

	EPR Compliance Assessment Report	Report ID: NP3433BC/0233617			
This form will report compliance with your permit as determined by an NRW officer					
Site	Gelling Fibre Plant EA/EPR/NP3433BC/V003		Permit Ref	NP3433BC	
Operator/ Permit holder	Convatec Ltd				
Date	27/02/2015		Time in	11:00	Out 12:00
What parts of the permit were assessed	Q3, Q4 returns, Annual returns, pc4.1.5, P.I. return.				
Assessment	Report/data review	EPR Activity:	Installation	X	Waste Op
Recipient's name/position	Kevin Richards, EH&S				
Officer's name	Richard Taylor		Date issued	27/02/2015	

Section 1 - Compliance Assessment Summary					
This is based on the requirements of the permit under the Environmental Permitting Regulations. A detailed explanation and any action you may need to take are given in the "Detailed Assessment of Compliance" (section 3). 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					Condition(s) breached
a) Permitted activities	1. Specified by permit	N			
b) Infrastructure	1. Engineering for prevention & control of pollution	N			
	2. Closure & decommissioning	N			
	3. Site drainage engineering (clean & foul)	N			
	4. Containment of stored materials	N			
	5. Plant and equipment	A			
c) General management	1. Staff competency/ training	N			
	2. Management system & operating procedures	N			
	3. Materials acceptance	N			
	4. Storage handling, labelling, segregation	N			
d) Incident management	1. Site security	N			
	2. Accident, emergency & incident planning	N			
e) Emissions	1. Air	A			
	2. Land & Groundwater	N			
	3. Surface water	A			
	4. Sewer	N			
	5. Waste	A			
f) Amenity	1. Odour	N			
	2. Noise	N			
	3. Dust/fibres/particulates	N			
	4. Pests, birds & scavengers	N			
	5. Deposits on road	N			
g) Monitoring and records, maintenance and reporting	1. Monitoring of emissions & environment	A			
	2. Records of activity, site diary, journal & events	N			
	3. Maintenance records	N			
	4. Reporting & notification	A			
h) Resource efficiency	1. Efficient use of raw materials	A			
	2. Energy	N			
KEY: C1, C2, C3, C4 = CCS breach category (* suspended scores are marked with an asterisk), A = Assessed (no evidence of non-compliance), N = Not assessed, NA = Not Applicable, 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 Total No Breaches is greater than zero, then please see Section 3 for details of 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 (e.g. 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 suspended or consolidated scores.
- details of advice given
- any other areas of concern
- all actions requested
- any examples of good practice.
- a reference to photos taken

This report should be clear, comprehensive, unambiguous and normally completed within 14 days of an assessment.

The following documents were received and reviewed by Natural Resources Wales in its capacity as Regulator for the Site Environment permit NP3433BC.

1. NP3433BC Quarter 3 report July-Sep 2014, forms S1, A1 & SED1. Received 17th Oct 2014.
2. NP3433BC Quarter 4 report Oct-Dec 2014, forms A1, S1 & SED1. Received 27th Jan 2015.
3. NP3433BC Annual returns for 2014, forms E1, PI1, R1, WU1 received 12th Feb 2015.
4. EMS review (pc 4.1.5) Received 16th Feb 2015.
5. Annual Pollution Inventory (P.I). return. Received 24th Feb 2015.

NRW have the following comments to make;

All reports were received on time with the exception of the EMS review which should have been sent by site on 31st Jan in accordance with permit conditions. A non compliance has been waived for this because the delay was minor, and the Site was compliant in all other aspects. However, please ensure the permit reporting deadlines are noted and adhered to in future returns.

The EMS target reduction of 10% for energy use in Q4 is seen as a realistic achievable target.

The Odour Management initiative (4) to review and improve the abatement system is noted to have currently stalled at the point where a decision is made to either implement a thermal Oxidiser (BAT option) or to upgrade the existing system with Reverse Osmosis. There have been no complaints made against the site (odour or otherwise) since 29th July 2014. NRW understands that without odour complaints, the urgency to upgrade the plant diminishes. At the same time, the improvements should not be reactive to the complaints received. Allied to this is the caution needed to not make improvements for improvements sake, but rather to make the right improvements necessary for the site in the most effective and cost efficient way. Consequently NRW supports the sites current position in evaluating the best options available for odour abatement at the site. These are;

1. No improvements – 'business as usual'.
2. Upgrade to RO
3. Upgrade to Thermal Oxidiser (BAT for chemicals sector).

However, NRW welcomes feedback on the sites current proposed plan to upgrade the odour abatement equipment, and when any improvements are likely to commence.

The site asked if they could reduce the frequency of the odour monitoring rounds from 4 per day to 2 per day. This was agreed on 8th Dec 2014 to take retrospective effect from 1st Dec 2014, and remains in place, with site filling in the results of the 2 rounds per day in the odour management diary.

All the documents submitted above were reviewed, verified and NRW accepts them in full.

Upcoming actions.

- Site to confirm the odour abatement plans/timescale and inform NRW of which route it intends to take and when.
- Site to note the permitted deadlines for submitting reports and adhere to them. (e.g., through electronic calendar reminders)

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Operator/ Permit	Convatec Ltd	Date 27/02/2015

Section 3- Enforcement Response	Only one of the boxes below should be ticked
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.	☐
In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.	☐
We will now consider what enforcement action is appropriate and notify you, referencing this form.	☐

Section 4- Action(s)			
Where non-compliance has been detected and an enforcement response has been selected above, this section summarises the steps you need to take to return to compliance and also provides timescales for this to be done.			
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 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 which 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 fulfill 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 (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 and taking any resulting action
- preventing breaches of environmental law
- assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Information 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 twenty 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 the officer's line managers. 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.