

Compliance Assessment Report

Report ID:
CAR_NRW0031857

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

Site	Greenfield Recycling Park	Permit Ref	BP3298VK			
Operator/Permit holder	Flintshire County Council					
Regime	Waste Operations					
Date of assessment	05/06/2017	Time in	14:00	Out	15:00	
Assessment type	Site Inspection					
Parts of the permit assessed	see below					
Lead officer's name	Hughes, Julie					
Accompanied by						
Recipient's name/position	Ruth Cartwright/ TCM	Date issued	10/07/2017			

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
A1 - Specified by permit	A	
B4 - Infrastructure - Containment of stored materials	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	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

A routine visit took place on 5th June, 2017 in attendance were Julie Hughes Regulating Officer, Ruth Cartwright COTC and Gaby Povey of Flintshire Council.

The visit commenced with a walk around the CA site. A new system had been put in place for the acceptance of paint. Members of the public are now asked to place the paint on a table where a staff member will then assess and place within the correct receptacle to ensure that water-based and oil-based paint is not mixed.

Several items of WEEE were awaiting collection from site.

No issues observed in the CA section of the site.

We moved on to the composting activity. A large area had been cleared of compost and the windrows now had been laid out with the required break between each row.

There was a large stockpile of green waste awaiting to be shredded. This had accumulated due to the repeated equipment failures on site. New screening and shredding equipment had now been purchased. Staff are being brought in over weekends to deal with the backlog which will take 5 or 6 weeks to clear. The Operators had not informed NRW of the issues relating to breakdown of equipment nor the stockpile of green waste on site which should not exceed 100 tonnes prior to composting.

Flintshire Council have agreed a new contract with a company to receive and package the PAS100 compost.

The site has extended by erecting of a reception building for the bulking of municipal waste which is collected at weekends.

Consideration will need to be given to the quantity of co-mingled material being accepted into the new transfer building. There may be a requirement to carry out testing as per Schedule 9 part 2 of the Environmental Permitting (England and Wales) Regulations 2016. However, if you can demonstrate that you accept less than 1000 tonnes per reporting year of co-mingled plastic/cans you would not have to

carry out any of the testing. The paper and cardboard are not classed as co-mingled in this instance.

The following is a link to the WRAP guidance which may be of help and a link to the relevant section of EPR (E&W) 2016 – Schedule 9 part 2 <http://www.legislation.gov.uk/ukxi/2016/1154/schedule/9/made>

<http://www.wrap.org.uk/sites/files/wrap/MF%20Sampling%20Guidance%20April%202014.pdf>

On return to the office an inspection of the site check lists and diary was carried out. It was requested that checks to the sealed drainage on site are included on the daily checks list rather than the diary.

The working plan has not been updated since February, 2006. The document is to be reviewed and updated as necessary. The Operator should also consider including a section on fire prevention and mitigation. A copy of the FM&MP guidance has been sent in an email. **ACTION: Update and submit a copy of the working plan (EMS) to NRW by 4th September, 2017.**

Contact Details of Regulating Officer:

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In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) order.

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0031857**

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Site	Greenfield Recycling Park	Permit Ref	BP3298VK
Operator/Permit holder	Flintshire County Council	Date	05/06/2017

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			

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.