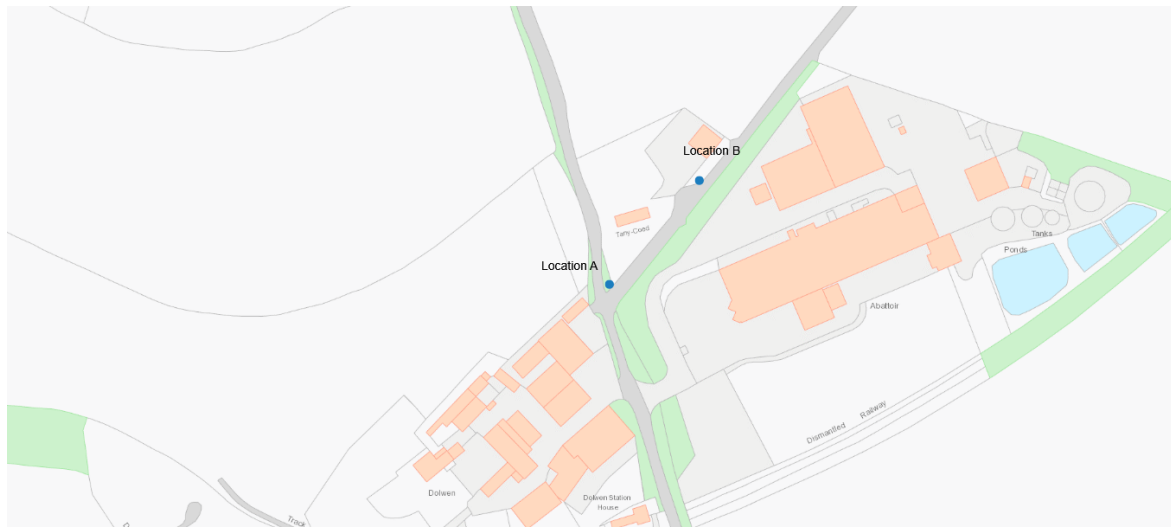
This section contains a report of our findings and will usually include information on:

- 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

On 17 / 18 August 2016 Natural Resources Wales carried out a noise monitoring exercise.

Monitoring carried out between 19:45 and 23:20 on 17 August whilst no processing was being carried out on site. Monitoring carried out between 09:15 and 09:45 on 18 August when processing was being carried out. Monitoring on 18 August was stopped due to a change in weather condition.

The Operator has confirmed that operations on site were normal during the time of the monitoring.



Location A

Monitoring was carried out between 19:45 and 20:50 on 17 August. Until approximately 20:30 the LA_{eq} was fairly consistent (once the impact from road vehicles was removed) at 46dBA. The main impact on off site noise from the permitted site at this time was from the refrigeration trailers. However, from 20:30 the LA_{eq} increased to 50 dBA. This significant increase in noise level was as a result of a number of vehicles being parked up on the road waiting to gain access to site, with their engines running.

Monitoring carried out at 09:40 on 18 August whilst the site was operational showed levels of 51 dBA LA_{eq} . Both the refrigeration trailers and the static chiller unit could be heard during this time.

Location B

Monitoring was carried out between 20:50 and 23:20 on 17 August. During this time we recorded levels of 52 dBA LA_{eq} . At this time the main impact from the operations was as a result of the fixed chiller unit.

The readings during this time increased significantly during vehicle movements on site (instantaneous reading went up to 61dBA) and also as a result of shouting (instantaneous reading went up to 65 dBA).

Monitoring carried out at around 09:10 on 18 August whilst the site was operational showed levels of 53 dBA LA_{eq} .

Monitoring carried out by a consultant on behalf of the Operator in June 2016 found that there were three distinct time periods on site, in relation to noise, day time operational, evening operational and night time none operational. We were unable to replicate this during our monitoring exercise, specifically in relation to the night time none operational period. At 21.30 during the consultants monitoring there was a marked decrease in noise levels recorded. This reduction did not occur whilst we were monitoring and as above the level was fairly consistent (when no vehicle movements or shouting) whilst we monitored between 20:50 and 23:20.

The monitoring carried out by the consultant on your behalf was carried out on site at two locations. The first location is quoted as being in direct line between the process building and the nearest neighbouring property. However, it is questionable as to whether this location would have picked up any impact from the loading bay and the refrigeration trailers.

The second location was selected as a position to obtain an indication of the background noise in the absence of facility noise due to the screening provided by the substation.

During previous visits to site observations have been made by NRW and RPF in relation to the apparent higher noise levels off site. No off site monitoring was carried out by your consultant.

The consultants report states that the decrease in noise at 21.30 is assumed to be as a result of the cessation of activities on site such as fork lift truck movements, livestock deliveries. This decrease in noise did not occur whilst we were monitoring on 17 August and was still happening at 23.20 when we ceased observing. We were advised that the activities we observed were typical for the site.

Please provide an explanation into why activities on site were different during the two monitoring exercises.

Permit condition 2.9.1. requires the Operator to *"use BAT so as to prevent or where that is not practicable to reduce emissions of noise and vibration from the Permitted Installation, in particular by:*

- *equipment maintenance, eg of fans, pumps, motors, conveyors and mobile plant;*
- *use and maintenance of appropriate attenuation, eg silencers, barriers, enclosures;*
- *timing and location of noisy activities and vehicle movements;*
- *periodic checking of noise emissions, either qualitatively, or quantitatively; and*
- *maintenance of building fabric,*

provided always that the techniques used by the Operator shall be no less effective than those described in the Application, where relevant."

During the observations of Natural Resources Wales on 17 and 18 August, this permit condition was not being complied with for the following reasons:

- On a number of occasions during the night time monitoring shouting on site could be heard off site. This had a significant impact on the noise levels off site.
- Vehicles parked up waiting to gain access to site were left with their engines running. Again this had a significant impact on noise levels off site. (As well as the increase in noise this also resulted in the road becoming blocked and other vehicles not being able to gain access to their properties. This issue has been forwarded to the Local Authority as it falls outside of the remit of the Environmental Permit).
- Vehicle movements on site (both livestock and waste collections) occur until late at night.
- The noise level noted after 23:00 on 17 August was 52 dBA LA_{eq}

Category 3 breach, condition 2.9.1.

The Operator is required to carry out the following:

- The EMS procedures should be reviewed to ensure that they are robust enough to secure compliance with respect to off site noise and ensure that site operations are carried out in a manner that minimises the off site impact (for example in relation to shouting, engines being left running).
- Training of relevant staff and appropriate contractors (for example livestock delivery drivers) shall be reviewed and refreshed to ensure that they understand the impact of their actions on permit compliance.
- Reverse beepers were audible off site. The Operator shall assess the potential to use alternative warning on vehicles that satisfies Health and Safety requirements and minimises the impact off site.

- The Operators shall assess the potential to restrict vehicle movement time on site (both for livestock deliveries and waste collections) to minimise the impact on off site noise
- The static chiller unit was audible at all times during the monitoring exercise. The Operator shall seek some advice from a noise specialist into the potential for reducing the impact of this equipment. As assessment shall be made into whether this plant is BAT.

A summary of the findings, including timescales for any improvements related to points 1 -4 , shall be submitted to Natural Resources Wales by end October 2016. The noise management plan should be updated following this as necessary.

The conclusions of the investigation into the static chiller unit, including timescales for any improvements, shall be submitted to Natural Resources Wales by end November 2016.

Whilst carrying out the noise monitoring on the 17 August there were a number of occasions when we noticed an odour at location B. Each episode of odour only lasted a short time and may have been as a result of cleaning down activities on site. The Operator should carry out an assessment of the impact of their activities on off site odours (including in relation to cleaning down activities). A summary of the findings, including timescales for any improvements shall be submitted to Natural Resources Wales by the end of November 2016.

EPR Compliance Assessment Report

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Site	Dolwen Abattoir EPR/GP3235GH	Permit Ref	GP3235GH
Operator/Permit holder	Randall Parker Foods	Date	17/08/2016

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.

In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.

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			
F2	C3	The Operator shall review the areas highlighted in the text of the CAR form	31/10/2016

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 reports should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within twenty 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.