

Compliance Assessment Report

Report ID:
CAR_NRW0032969

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

Site	Poeton Cardiff	Permit Ref	BP1772IZ		
Operator/Permit holder	Poeton (Cardiff) Limited				
Regime	Installations				
Date of assessment	23/02/2018	Time in	N/A	Out	N/A
Assessment type	Report/Data Review				
Parts of the permit assessed	3.3.1 Emissions to Sewer; 4.2.2 Annual Reports, 2017				
Lead officer's name	Green, Rebecca				
Accompanied by					
Recipient's name/position	Ian James/ Technical Manager	Date issued	01/03/2018		

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	X	
E1 - Emissions - Air	A	
E4 - Emissions - Sewer	A	
E5 - Emissions - Waste	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	X	
H1 - Resource Efficiency - Efficient use of raw materials	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

Forms S1, Emissions to Sewer; MR1, Mass Release; WU1, Water Usage; E1, Energy Usage and R1, Waste Disposal and Recovery and the Annual Report for 2017 were received on 23rd February 2018.

The Improvement Targets for 2018 were received on 26th February 2018.

All the reports are accepted.

Form S1, Emissions to Sewer, 1st July to 31st December 2017

All parameters are within their respective Emission Limit Values.

The requirement to report mercury emissions to sewer, other than annually as a mass balance release, was removed in V002 of Poeton's EPR permit, so mercury should be removed from this form.

Form R1, Waste Disposal and Recovery, 2017

The amount of waste generated last year was approximately half that generated in 2016. This is very encouraging and should be continued in 2018, if product mix will allow.

Form E1, Energy Usage, 2017

Overall energy use and CO₂ generation fell by about 5% compared with 2016. This reduction is more than 10% when expressed per working hour. A commendable achievement.

Form WU1, Water Usage, 2017

Overall water usage fell by more than 7% and by 13% when working hours are taken into account. The measures taken to reduce water consumption are obviously effective.

Form MR1, Mass Releases, 2017

The mass release of cadmium was significantly less than in 2016, but this may be due to the product mix in 2017. About half the amount of cadmium was released when compared with 2016.

Mercury mass releases remain minimal.

Review of Monitoring and Assessment, 2017

The "old" paint shop is to be modernised in 2018 and new, more efficient compressors were installed in Q3 2017.

The number of employees has increased by about four times compared with 2010 and the factory operating hours increased by more than 6% in 2017.

There were no fugitive emissions from the site in 2017.

It is good to note that there is a continuing commitment to reducing the amount of waste generated by the operations.

Poeton should be congratulated on the measures they have taken to control their use of water and energy, their effectiveness is obvious from these annual reports.

Improvement Programme, 2018

Several actions will be carried over from 2017. The most innovative is the potential trial of a water recovery system which is being evaluated at Poeton's Gloucester site.

New equipment has been or will be purchased this year. All of which will have some degree of environmental benefit.

The emphasis on continuing employee education and training is important and should be encouraged.

This year Poeton have taken many measures to improve their environmental performance and to minimise their use of resources, which seem to be proving effective. However, the reports were submitted very late and were not always fully compliant with the permit's requirements. This is an area that Poeton need to improve as a matter of urgency. Natural Resources Wales will be pleased to help in whatever way we can.

END.

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.

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			
G4	X	Ensure Annual Reports are submitted by the due date. Ensure that reporting requirements in the permit regarding mercury emissions are understood and reported as specified.	31/05/2018
C2	X	Ensure Annual Reports are submitted by 31st January.	31/05/2018

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.