

Compliance Assessment Report

Report ID:
CAR_NRW0033143

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

Site	Tegfan Recycling	Permit Ref	AB3697FW			
Operator/Permit holder	Huw Jones					
Regime	Waste Operations					
Date of assessment	29/03/2018	Time in	15:07	Out	15:15	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Davies, Eleanor					
Accompanied by						
Recipient's name/position	Huw Jones/ Operator	Date issued	06/04/2018			

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
D2 - Incident Management - Accidents, emergency and incident planning	C3	3.4.1

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	1	Total compliance score (see section 5 for scoring scheme)	4
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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

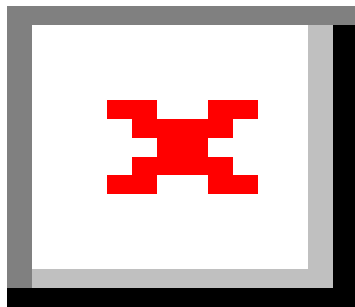
This section contains a report of our findings and will usually include information on:

- 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

I attended site to carry out a routine inspection. The operator Huw Jones was at another site so, with permission from a member of staff, I had a walk around site unaccompanied.

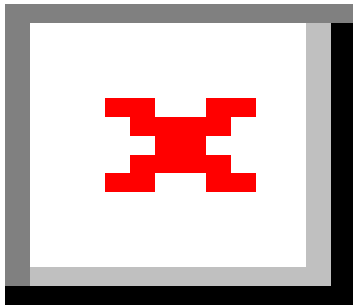
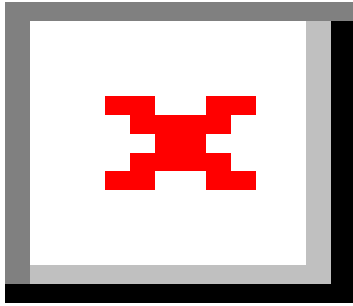
This is the initial assessment of a newly permitted site. A further in-depth inspection will be carried out in which paperwork will be assessed. This will be pre-arranged with the site operator at a later date.

Upon entering the site there is an area of concrete pad surrounded by hardstanding. There was a large pile of finely crushed gravel and stone to the left of the entrance sitting on the hardstanding.

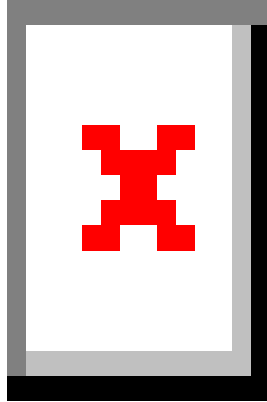


Beyond this also on the hardstanding were a number of skips containing mixed waste, black bag waste and green waste. There was also a rolo skip filled with metal waste stored here.

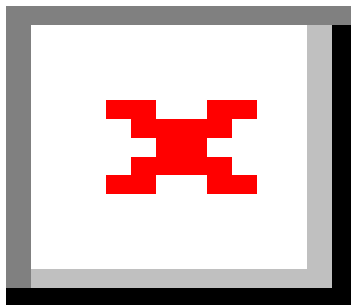
This is compliant with the permit but please ensure that, if you wish to store non-specified (see condition 2.3.1 table 2.3 of the permit) waste materials in skips on the hardstanding, these skips are intact and the materials / leachates contained within are unable to escape onto the hardstanding.

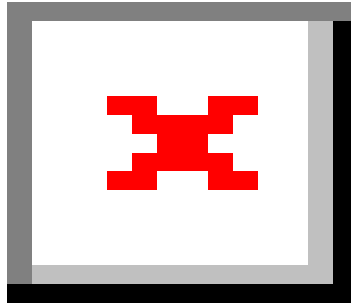


There is a large pile of what appears to be legacy soil and stones behind the shed building. **Please ensure that there is a plan in place to remove this from site** as, although it may have been there before you moved into the site, it is now within the permitted area and should not be stored for prolonged periods of time.



There is a large building on site with a concrete floor. Within this building was a large pile of mixed soil and stone. This was stored separately from a small pile of mixed house clearance type waste and white goods.

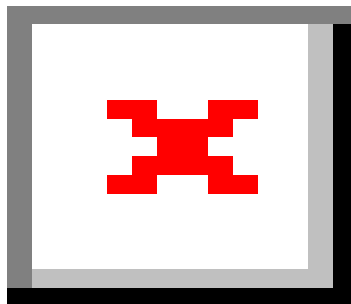


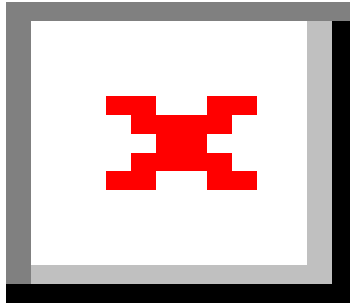


Confirmation is required as to whether the fridge / freezers were generated on site or brought into site. Unless proven otherwise, Fridges / Freezers are classified as Hazardous waste and would fall under the waste code 20 01 23. This waste code is not allowed under condition 2.2, table 2.2. of the standard rules permit. Please provide clarification as to where these fridges / freezers have come from. Also **please ensure that when they are removed from site they are done so under a consignment note to an appropriately permitted facility.**

Further guidance on moving hazardous waste can be found on our website under guidance and advice, waste management, moving hazardous waste.

To the left inside the building there was a skip full of cables and some other metal wastes.

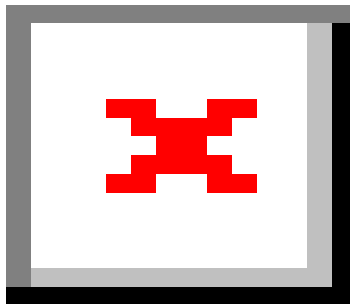




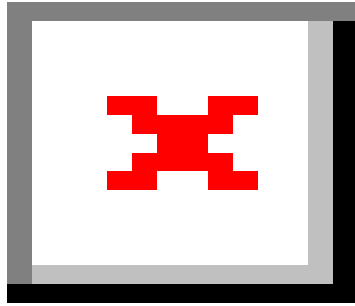
Housekeeping

While housekeeping at the front of site and within the building in general is good, the area to the back of the site needs to be tidied. Bricks and other C&D waste has been piled up and is falling down the back slope of the site and is beginning to lean on the boundary fence.

Condition 2.4.1 of the permit states "The activities shall not extend beyond the site, being shown edged in green on the site plan attached to the permit." At present this is not causing a breach of the permit but it is advisable to **move this material to ensure it does not breach the boundary fence in order to ensure compliance with this condition of the permit.**



To the right of this area behind the IBC it is difficult to ascertain what is waste and what is for use on site. The IBC is also placed on an old lorry bed that is not on a secure flat surface. This could result in the material being stored on the lorry bed falling off and is a health and safety concern. Again at present this is not a breach of the permit however without appropriate housekeeping it could become one.



D2 - Accidents, Emergency and Incident Planning

CCS Condition 3.4.1 of the permit states "The operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention guidance." In previous correspondence I requested that the FPMP for the site be submitted by the end of March but have not yet received it. As such you have been scored a Cat 3 non-compliance. **Please ensure that the FPMP is submitted to myself by 18th April 2018.**

END.

EPR Compliance Assessment Report

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Operator/Permit holder	Huw Jones	Date	29/03/2018

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			
D2	C3	Submit Fire Plan to Eleanor Davies	17/04/2018

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.