

## Compliance Assessment Report CAR\_NRW0039054

**Permit being assessed:** RP3494FM.

For: Gwrtaith Gwynedd, held by Harri Morrus Parry

At: Glanllynau, Pwllheli, Gwynedd, LL53 6SJ.

**Type of assessment carried out:** Site Inspection, Reason: Routine.

On 27/10/2021 between 13:45 and 15:00.

Parts of permit assessed: See Below

**NRW Lead Officer:** Philip Harper.

**Report sent to:** Harri Morus Parry, Operator on 15/12/2021.

### 1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	C3 Minor	1.1.1a
C2 - General Management - Management system and operating procedures	Action only (X)	
C3 - General Management - Materials acceptance	Assessed (A)	
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
F1 - Amenity - Odour	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	
F4 - Amenity - Pests/birds and scavengers	Assessed (A)	
F5 - Amenity - Deposits on road	Assessed (A)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
1	4

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

### 2. What action is required?

Criteria	Action needed	Complete by
A1	Adhere to site EMS	Already completed
C2	Update sections of site	28/01/2022

Action criteria codes are listed in the 'Important information' section below.

### 3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

**At this time, we do not intend to take any further action.**

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

### 4. Details of our assessment

On the 27<sup>th</sup> October 2021 a site inspection was carried at Gwrtaiith Gwynedd, Glanllynau, Chwillog, Pwllheli, Gwynedd, LL53 6SJ by Natural Resources Wales. The site visit was conducted by Phil Harper, Industry & Waste Regulation Officer. The visit was accompanied by Harry Parry, operator, and Claire Walters, Ceri Environmental Consulting Ltd.

Weather conditions were overcast and wet.

At the time of the site was operational and loads were being accepted.

#### Surface Water Drains

At the time of the visit there was an excessive quantity of standing water across the site. Although it was noted that there had been heavy and prolonged rainfall site drains were blocked with debris. Standard operating procedure No.5 in the site EMS states that "surface water drains are clear + interceptor effective". Please ensure that daily checks are carried out according to the site EMS.



**Storage and use of surface water**

During the site visit you mentioned that surface water is collected in lagoons. If required, water from the lagoons is then used to dampen windrows. Please note that waters derived from the treatment of road sweepings and gully waste, contains hazardous components and should be kept separate from other surface waters on site. Waters from road sweepings and gully wastes should not be used to dampen compost which is derived from green waste in a PAS 100 process.

Please be reminded that if site is producing compost under the WRAP quality protocol for Producing composts from Waste it must subscribe fully to the conditions which are shown in the protocol.

**Review of Waste Transfer Notes**

Prior to the visit. Waste transfer notes for waste movements off site for the previous two years were requested.

Waste transfer notes have been provided representing waste movements between September 2019 and September 2021. The original copies of the transfer notes will be returned, and a review of the transfer notes against waste returns will be carried out in due course.

It has been noted that there are no waste transfer notes for waste movements off site as requested.

Please post waste transfer notes for outgoing waste to arrive no later than **Monday 10<sup>th</sup> January 2021**. If I do not receive the waste transfer notes by this date and also do not hear from you NRW will assume they do not exist. Please send transfer notes to the following address:

**Phil Harper  
Maes Y Fynnon  
Penrhosgarnedd  
Bangor  
Gwynedd  
LL57 2DW**

A preliminary review of transfer notes has been undertaken to assess permit compliance. It has been observed that waste has been received at the site accompanied by incomplete waste transfer notes. The minimum legal requirement for the information provided on a waste transfer note can be found here <https://naturalresources.wales/guidance-and-advice/environmental-topics/waste-management/completing-waste-transfer-notes/?lang=en>.

An example of an incomplete waste transfer note which I noted during my review is shown below.

<b>T. &amp; V. Haulage Ltd.</b>		<b>Aggregate &amp; Bulk Haulage Low Loader Hire</b>	
<b>Y FELINHELI</b>		23, Trem y Foel, Y Felinheli, Gwynedd LL56 4UZ.	
<b>DELIVERY COLLECTION NOTE</b>		<b>Nº 758</b>	Tel: (01248) 670197 Fax: (01248) 671595 Mobile: 07831 281509 tvhaulageltd@hotmail.co.uk
Reg. No. 4712964		V.A.T. Reg. No. 821248452	
PLACE OF LOADING <i>PEN RHOS</i> <i>LLANDUDUW</i>	WORKS NO.	Time arrived at works a.m./p.m.	Time left works a.m./p.m.
	JOB NO.	VEHICLE NO. <i>TS TUM</i>	DATE <i>1/3/21</i>
ORDER NO.	DESCRIPTION		
QUANTITY	<i>Sweeping's</i>		
GROSS <i>42.960</i>			
TARE <i>14.10</i>			
NETT <i>28.860</i>			
DRIVER	RECEIVED IN GOOD CONDITION BY <i>[Signature]</i>		
DELIVER TO: <i>GARWILLYNNAU</i> <i>CHWILLOF</i> <i>PWILHELI</i>	Time on site a.m./p.m.	Time off site a.m./p.m.	
<p>Delivery when undertaken by us will be made to site only if good hard roads are available.</p> <p>Any breakages or shortages must be reported to the sales office within 3 days.</p> <p>It is the responsibility of the consignee to ensure an unobstructed and safe passage of the vehicle to the point of unloading.</p> <p>No claims for site damage or damaged to parked vehicles will be allowed.</p>			

Standard operating procedure No.2 which can be found in the site EMS states the following.

### 3) Waste Reception

For each load of waste arriving at the site which is not prearranged from a known carrier the following checks must be made

- Check the details on the waste transfer ie waste type (EWC Code), description, quantity, carrier and any waste characterisation information
- Clarify any details with the driver if necessary
- Inspect the waste in the vehicle as far as possible

- Determine if the waste is permitted under the waste permit
- Make a record of the waste received completing the Duty of care transfer notes if applicable. A copy should be retained for filing.
- Appropriate PPE shall be worn for the level 2 check

For each load delivered by regular users who have an access fob the driver will ensure they register their arrival and departure using the fob system and will ensure they weigh in and out of the site. Waste delivered in this way will be inspected by site operatives prior to processing or moving to ensure compliance with annual transfer documents.

Permit condition 1.1.1a states the following **“The operator shall manage and operate the activities in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, and those drawn to the attention of the operator as a result of complaints”**

Failure to adhere to the site EMS has resulted in a **category 3** score.

### **C3 Materials acceptance**

No issues were observed with waste acceptance.

### **C4 Storage of Waste**

At the time of the visit sizeable stockpiles of green waste and street sweepings were observed.

The site is reminded that the permit gives a 5 day time limit for green waste on site prior to shredding. You should also note that table 1.1 iii) states that **“the maximum amount of waste being stored prior to composting, composted, and stored for maturation, shall not exceed 3,000 tonnes at any one time”**. Please ensure that you do not exceed this limit.





Plastics removed from street sweepings and green waste were stockpiled on site and were awaiting removal.

Please note that the site EMS states the following **“The road sweepings/gully emptyings will not generally be stored prior to treatment but will be unloaded directly into the treatment plant’s main reception hopper, either straight from the sweeper trucks or by using a wheeled loader for material delivery from bulk stockpiles. The treatment processing plant is designed as a self contained unit which includes a water treatment module”**. Please comply with the site EMS or update it accordingly.

**F1 Odour**

No odours were noted on site or outside of the site boundary.

**F2 Noise**

Site was operational during the inspection, no excessive noise.

**F4 Pests**

No pests were observed at the time of the visit.

**F5 Deposits on road.**

No deposits or mud were noted on the road outside the site.

**Advisory****Environmental Management System**

A copy of the most recent site management system has been provided to NRW. A review of the document has identified that there are no procedures stated for the treatment of road sweepings. Please update the EMS to reflect all activities undertaken by the permit and submit any updated sections to NRW no later than the **28<sup>th</sup> January 2021**.

**Exemptions**

During the site visit you mentioned that aggregates derived from the treatment were used in a U1 exemption at Glanllynau. The public register has shown that following exemptions are registered at Glanllynau;

- **NRW-WME051608**
  - T5 and U1 exemption, expiry 30/04/2023
- **NRW-WME067001,**
  - U1 exemption expiry 13/09/2024

Please state the purpose of the registered exemptions by email, by the 24<sup>th</sup> December 2021.

Also note that only one U1 exemption is valid per place for 3 years. As a result, exemption **NRW-WME067001** will be deregistered. A letter informing you of deregistration will be sent separately to

this CAR form.

Kind Regards

**Phil Harper**

**Industry and Waste Regulation Officer NW**

**03000 65 3717/ 07890025506**

**philip.harper@cyfoethnaturiolcymru.gov.uk**

*Please note any reference within the CAR/ permit to the Environment Agency means Natural Resources Wales.*

*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.*

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.



## Important information

### Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

### Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

### How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

### **What are suspended scores?**

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

### **Full list of Industry and Waste action criteria (used in section 1 and 2):**

#### **A: Permitted activities**

- A1 Specified by permit

#### **B: Infrastructure**

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

#### **C: General management**

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

#### **D: Incident management**

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

#### **E: Emissions**

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

#### **F: Amenity**

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

#### **G: Monitoring and records, maintenance and reporting**

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

#### **H: Resources efficiency**

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

## Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

## Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or services relating to environmental matters
- consulting with the public, public bodies and other organisations (e.g. 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 our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

## Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

## What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email [enquiries@naturalresourceswales.gov.uk](mailto:enquiries@naturalresourceswales.gov.uk) for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at [ask@ombudsman.wales](mailto:ask@ombudsman.wales)

## Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.