

Compliance Assessment Report

Report ID:
CAR_NRW0022677

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

Site	IQE (Europe) Ltd		Permit Ref	KP3235SS	
Operator/Permit holder	IQE (Europe) Ltd				
Regime	Installations				
Date of assessment	19/04/2016	Time in	09:00	Out	17:00
Assessment type	Check Monitoring/Sampling				
Parts of the permit assessed	Monitoring returns				
Lead officer's name	Willey, David				
Accompanied by					
Recipient's name/position	Shane Alder/ HSE Manager	Date issued	20/06/2016		

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
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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

IQE Europe 19th April 2016

Permit variation

IQE Europe requested some pre application discussions due to some expansion work being undertaken on site held on the 19th April 2016.

The resulting expansion on site requires a variation to include a new discharge to sewer, an ammonia scrubber with associated storage, increase in capacity and throughput of gallium nitride as well as a new chlorine discharge to air.

FAB 1 and FAB2 are the existing process areas at the site with three new G4 tools proposed. This will give 25% more capacity at the site. The permit already allows for this activity and no variation required for this part of the sites expansion works as there are no additional discharges to air, water or sewer.

IQE confirmed that the first of the Aixtron G4 production tools was installed by Aixtron during the week commencing 16th May. Installation and commissioning is expected to take 2-3 weeks and the tool will be in full production mode by Monday 6th June.

In addition to the increased capacity of the G4 tools IQE propose to install one G5 reactor that will give 50% increase in capacity. The G5 tool will require the new emission points and therefore require a permit variation.

ACTION: DW to send details of the permit receipt centre to Shane.

ACTION: DW to send the previous decision documents and latest OPRA profile to Shane.

Annual reporting

The following returns have been received by NRW with the following comments:

Form A1 had a high reading for the period 01/07/2015 - 31/12/2015 for emission A3 for ammonia at 8.77mg/m3 against a limit of 9mg/m3.

Also received is A1 for Jan to June 2016 where ammonia levels are reported to be 0.69mg/m3 for ammonia.

ACTION: Please could you provide justification for the high result provided for the July / Dec 2015 monitoring return?

Form R1 shows a decrease in the amount of waste produced per unit over the last 2 years.

Form W1 with no comments

Form E1 shows a 20% decrease in associated CO2 per unit in grammes.

Fugitive emission review received with no comments

EMS objectives

EMEM-4-04 – IQE have introduced a paperless system for producing customer reports and associated CO2 emissions. IQE have also replaced scrubber #2 that will improve efficiency and will ensure that BAT is met.

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.

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.