

Compliance Assessment Report CAR_NRW0039209

Permit being assessed: FP3898FK.

For: G Davies Skip Hire, held by Glenville Davies

At: Brunel Ind Est, Cwmavon, Port Talbot, N P T, SA12 9DE.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 20/01/2022 between 10:00 and 11:15.

Parts of permit assessed: A, B, C, D, F

NRW Lead Officer: David Morgan.

Report sent to: Mark Davies, Technical Competent Manager on 24/01/2022.

1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	Assessed (A)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Assessed (A)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
C3 - General Management - Materials acceptance	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
F2 - Amenity - Noise	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	
F5 - Amenity - Deposits on road	Assessed (A)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
0	0

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

No action required.

3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

At this time, we do not intend to take any further action.

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

4. Details of our assessment

A routine site inspection was undertaken on Thursday 20th January 2022. The previous inspection was on 12th September 2019.

The purpose of the inspection was to assess compliance with the Environmental Permit. In previous inspections, non-compliances have been recorded for poor housekeeping (storage of waste oils), unsuitable infrastructure (damaged site surface), lack of noise management plan and for the Environment Management System not accurately capturing risks posed by operations on site.

Present during the inspection on 20th January 2022 were David Morgan (Natural Resources Wales) and Mark Davies (Technical Competent Manager).

An inspection of the yard was undertaken prior to a review of documentation (Duty of Care Waste Transfer Notes).

Site Inspection

The inspection on 20th January 2022 was the first conducted since 12th September 2019. It is noted that many changes have taken place on site. Large areas of the site surface have been concreted and at the time of the inspection there was no pooling/ponding of site surface water.

The site surface appeared to be in good condition considering the activity on site. The site appeared very busy with all bays and storage areas almost at full capacity. Despite appearing to be at full capacity, or close to full capacity, the site was well organised. Wastes were clearly segregated into bays and general housekeeping has improved.

The area in which oils/fluids are stored was free from spills/leaks.

There was a large amount of construction & demolition material on site (namely, earth, stone, bricks etc.). While the storage practice was recorded as compliant during the inspection, please ensure dust suppression systems are working effectively prior to periods of dry weather. It is likely, that in a future inspection, officers will request a demonstration of the dust suppression system in use.

Site Boundary

We inspected the boundary of the site and found that part of the site wall had collapsed. A temporary measure (concrete slabs) has been installed. It was noted that you intend to rebuild this wall. Please ensure all material is removed from this area and that measures are put in place to prevent waste from escaping site.

Noise Management Plan

A noise management plan has not been produced as is required. However, during discussions on site, it was noted that you are considering removing the picking line. This has implications on noise management for the site. If/when the picking line is fully decommissioned and removed from site, you will need to continually review operations and noise management measures that may be required.

The last report of noise emanating from site (which Natural Resources Wales notified the site of, but did not investigate specifically) was on 25th April 2020.

Environment Management System

The copy of the Environment Management System Natural Resources Wales has on record is titled 'Environmental Management System Dec2019'. As you are aware, the Environment Management System is a 'live document' so please ensure it is continually updated to reflect changes to operations, and any amended versions are submitted to Natural Resources Wales: wasteregulation.swwales@cyfoethnaturiol.cymru

Summary

A site inspection was undertaken on Thursday 20th January 2022. This was the first inspection since September 2019.

The site appeared to be at full capacity in terms of waste stored on site. However, the site appeared to be well organised and all waste was compliant (in terms of waste type), clearly segregated and was not causing a detrimental impact on the local amenity.

Large areas of the site surface have been concreted and there was no standing water at the time of the inspection.

A section of the boundary wall has collapsed and plans are in place to permanently restore this wall and prevent waste from escaping site.

Please ensure Noise Management Plans and Environment Management Systems are amended to reflect risks posed by current activities on site.

No non-compliances were recorded during the inspection.

Thank you for your time during the inspection.

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

Important information

Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

What are suspended scores?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry and Waste action criteria (used in section 1 and 2):**A: Permitted activities**

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or services relating to environmental matters
- consulting with the public, public bodies and other organisations (e.g. 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 our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at ask@ombudsman.wales

Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.