

Compliance Assessment Report

Report ID:
CAR_NRW0033151

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

Site	Dyfed Recycling Services	Permit Ref	DP3098FN			
Operator/Permit holder	Dafen Service Station Ltd					
Regime	Waste Operations					
Date of assessment	29/03/2018	Time in	14:00	Out	14:20	
Assessment type	Site Inspection					
Parts of the permit assessed	permitted area					
Lead officer's name	Davies, Eleanor					
Accompanied by						
Recipient's name/position	Simon Morris/ TCM	Date issued	14/05/2018			

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
B1 - Infrastructure - Engineering for prevention and control of emissions	C3	2.1.2 Table 2.1(b)
B3 - Infrastructure - Site drainage engineering (clean and foul)	X	
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	C4	1.1.1
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
F3 - Amenity - Dust/fibres/particulates and litter	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	2	Total compliance score (see section 5 for scoring scheme)	4.1
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

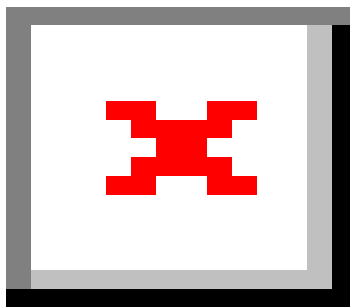
Section 2 – Compliance Assessment Report Detail

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

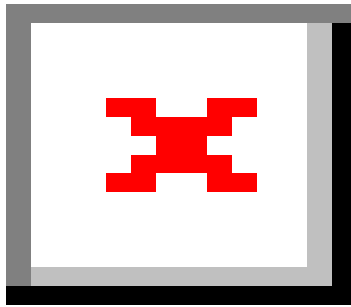
- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details 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

Environment Officer Eleanor Davies attended site to carry out an unannounced site inspection. Upon arrival I was greeted by the Site Supervisor who accompanied me around site.

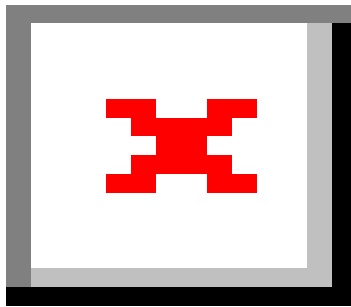
It was a wet day so the external yard area was quite muddy and there were a few relatively small areas of standing water. One of these areas of standing water was on the hardstanding. I appreciate that this is not unexpected during wet weather and that the amount of pooling water has decreased since our last inspection in April 2017 however please ensure that all areas of hardstanding are suitably maintained to ensure rainwater can percolate through to ensure compliance with condition 2.1.2, Table 2.1(a) of the environmental permit.



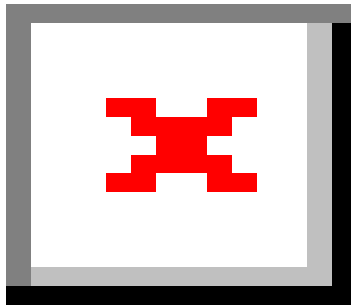
Mixed waste was being accepted, stored and treated within the building as required by Table 4.6 part C(ii) of the environmental permit.



The woodpile has significantly decreased since our last inspection in April 2017 and is being stored on the impermeable pad in compliance with Table 4.6 part C(i) of the permit.



A large pile of soil and stone was being stored on what appears to be hardstanding. It is difficult to differentiate between the areas of hardstanding and the concreted areas due to mud and debris covering the edges. Condition 2.1.2 Table 2.1 (b) states that "areas of impermeable pavement [...] shall be constructed and maintained so as to prevent fluids running off the pavement." Housekeeping improvements need to be made to ensure the concrete area is kept clear of mud and debris, and that the two different storage areas can be clearly identified. Compliance Criteria B1, CCS score C3.



Numbered sections within the working plan do not marry up to those quoted within the Environmental Permit. Please ensure the working plan is updated to reflect the sections stated within the Environmental Permit. Compliance Criteria C2, CCS score C4

EPR Compliance Assessment Report

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Operator/Permit holder	Dafen Service Station Ltd	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			
B3	X	Ensure that the hardstanding is maintained to ensure rainwater is able to percolate freely.	28/05/2018
B1	C3	improve housekeeping to ensure impermeable pad is kept clear of mud and debris and to ensure different storage areas are clearly defined.	28/05/2018
C2	C4	Ensure that the working plan is updated to reflect the conditions referenced within the environmental permit.	04/06/2018

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.