

Compliance Assessment Report

Report ID:
CAR_NRW0027065

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

Site	Energys Newport EA/EPR/NP3030BJ/V004	Permit Ref	NP3030BJ
Operator/Permit holder	Energys Ltd		
Regime	Installations		
Date of assessment	27/01/2017	Time in	N/A
Assessment type	Report/Data Review	Out	N/A
Parts of the permit assessed	4.1.3 Annual Reports 2016 and Emissions to air, water & sewer Q4 2016		
Lead officer's name	Green, Rebecca		
Accompanied by			
Recipient's name/position	Paula Terrett/ Safety, Health, Environment & Quality Advisor	Date issued	07/02/2017

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 - Infrastructure - Specified by permit	A	
C2 - Infrastructure - Management system and operating procedures	A	
E1 - Infrastructure - Air	A	
E3 - Infrastructure - Surface water	A	
E4 - Infrastructure - Sewer	A	
E5 - Infrastructure - Waste	A	
G1 - Infrastructure - Monitoring of emissions and environment	A	
G4 - Infrastructure - Reporting and notification to Natural Resources Wales	A	
H1 - Infrastructure - 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

The quarterly reports for emissions to air, surface water and sewer for October to December 2016 and the annual reports for 2016 were received on 27th January 2017.

All the reports are accepted.

Form A1, Emissions to Air, 1st October to 31st December 2016

There was one breach of the emission limit value at A3 on 2nd Nov 2016. The spot reading was 4.55mg/m³; the ELV is 1.0mg/m³. There was no obvious reason for the breach and readings before and after were much less than the ELV. The quarter result for A3 was less than the ELV.

Form A2, Emissions to Air, 1st October 2016 to 31st December 2016

The annual emissions concentration report shows that there were no breaches of the annual ELV for lead emissions. This report averages emissions over the year and as a function of each process's running time. Total measured emissions for 2016 were more than 30% less than in 2015.

Form W1, Emissions to Water, 1st October 2016 to 31st December 2016

All parameters were within their respective ELVs.

Form S1, Emissions to Sewer, 1st October 2016 to 31st December 2016

All parameters were within their respective ELVs.

Form WU1, Water Usage, 2016

Total water usage fell by about 40% and water use per tonne of output fell by more than 35%. These are very encouraging results and we hope that EnerSys will maintain them in 2017.

Form E1, Energy Usage, 2016

Primary energy usage and CO₂ production fell by more than 5% in 2016, but CO₂ production per tonne of production increased slightly.

Form R1, Waste Disposal and Recovery, 2016

Both waste recovered and waste disposed of per tonne of production were more than 10% less than in 2015.

Form PI1, Environmental Performance Indicators, 2016

Water use per tonne of production is the lowest it has been since 2011. Total energy use was slightly more than in 2015 and has been increasing since 2014. Total waste disposed of and recovered both reduced by almost 20% in 2016 and by more than 10% when production quantities were taken into account. The mass release of lead is the lowest it has been since 2011 and is more than 50% less than in 2015. The mass release of lead per tonne of production is the lowest since 2012 and is more than 50% less than in 2015.

The reduction in potable water use is a significant achievement and we hope that it will continue in 2017. Energy use may be an area that would benefit from some scrutiny in 2017 to identify opportunities to reduce consumption. The permit variation introducing the BAT conclusions into permit conditions may result in lower lead emissions and encourage even more efficiency in resource use.

END.

EPR Compliance Assessment Report

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Site	Enersys Newport EA/EPR/NP3030BJ/V004	Permit Ref	NP3030BJ
Operator/Permit holder	Enersys Ltd	Date	27/01/2017

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			

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.

