

Compliance Assessment Report

Report ID:
CAR_NRW0032757

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

Site	Trident Commercial Holdings Limited Trading As Trident Metals	Permit Ref	GP3894FB			
Operator/Permit holder	Trident Commercial Holdings Limited					
Regime	Waste Operations					
Date of assessment	21/12/2017	Time in	13:30	Out	13:55	
Assessment type	Site Inspection					
Parts of the permit assessed	Permitted Area					
Lead officer's name	Sowerby, Andrew R.					
Accompanied by						
Recipient's name/position	Ian Bousfield, Mark Williams/ Director / TCM	Date issued	01/02/2018			

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
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	C3	3.1.3
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
E1 - Emissions - Air	A	
E2 - Emissions - Land and groundwater	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F5 - Amenity - Deposits on road	A	

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
------------------------------------	----------	---	----------

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

The site inspection was not pre-arranged.

Met Mark Williams, the COTC holder, on site. He accompanied me around the site.

Current practice is to store all waste in skips from the point it is received to the point it is removed from site. The metal waste is sorted and graded before being sent to another site.

B4 - Infrastructure - Containment of Stored Materials - Condition 3.1.3 - CCS Cat 3

Permit Condition 3.1.3 states that "all liquids in containers, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has used other appropriate measures to prevent or where that is not practicable, to minimise, leakage and spillage from the primary container."

During the site inspection I observed around 6 IBCs stacked up in the corner of the site along with a couple of drums. I was informed that these IBCs are used to store/collect any spills on site. As anything that has spilled on the yard is likely to be a substance that could cause pollution they need to be stored within secondary containment. This was mentioned on site and the options of storing these IBCs either within a bunded area or on bunded pallets was discussed. Please ensure these containers are being stored appropriately by the 28th February 2018.

A CCS Cat 3 score has been applied for this non-compliance.

As a result of these containers not being stored within secondary containment, and as there were filings observed on the concrete floor we discussed the sites drainage. Mark Williams was not completely sure of the drainage system on site but thought that the surface water drains discharged straight to soakaway with no treatment (i.e. interceptor/ settlement tank etc). Following the site inspection I have looked at various site plans we have on file and this seems to be confirmed.

In table S1.1 of your permit it states that all waste shall be treated on an impermeable surface with sealed drainage. Our guidance says that sealed drainage can drain to:

- a) a blind sump
- b) foul sewer via an interceptor - if the discharge has been separately authorised by the relevant water company
- c) surface water or ground/groundwater via an interceptor provided
 - (i) the discharge element is specifically authorised by the permit itself or by a standalone water discharge or groundwater activity permit
 - (ii) in the case of discharges to ground/groundwater, no permit is required because the activity has been specifically excluded from the meaning of a 'groundwater activity'; or
 - (iii) in the case of discharges to surface waters, no permit is required because the discharge is deemed to be 'uncontaminated'.

If there is no interceptor in place you must ensure that no waste is treated on any permeable or impermeable surfaces that do not have sealed drainage as defined above.

Overall the site seemed to be well organised with the waste stored in skips on site. As mentioned above there were some metal filings observed on the concrete surfaces and it is advised that efforts are made to try and prevent this and clean them up whenever they are observed. The metal filing are likely to have a detrimental effect on the drainage on site as any that wash down the surface drains could result in blockages. Also any cutting/lubricating oils on these metal filings are likely to result in a detrimental impact to the ground when they drain into the soakaways.

If you have any questions regarding any of the above please contact me.

--

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0032757**

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

Site	Trident Commercial Holdings Limited Trading As Trident Metals	Permit Ref	GP3894FB
Operator/Permit holder	Trident Commercial Holdings Limited	Date	21/12/2017

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.

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			
B4	C3	Store all IBCs and drums either in a bunded area or on bunded pallets	28/02/2018

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.