

Compliance Assessment Report

Report ID:
CAR_NRW0031306

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

Site	North Wales Skip Hire Ltd	Permit Ref	HB3393HC		
Operator/Permit holder	North Wales Skip Hire Limited				
Regime	Waste Operations				
Date of assessment	30/01/2017	Time in	11:05	Out	11:30
Assessment type	Site Inspection				
Parts of the permit assessed	As below.				
Lead officer's name	Williams, Leon				
Accompanied by	Hughes, Julie				
Recipient's name/position	Dahne Gizzi/ Operator	Date issued	03/03/2017		

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	
B3 - Infrastructure - Site drainage engineering (clean and foul)	C4	1.1.1, management system sub criteria 2.10.1
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	C4	Table 2.2
C4 - General Management - Storage, handling labelling and Segregation	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	C3	4.2.2

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	3	Total compliance score (see section 5 for scoring scheme)	4.2
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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

Routine site inspection conducted by Environment Officer's Leon Williams and Julie Hughes accompanied by operator Dahne Gizzi.

This was the first inspection conducted at the site by the new regulating Officer, Leon Williams. Dahne Gizzi provided an overview of operations at the site. Dahne Gizzi also operates a construction company, Abergele Building Supplies and the waste produced by this company is occasionally transferred to the permitted North Wales Skip Hire Limited waste site. Please ensure that all incoming waste transferred from the construction company is recorded appropriately as incoming into the North Wales Skip Hire Limited site.

Marco Muia of Oaktree Environmental Ltd remains to provide cover as the Technically Competent Manager (TCM) for the site. We advised that Marco should be signing in the site diary during each occasion he visits the site.

The drainage grids around the yard were seen to be heavily encrusted with sediment, indicating that they had not been recently inspected and cleaned. Section 2.10.1 of the site management system outlines that the "site drainage system is regularly inspected and the gulley's cleaned out when required". A CCS Category 4 breach has been recorded for this non-compliance. Please ensure that all drainage channels at the site are regularly inspected and maintained accordingly.

A selection of waste transfer notes were inspected on site, all were seen to duly completed.

Near the entrance to the site, a number of waste gas canisters were seen to be stored. The site is not permitted to accept waste gas canisters listed under EWC codes 16 05 04 or 16 05 05 as they are not listed in Table 2.2 in your site permit. In order to accept such waste you would need to apply to vary the permit. A CCS Category 4 breach has been recorded against this non-compliance. Please ensure that you reject any non-permitted waste from entering the site or quarantining the waste in a quarantine skip. Please record such instances in the site diary.

NRW are yet to receive the Quarter 2, 3 and 4 waste returns for the year of 2016. Permit condition 4.2.2 requires "within one month of the end of each quarter, the operator shall submit information relating to the site and the waste accepted and removed from it during the previous quarter". You must ensure that you submit waste returns at the end of each quarter. A CCS Category 3 breach has been recorded against this non-compliance. NRW require that the outstanding waste returns are submitted to us by the 17 March 2017. Failure to submit the waste returns could lead to

further CCS breaches and/or further enforcement action.

We also provided advice and guidance on site in relation to Regulation 22(8) of the Environmental Permitting Regulations 2010 which states “If a waste operation is registered as an exempt facility, that part of an environmental permit (or if applicable, the whole permit) that relates to the waste operation activity is revoked on the date of registration”. This regulation effectively stops exemptions being registered at permitted waste sites in order to effectively ‘top up’ waste operations.

A S1: storing waste in secure containers, S2: storing waste in a secure place, T4: preparatory treatments bailing, sorting, shredding, T6: treating waste wood and waste plant matter by chipping, shredding, cutting or pulverising and T9: recovering scrap metal exemptions have been registered at the site. Your environmental permit requires that certain wastes such as metals, plastics, wood and other wastes are required to be stored within a building or sealed containers. However the S2: exemption does not require such waste to be stored within a building. We would therefore advise you to ensure that your exempt waste activities are segregated away from the waste accepted under the site permit and that you continue to comply with duty of care requirements for the exempt activities.

Thank you for your co-operation.

Summary of breaches noted during this inspection:

CAR sub criteria – B3 - Site drainage engineering (clean and foul), Permit condition 1.1.1, management system sub criteria 2.10.1, Compliance Classification Scheme Score 4

CAR sub criteria – C3 - Material acceptance, Permit condition Table 2.2, Compliance Classification Scheme Score 4

CAR sub criteria – G4 – Reporting and notification to Natural Resources Wales, Permit condition 4.2.2, Compliance Classification Scheme Score 3

‘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) Act 2013

EPR Compliance Assessment Report

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Site	North Wales Skip Hire Ltd	Permit Ref	HB3393HC
Operator/Permit holder	North Wales Skip Hire Limited	Date	30/01/2017

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			
G4	C3	Outstanding 2016 Q2, 3 & \$ waste returns require submission.	17/03/2017
C3	C4	Ensure that non-permitted waste is rejected or quarantined at the site.	06/03/2017
B3	C4	Please ensure that all drainage channels at the site are regularly inspected and maintained accordingly.	10/03/2017

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.