

Compliance Assessment Report

Report ID:
CAR_NRW0026308

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

Site	Aberclwyd Farm Crick Scrap	Permit Ref	SP3398FF		
Operator/Permit holder	Ernest Leslie Crick, Phillip Leslie Crick & Julie Crick				
Regime	Waste Operations				
Date of assessment	24/08/2016	Time in	15:00	Out	16:00
Assessment type	Audit				
Parts of the permit assessed	Infrastructure, management,				
Lead officer's name	Thomas, Ffion				
Accompanied by					
Recipient's name/position	Phillip Cricks/ TCM	Date issued	20/12/2016		

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. 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	A	
C1 - General Management - Staff competency/training	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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	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

This compliance Assessment report (CAR) form was completed following the site visit undertaken on the 24th August 2016 by Ffion Thomas of the EPR South West Waste Regulation team.

Ffion Thomas was accompanied by Phillip Crick (TCM WAMITAB) and Lesley Crick joined us during the office based checks. The site inspection covered all operational areas and visual checks were made of the immediate surrounding watercourses. Again the operational site was in a very high standard of order and visually tidy and well maintained. Wastes were clearly segregated and appropriately stored.

The site surface water oil interceptors were inspected and found in good condition. The previous CAR form (ref 34054/0250034 had discussed the location of the skimmed oil storage drum, this has now been with and the drum is now located on impermeable surface up stream of the interceptor. The surface water drainage system at the rear of the site, southern corner, was inspected and whilst slightly over grown the interceptor was again running clear.

It was evident that the large ferrous metal storage area had significantly reduced. This is being undertaken as part of a project to access the old buildings on site.

Staff competency was checked and a current WAMITAB certificate produced, with an expiry date of 2018. Hazardous waste registration is in place for the site, waste return submissions are up to date.

It was noted that the NRW system of submitting waste returns is causing some difficulty due to NRW systems not accepting newer versions of excel. This matter is to be raised by Ffion Thomas to the waste returns team, but Judith Green is aware of the problems and assistance can be given to customers when required.

A discussion was had regarding the information to be included on customer receipts, on checking Ffion Thomas felt the receipt provided sufficient information. More detailed information and that required by the regulations is included on duty of care transfer notes, allowing for waste returns to be calculated.

A discussion was held over the identification of correct waste codes. I have below attached a guidance document that may assist. I suggest that you skip to Appendix A of the link, where it discusses the European waste catalogue and how to identify waste codes. https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/427077/LIT_10121.pdf

No breaches of the permit were identified during the time of the inspection.

ACTIONS: It was noted that the previous request for a copy of the sites working plan had not been completed. Please forward to me a copy of your current working plan so that I can update our records.

Any compliance criteria not highlighted in the above summary should be considered as not assessed. In this document 'Natural Resources Wales' means the Natural Resource Body for Wales established by Article 3 of the Natural Resource Body for Wales (Establishment) Order 2012.

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 reports should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within twenty 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.