

Compliance Assessment Report

Report ID:
CAR_NRW0035238

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

Site	Ewloe Waste Transfer Station	Permit Ref	BP3797SZ		
Operator/Permit holder	Thorncliffe Building Supplies Ltd				
Regime	Waste Operations				
Date of assessment	10/06/2019	Time in	14:30	Out	15:23
Assessment type	Site Inspection				
Parts of the permit assessed	See below				
Lead officer's name	Challender, Paul				
Accompanied by					
Recipient's name/position	Tim Harper/Dan Harper/ Owner/Site Manager	Date issued	14/06/2019		

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	
C2 - General Management - Management system and operating procedures	C4	Permit Condition 1.1.1 & Permit Condition 3.6/Table 1.3
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
E1 - Emissions - Air	A	
E3 - Emissions - Surface water	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	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	1	Total compliance score (see section 5 for scoring scheme)	0.1
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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

This was a routine pre-arranged inspection of the permitted site by the regulating officer Paul Challender. During the inspection the weather conditions were overcast after a period of heavy rain. Mr Dan Harper escorted the inspecting officer at all times.

It was confirmed that the building works within the permitted area are now complete apart from some works on the drainage system. As such the site is now laid out and operating in such a manner that differing waste inputs are deposited and processed in separate areas of the site. A small portion of the permitted area contains bays for the storage products for the building supplies part of the business situated directly in front of the permitted area.

The new building for the receipt of mixed council household waste is in use with loads being deposited, shredded, subjected to ferrous metal extraction and bulked for transfer as loose RDF from site to an appropriate receiving energy from waste site.



Historically the permitted site has been subject of local complaints that the RDF operation attracted seagulls. The new building seems to have dramatically reduced the presence of seagulls. I have not witnessed seagulls at the site during this or my last inspection and Natural Resources Wales (NRW) have not received any complaints in the interim. Mr Harper confirmed that this was their experience on site too and that no mitigation measures were currently required to deter seagulls from the site however, the contacts to deploy avian pest deterrents were still available to reinstate if required.

The throughput and regular removal of RDF from the site appears to be controlling odour levels. During the inspection visit there were no perceived odour issues even when stood in the RDF hall.

The former building utilised for the deposit of household waste on the opposite side of the site is now utilised for the deposit of waste materials by third parties with wastes segregated into bays. This area was much tidier under its new function with all waste stored within the confines of the building. The building has also been improved with new metal sheeting on the southern side wall with the western wall due to be re-clad in the near future. This building is also away from other operations keeping drive-on customers away from other vehicle movements. Any mixed household fraction segregated from other wastes here is moved on to the RDF hall for processing. Plasterboard is also stored in this location away from the impact of weather. All stored plasterboard at the time of the inspection appeared to have been deposited recently and had not suffered undue degradation.

A further building complete with trommel and picking line is present which is utilised for the deposit of Thorncliffes own skips which are first subjected to a hand sort before entering the picking line. In addition, open air area on hardstanding is utilised for the deposit of skips containing inert waste materials which, are also subject to a hand pick to remove contaminants. During the inspection the site was receiving skips and the deposit and initial hand sort could be witnessed with operatives sorting wastes into relevant streams.

Inert material suitable for processing is crushed on site to a particle size range stated to be the 6F2 standard.

Wood extracted from the various inputs is segregated into two streams and subjected to shredding, ferrous and non-ferrous extraction in the north eastern corner of the yard. Due to the sorting into two quality streams this is performed as a batch process.

No dust issues due to the wood or crushing activity were observed during the inspection.

Both the Environmental Management System (EMS) and Fire Prevention Plan are currently inadequate for the permitted operations. These represent a breach of permit conditions and are discussed below.

The following breaches to the permit have been recorded:

(C2) Management System and operating procedures. Permit Condition 1.1.1 & Permit Condition 3.6/Table 1.3. Consolidated CCS Score C4.

Despite the smooth running of the site as detailed above the EMS is out of date and does not reflect the site lay out or operations as currently conducted. It was agreed with the previous regulating officer that the EMS would not be updated until the building works were completed. Save for alterations to the drainage these works are now complete and an updated EMS detailing the current site lay out procedures should be produced and submitted to NRW.

The permitted site does possess a Fire Prevention Plan dated 19th August 2015 Version 1.3 which, addresses the previous fire prevention guidance TGN7.01. It was however, required by variation V007 by virtue of improvement condition 1 within Table S1.3 to submit a Fire Prevention & Mitigation Plan (FPMP) produced in accordance with NRW's Guidance Note 16: Fire Prevention & Mitigation Plan Guidance - Waste Management. Again, a grace period was granted by the previous regulating officer until the building works were complete. As they are now complete apart from drainage alterations, an FPMP should be written in line with Guidance Note 16 and submitted to NRW.

The updated EMS and FPMP should be submitted by Monday 30th September 2019.

Thank you for your time during this inspection visit.

Paul Challender - Environment Officer (Waste Regulation)

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) order 2012.

EPR Compliance Assessment Report

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Site	Ewloe Waste Transfer Station	Permit Ref	BP3797SZ
Operator/Permit holder	Thornccliffe Building Supplies Ltd	Date	10/06/2019

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			
C2	C4	Update and submit to NRW the EMS. Update and submit to NRW an revised FPMP which addresses Guidance Note 16.	30/09/2019

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.