

Compliance Assessment Report

Report ID:
CAR_NRW0032492

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

Site	L C C Wales Ltd	Permit Ref	CB3135AA		
Operator/Permit holder	L C C Wales Ltd				
Regime	Waste Operations				
Date of assessment	16/11/2017	Time in	11:30	Out	12:15
Assessment type	Audit				
Parts of the permit assessed	All Permitted Area				
Lead officer's name	Medcraft, Jodie				
Accompanied by					
Recipient's name/position	Stephen Jones/ Director and TCM	Date issued	23/11/2017		

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
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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

Present

Stephen Jones – LCC Wales Ltd

Jodie Medcraft – Natural Resources Wales

Laura Phillips – Natural Resources Wales

The purpose of the inspection was to assess the current compliance of LCC Wales Ltd with their Environmental Permit EPR/CB3135AA

We were met on site by Stephen Jones, the Director and Technically Competent Manager (TCM) for the site.

Waste Acceptance and Storage

As per the permit conditions, Asbestos received at the site arrives double bagged and is deposited into labelled, secure containers in the yard until it is taken away by Acumen. Following the last inspection (13/12/16), details of the hazardous waste producer registration were forwarded to Natural Resources Wales as per an action on the Compliance Assessment Report.

During the last inspection, it was noted that WEEE was being stored outside the building with no provision for weatherproof covering. This is a breach of Condition 2.1.1 of the permit and as such a Category 3 non-compliance was recorded along with an action to ensure that suitable weatherproof covering be made available for any WEEE being stored on site. It was pleasing to see that this has now been rectified and all WEEE is now being stored inside the building. **The site is now in compliance with Condition 2.1.1 of their Environmental Permit.**

All other wastes were being stored in line with permit conditions and the site appeared tidy and well organised.

Environmental Permit and Environment Management System

During the last site inspection it was noted that the copy of the Environment Management System kept on site was dated 2010 and the copy held on file dated 2008. An up to date version has since been provided to Natural Resources Wales.

Copies of both the Environmental Permit and Environment Management System are readily available at the site office.

WAMITAB

At the previous site audit, the WAMITAB qualifications for the site were checked and found to be out of date for both Stephen and Rachel Jones. Consequently, a breach was recorded against Condition 1.1.1 of the permit. This has since been rectified and continuing competency courses undertaken and completed. New, up to date WAMITAB certificates have been provided for both Stephen and Rachel. **This action has now been completed and the site is now in compliance with Condition 1.1.1 of their Environmental Permit.**

Waste Returns

All waste returns for the site have been submitted on time and no issues found.

Many thanks for your time during the inspection.

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			

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.