Compliance Assessment Report

Report ID: CAR_NRW0027076

This form will report compliance with your permit as determined by an NRW officer					
Site	Linton Yard	Permit Ref	AB3294ZQ		
Operator/Permit holder	Recycling Equipment (UK) Limited				
Regime	Waste Operations				
Date of assessment	30/01/2017	Time in	11:00	Out	12:00
Assessment type	Audit				
Parts of the permit assessed	Permitted area				
Lead officer's name	Davies, Gareth				
Accompanied by					
Recipient's name/position	Gary Williams/ Manager	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**
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	2.1.1 and Table S1.1
C2 - Infrastructure - Management system and operating procedures	C3	1.1.1

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	**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

Present

Gary Samuel (GS) – Recycling Equipment (UK) Ltd (REL)

Gareth Davies (GD) – Natural Resources Wales (NRW)

Ifon Jones (IJ) – Consultant to REL

The purpose of the inspection was to assess compliance with the environmental permit, reference EPR-AB3294ZQ issued to REL on 26 October 2016.

An initial site walk round was carried and GS described the operations and plans for the site going forward.

Waste loads are accepted onto the weighbridge and then sent to the building where they are tipped on to the designated tipping area. From here the material is hand-picked with the use of some machinery. Plastics, metal and wood are removed and then placed into designated areas. Residual waste is then placed in a trailer to be sent to landfill. This can be seen in the photographs below.


The impermeable pavement in the tipping area was showing signs of wear, with the concrete starting to break up. This should be monitored to ensure that it remains impermeable.

The perimeter of the building was inspected. It was evident that there was no containment around the perimeter of the building to prevent the escape of fluids, subsequently this does not meet the definition of sealed drainage as required under condition 2.1.1 and Table S1.1, see photographs below. Plan Ref GS/4A states that there will be rendered blockwork around the perimeter of the building. This is a breach of condition 2.1.1 and Table S1.1 and has been scored a CCS3 under Infrastructure B3 – Site drainage engineering (clean and foul). GS confirmed that this would be rectified within 6 weeks. This is also a breach of condition 1.1.1 in that the written management system has failed to prevent a non-compliance. This has been scored a CCS3 under General Management C2 – Management System & Operating

Procedures.


ERL were also storing glass waste on the impermeable surfaced area on the outside of the site. This can be seen in the photograph below.

This area drains via the impermeable surface into a drain that then leads to the discharge point as highlighted in Schedule 7. Photographs of the drainage infrastructure can be seen below. The first 2 photographs show the drainage pond that receives the drainage from the external storage area. The second set of two photographs show the final pond and then the ditch that the discharge enters.



Waste metals were not being stored in accordance with the condition 2.1.1 and Table S1.1. The skips, seen in the photograph below were not being fully stored on the impermeable surface. GW agreed that these would be relocated fully within the building as required following the visit. This breach will be included within the score above in relation to the impermeable surface.

There is a large amount of legacy material on site from previous operations, such as metals, plastic, wood chip and concrete, see photographs below. Procedures should be put in place to ensure that any waste brought on to site is clearly segregated from waste that was previously on site.


GW explained that inert material currently on site is due to be crushed to provide a sub based for the forming of roads and access to the site and from the weighbridge up to the building. These areas can be seen in the photographs below. Some areas of concreting have already been undertaken. IJ later provided the reference number for the U1 exemption that has been registered for the use of this material.

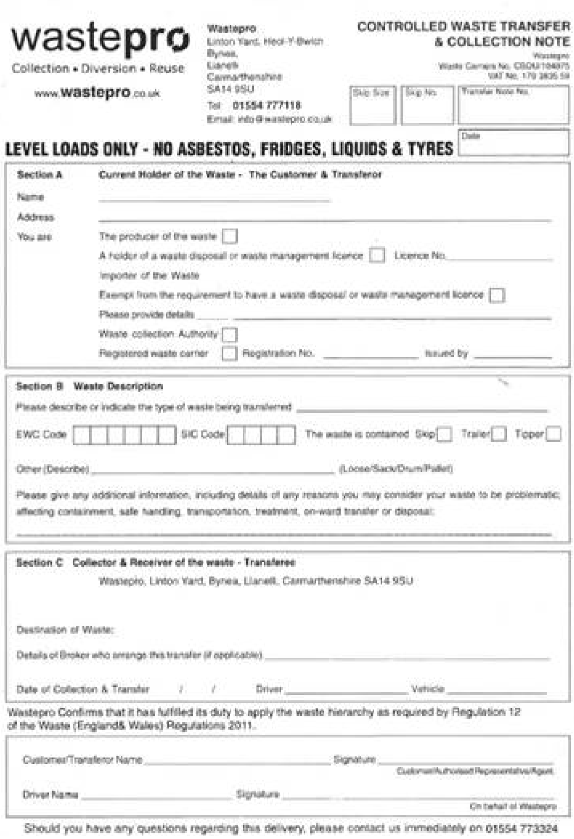
 

To date no asbestos or WEEE has been accepted on site. GW was aware of the storage requirements for asbestos and confirmed that it would be stored in the building within a skip and be double bagged. GW also confirmed that he was aware of the requirements of the Hazardous Waste Regulations.

Following the site tour, a discussion was held in the site office. NRW's first site inspection checklist was used to inform the discussions. IJ provided a copy of the site's environment management system. The management system should be used as a live document and updated as appropriately when operations change on site. A copy of Gary Williams' continued competence certificate was provided and all of the relevant units were in place. GD gave a summary of the compliance and scoring system and confirmed that a Compliance Assessment Report would be produced following each visit. GD explained that if they wished to amend the permit, such as increase waste types etc, then a variation application would have to be made. GW explained that they may look to increase the 3,100 tonne throughput limit on the permit towards the end of the year.

Waste Returns have been submitted for the previous quarter as a nil return. Waste Returns submitted going forward will have waste accepted and waste removed included as appropriate.

GW also showed a template document Duty of Care Waste Transfer Note, see below.



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Collection • Diversion • Reuse
www.wastepro.co.uk

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Bynea,
Llanelli
Carmarthenshire
SA14 9SU
Tel 01554 777118
Email: info@wastepro.co.uk

CONTROLLED WASTE TRANSFER & COLLECTION NOTE

Skip Size | Skip No. | Transfer Note No.

Date

LEVEL LOADS ONLY - NO ASBESTOS, FRIDGES, LIQUIDS & TYRES

Section A Current Holder of the Waste - The Customer & Transferor

Name

Address

You are The producer of the waste

A holder of a waste disposal or waste management licence Licence No.

Importer of the Waste

Exempt from the requirement to have a waste disposal or waste management licence

Please provide details

Waste collection Authority

Registered waste carrier Registration No. Issued by

Section B Waste Description

Please describe or indicate the type of waste being transferred

EWC Code SIC Code The waste is contained Skip Trailer Tipper

Other (Describe) (Loose/Sack/Drum/Pallet)

Please give any additional information, including details of any reasons you may consider your waste to be problematic; affecting containment, safe handling, transportation, treatment, on-ward transfer or disposal:

Section C Collector & Receiver of the waste - Transferee

Wastepro, Linton Yard, Bynea, Llanelli, Carmarthenshire SA14 9SU

Destination of Waste:

Details of Broker who arrange this transfer (if applicable)

Date of Collection & Transfer / / Driver Vehicle

Wastepro Confirms that it has fulfilled its duty to apply the waste hierarchy as required by Regulation 12 of the Waste (England& Wales) Regulations 2011.

Customer/Transferor Name Signature
Customer/Authorised Representative/Agent

Driver Name Signature
On behalf of Wastepro

Should you have any questions regarding this delivery, please contact us immediately on 01554 773324

GW confirmed that they would be looking to produce aggregate in accordance with the WRAP Protocol.

A link to the WRAP Quality Protocol can be found below. All aspects of the protocol must be followed and evidence be available to demonstrate compliance.

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/296499/LIT_8709_c60600.pdf

An initial review of the written management system was undertaken and found to contain relevant sections as required. The Location Plan GS/2 shows that the run-off from the Secure Material Storage Area goes direct to a single siltation pond. While on site the drainage entered a single pond that then led on to a further pond prior to discharge. The Location Plan should be amended to reflect the drainage on site.

END

This form will report compliance with your permit as determined by an NRW officer			
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Operator/Permit holder	Recycling Equipment (UK) Limited	Date	30/01/2017

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.

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.

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			
C2	C3	The building will be sealed with 6 weeks in accordance with plan GS/4A unless otherwise agreed with NRW. Metal skips were to be placed on impermeable surface following the visit.	13/03/2017
B3	C3	The building will be sealed with 6 weeks in accordance with plan GS/4A unless otherwise agreed with NRW. Metal skips were to be placed on impermeable surface following the visit.	13/03/2017

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.