

Compliance Assessment Report

Report ID:
CAR_NRW0026431

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

Site	Tondu Waste Transfer Station		Permit Ref	GP3690LR		
Operator/Permit holder	Kier Integrated Services Limited					
Regime	Waste Operations					
Date of assessment	09/09/2016	Time in	10:30	Out	13:00	
Assessment type	Audit					
Parts of the permit assessed	General Site Inspection					
Lead officer's name	Wakeford, Sally					
Accompanied by	Thomas, Ffion					
Recipient's name/position	Adam Jones/Darren Hemming/ Site Management		Date issued	15/11/2016		

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	
C2 - General Management - Management system and operating procedures	C3	1.1.1
C4 - General Management - Storage, handling labelling and Segregation	C3	2.3.1
D2 - Incident Management - accidents, emergency and incident planning	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

The site was inspected on 09 September 2016 by Ffion Thomas and Sally Wakeford.

C2 – General Management – Management system & operating procedures – CAT 3 breach – Permit condition 1.1.1

You have been given a CAT 3 breach under the above condition because during our inspection it was observed that waste was being stored and bulked outside the building. The management system in place for waste control does not reflect the related conditions in the permit, where all waste should be stored on impermeable pavement with sealed drainage system, and waste should only be bulked inside a building.

The operator shall manage and operate the activities: in accordance with a written management system that identified and minimises the risks of pollution...

You are required to take the following action by the date listed in Section 4 of this report:

ACTION: Ensure management procedures are adequate to ensure full compliance with permit. Submit updated EMS to NRW.

This has been scored previously, and suspended once. We are now outside the 6 month time frame in which I can suspend scores, therefore, to reflect our ongoing effort at the site scoring must recommence.

C4 – General Management – Storage, Handling, Labelling & Segregation – CAT 3 breach – Permit condition 2.3.1

You have been given a CAT 3 breach under the above condition because during our inspection it was noted that wastes (cans, plastics, paper/cardboard) were being stored outside the building without any containment. The baled wastes were stored outside on an area of pavement serviced by surface water drains.

<i>Condition</i>	<i>2.3.1</i>	<i>Table</i>	<i>2.3</i>	<i>states:</i>
<i>b) all wastes shall be stored in a building or within a secure container.</i>				
<i>c) all waste shall be stored and treatment on an impermeable surface with sealed drainage system.</i>				

You are required to take the following action by the date listed in Section 4 of this report:

ACTION: Cease to store waste on surfaces with drainage systems which are unsuitable.

This has been scored previously, and suspended once. We are now outside the 6 month time frame in which I can suspend scores, therefore, to reflect our ongoing effort at the site scoring must recommence.

Whilst on site, it was discussed that you have had confirmation from DCWW to proceed with the connection to the foul drainage system. The tender price for completing the works has not been received back yet, however the funds are available to Bridgend County Council to complete the works.

ACTION: Please provide confirmation of the confirmation from DCWW and continue to provide

updates.

TCM requirement

Darren Hemming will be taking over as TCM for Tondur, as well as maintaining his role at the HWRCs. Please be aware that there is a certain amount of time that the TCM will be required to be on site at all sites he is TCM for.

Tondur requires treatment units of WAMITAB not just transfer of waste. Darren's WAMITAB currently does not have all the required units, however he is currently undertaking the course for non-hazardous waste treatment.

ACTION: Please provide certificate as soon as the correct course is completed.

Food waste trailer

It was previously agreed with Maxine Hopkin that the food waste trailer could be considered a building as long as certain measures are put in place and there are certain specifications of the trailer. This needs to be added to the Environment Management System (which you have informed me will be updated by end October 2016).

ACTION: Update EMS to reflect specifications and measures in place for the food waste trailer.

Please ensure that the integrity of the seals of the trailers are intact. During the inspection the food waste trailer had a continuous stream of liquid leaking from the feed hatch at the back. Although this posed no risk to the environment as it is located over a foul drain, there will be loss of liquid from the trailer during transportation.

TFS

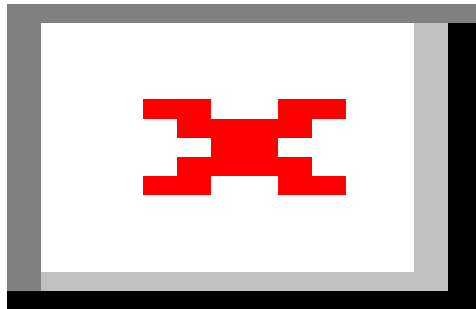
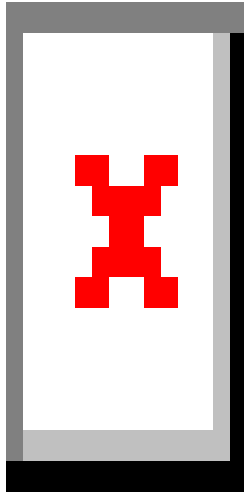
You confirmed that all wastes are sent within the UK.

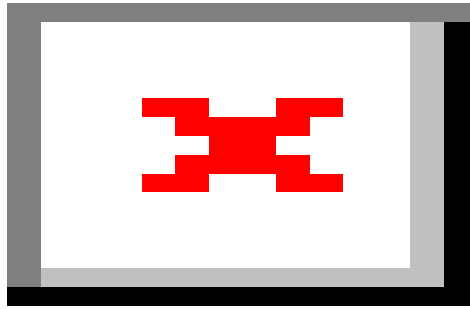
Mechanical breakdown of baler

On the day of the inspection the baler had broken down, and waste imports were still occurring. Emergency procedures had been instigated. Waste (mixed cans and plastics) was being deposited by the Lorries on the pavement outside the site, serviced by surface water drains. This was a temporary measure, as the machine worked at stacking as much waste as possible into the building.

The wastes were being removed unbaled (e.g. cardboard), to maintain a workable level of wastes on site.

Emergency action plans for this type of breakdown appeared to be working well.





**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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Site	Tondu Waste Transfer Station	Permit Ref	GP3690LR
Operator/Permit holder	Kier Integrated Services Limited	Date	09/09/2016

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			
C4	C3	Cease to store waste on surfaces with drainage systems which are unsuitable.	31/12/2016
C2	C3	Ensure management procedures are adequate to ensure full compliance with permit. Submit updated EMS to NRW.	31/10/2016

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.