

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

Site	Old Sawmills Waste Transfer Station With Treatment & Recycling Facility	Permit Ref	VP3798FJ		
Operator/Permit holder	All Waste Services Ltd				
Regime	Waste Operations				
Date of assessment	06/03/2017	Time in	11:20	Out	13:00
Assessment type	Audit				
Parts of the permit assessed	See below				
Lead officer's name	Ellar, David				
Accompanied by	Davies, Gareth				
Recipient's name/position	Hefin Roberts/ CEO	Date issued	10/04/2017		

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
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
C1 - General Management - Staff competency/training	C3	1.1.1
C2 - General Management - Management system and operating procedures	C3	2.3.1
C3 - General Management - Materials acceptance	A	
D1 - Incident Management - Site security	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)	8
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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

As part of this visit NRW officers meet with Tim Pullen and Jack Pullen of AGL energy to discuss changes to the operation. Mr Pullen explained that it was his intention to operate the AD plant at the site and was enquiring what AGL energy required to do so. The following issues were discussed:

Permit: AWS will have to undertake a partial variation of the current permit to allow AGL to operate the AD plant independently.

Other regulators: The Animal and Plant Health Agency (APHA) must be notified of any changes.

Environment Management system (EMS): Amendments would have to be made to the existing EMS to detail the proposed changes to the operation e.g. change of feedstock from food waste to grass.

More detail of the above topics and supporting information was sent separately to Tim Pullen by email following this inspection.

AD Plant:

The AD plant is currently not operational and no waste treatment has occurred since or last inspection. The plant however is being cleaned, maintained and amended by AGL Energy who hope to take over its operation.

Non Compliance C3:The 'Hybrid anaerobic Digestion Facility Management Plan', (Appendix B: Standard Operating Procedure and 'Appendix C: Hazardous analysis and critical control points plan') stipulates that digestate will be either stored in the charge tank or in a slurry tanker prior to removal off site. At present digestate is being still stored in Intermediate Bulk Containers (IBCs) within a shed (**this issue was first raised at our visit on the 11/06/2014**). Approximately 40 IBC containers full of digestate are stored within the building, some of which had been there **since May 2013** (and possibly earlier). Having such a large volume of digestate stored in IBCs increases the risk of the site in terms of potential odours, bioaerosol emissions and spillages.

ACTION: Reduce the volume of digestate stored on site by either spreading the digestate to land as a soil improver under a relevant Mobile Plant Environmental Permit and Deployment notification or dispose of it at a suitably permitted treatment facility.

Photograph showing stored digestate:



ACTION: The Hybrid anaerobic Digestion Facility Management Plan will need to be varied to allow for changes in the storage of digestate, this will need to be done after agreement with Natural Resources Wales and APHA. Any changes to the plan must stipulate a maximum volume and timescale for digestate to be stored on site. Any changes to the digestate storage procedure should not increase the overall risk of the site. Confirm in writing what the site intends doing.

Technical Competence:

Non Compliance C1: Condition 1.1.1 of your permits states 'The operator shall manage and operate the activities: (a) in accordance with a written management system... (b) using sufficient competent persons and resources.' The TCM for the site is Mr. Roberts. He currently holds a TSH - Transfer of Hazardous Waste qualification with WAMITAB, this is currently due for a continued competency assessment. To date no evidence has been provided to show this has been completed.

ACTION: Please provide us with a copy of Mr. Roberts' continued competency certificate for transfer of hazardous waste

General:

It was good to see that actions noted during our previous visit had been undertaken. The Waste oil containers had been removed from the corner of the shed and the waste was now stored in a bunded container.

Photograph showing area where waste oil was previously stored:



The drainage channel that was previously blocked had now been cleared and kept clear. This means that rain water does not flow into the treatment shed.

Photograph showing cleared drainage channel:



Wood yard:

It was good to see that the illegally store waste wood was now being removed from site. You are reminded that the notice for removal for the waste wood expires on Friday the 2nd June so the site will need to be cleared by then. We will revisit on the 2nd June to assess for compliance with the notice.



EPR Compliance Assessment Report

**Report ID:
CAR_NRW0031447**

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Operator/Permit holder	All Waste Services Ltd	Date	06/03/2017

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.

In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.

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			
C1	C3	The TCM for the site must provide NRM evidence of continued competency assessment.	31/05/2017
C2	C3	Remove digestate from site or store it in accordance with management plan.	31/05/2017

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.