

Compliance Assessment Report

Report ID:
CAR_NRW0034230

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

Site	Woodstock Waste Transfer Stn	Permit Ref	KP3095FE			
Operator/Permit holder	Gwilym Eirwyn Williams					
Regime	Waste Operations					
Date of assessment	16/11/2018	Time in	13:20	Out	13:50	
Assessment type	Report/Data Review					
Parts of the permit assessed	C3, B3					
Lead officer's name	James, Ian					
Accompanied by	Moggridge, Lara					
Recipient's name/position	Eirwyn Williams/ Manager/TCM	Date issued	20/11/2018			

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
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	2.1 Site containment and drainage standards.....The engineered site containment and drainage systems shall be designed, constructed, inspected, validated and maintained and shall be fully documented and recorded, to be fit for purpose, and, where provided, to meet the standards specified in table 2.1...
C3 - General Management - Materials acceptance	C3	1.1 Specified Waste Management Operations. i) Maximum storage capacity to be 90 tonnes and include.....Quarantine d waste of total volume 3m3.....No more than 30m3 to be stored on the sorting slab prior to sorting

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**

2

Total compliance score
(see section 5 for scoring scheme)

8

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

Woodstock Waste

EPR-KP3095FE

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This form comprises of reports of several visits.

Site inspection Thursday 2nd August 2018

Tony Bruten visited the site. There was an agreed plan in place for site improvement with the plan being completed by 31st July 2018.

On arrival met with Mr Eirwyn Williams the site owner, it was immediately clear that the site was still in breach of its permit and that the adjoining exempt area was also in breach of waste exemptions registered for the site.

Breaches of Permit conditions were as follows.

1.1.1 Waste in excess of permitted volume stored on site. There was in excess of total of 90 tonnes stored on site. The waste was stored to a height of about 6m and access to the trommel was impossible. There was no sorting of waste at time of inspection, it was explained that a belt had broken on the trommel.

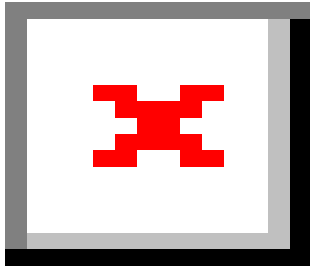
There was not enough area on the permitted site to store all the mixed waste. There was a significant quantity in excess of 200 tonnes stored on the adjoining site which is only covered by an S2 exemption. Under the exemption all waste specified under that exemption must be stored in individual stockpiles.

Photographs obtained at the time of the visit.

Mr Williams assured me that the site would be brought into compliance by the following week.

On return to the office I wrote a letter informing Mr Williams that failure to comply with his permit by the agreed date could result in enforcement action which may include revocation of the permit. Letter dated 9th August 2018.

The following week NRW were contacted by Mr Williams requesting an extension to the period of time to comply with the plan.



Site inspection Thursday 16th August 2018

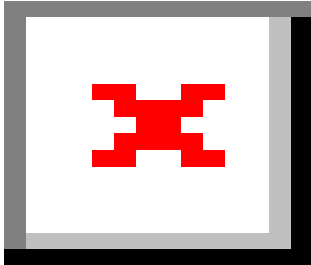
Tony Bruten visited the site and met with Mr Williams.

There had been significant progress and the volume of waste on the permitted area was now within the conditions of the permit however, there was still mixed waste stored on the exempt area and there was still need for considerable work to bring the whole site into compliance with the permit and waste exemptions.

The trommel was in operation at the time of the inspection and waste was being removed from site.

Photographs obtained.

This site continually falls in and out of compliance and without regular(monthly) inspections will fail to comply with its permit.

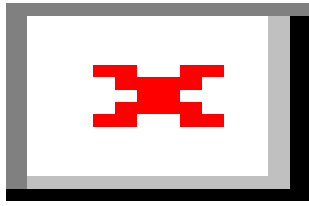


Site Inspection Wednesday 29th August 2018

Ian James and Lara Moggridge attended site to check on progress and met Mrs Williams, Mr Williams was off-site.

Some progress had been made and Mrs Williams mentioned problems getting rid of wood waste due to issues with South Wales Wood as an outlet.

Several photos taken.



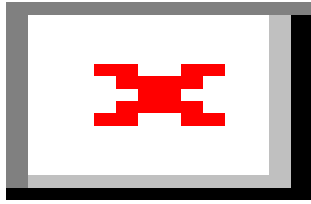
Site Inspection Tuesday 9th October 2018

Ian James, Lara Moggridge and David Warrick-Brown attended site.

Mr Williams explained how he'd been held back making progress due to problems disposing of wood waste. The requirement for a FPMP was reiterated. Mr Williams also explained that the site drainage had been damaged and he was planning to repair it soon.

The site was still over limit with respect to waste present and Mr Williams was told this. He said he'd be on top of things "by a week Friday" and officer Ian James said he would attend to review progress on Monday 22nd October. Mr Williams was also asked about skips present outside the front of the site, he said he puts these inside the yard 99% of the time".

Photos taken.



Site Inspection Monday 22nd October 2018

Ian James on site with Mr Williams.

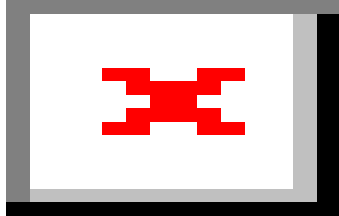
Some further progress made but still over limits. Mr Williams explained how Trommel work had been held back due to the storms, but he expected to be clear by Tuesday evening. It was explained that a Section 36 might be served and that photos taken would be discussed with NRW management. Skips within the boundary at the front of the buildings were empty.

Site Inspection Friday 16th November 2018

Ian James on site with Mr Williams.

Good progress on clearing access to the Trommel and creation of bays for waste segregation. Attached photos show this. Waste volumes still over limit and drainage damaged which both need addressing.

It's also noted that the permit requirements issued on 19th June 2018 (EPR/KP3095FE/V004) for the submission of a Fire Prevention and Mitigation Plan have not yet been met. The operator is aware of this requirement and has been given physical and electronic links to the guidance to allow this to be completed.



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			
B3	C3	Ensure drainage is fit for purposes and operating in accordance with permit conditions.	30/11/2018
C3	C3	Bring material quantities within the permitted volumes/quantities	30/11/2018

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.