

Compliance Assessment Report

Report ID:
CAR_NRW0033558

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

Site	Denbigh Civic Amenity Site	Permit Ref	BP3694VK		
Operator/Permit holder	C A D Recycling Ltd				
Regime	Waste Operations				
Date of assessment	26/06/2018	Time in	11:05	Out	11:22
Assessment type	Site Inspection				
Parts of the permit assessed	See below				
Lead officer's name	Challender, Paul				
Accompanied by	White, Steven				
Recipient's name/position	Mr Tony Sykes/ Operator	Date issued	05/07/2018		

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	
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	X	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	C3	Permit Condition 1.1.1, EMS Section 2.2
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	

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	1	Total compliance score (see section 5 for scoring scheme)	4
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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 was a routine unannounced site inspection visit by NRW Environment Officers (EO) Paul Challender and Steven White; Mr Peter Clarke was available when required to answer questions and assist with paperwork in the site office. This Civic Amenity (CA) site is currently open to and accepting waste from the residents of Denbighshire. The site is operated by CAD Recycling Ltd on behalf of Denbighshire County Council. During the inspection the weather was hot, dry and still.

On inspecting the waste deposit and storage areas the site was tidy and well organised and litter free with wastes being segregated appropriately. Operatives were actively managing operations and assisting the public such as providing guidance on the most appropriate area to deposit waste. I asked Mr Clarke if the site was still not currently accepting gas cylinders at Denbigh CA site as per instruction from Denbigh County Council and Mr Clarke confirmed that this was the case.

There were issues with the storage of waste batteries during the last inspection. This has now been rectified; thank you for addressing this issue.

There were fly tipped items of waste to the rear of the site outwith palisade security fencing during the last inspection. This has now been removed and Mr Clarke stated that it still occurs from time to time but the site operatives collect it as soon as practicable after they are aware of the deposit.

On inspection of the container used to stored televisions and monitors it was found not to be weather tight. This has attracted a breach of the permit and is discussed below.



In the office the visitor's log, daily check sheets, site diary and some waste movement logs were inspected and all appeared to be in good order.

Currently the site is operating under an older Environmental Management System (EMS); you should update this EMS and submit the updated version to NRW via your regulating officer EO Paul Challender. Going forward your EMS should be regularly reviewed to enable your management systems to be maintained in a manner to comply with legislative and regulatory changes that may arise in waste operations. You should also note that the EMS should be site specific. It is appreciated that CAD Recycling Ltd operate multiple sites and any generic documents utilised as a basis for the EMS should be tailored to the specific needs of the site to which they apply.

Waste Return submissions are up to date for the site and appear to have no issues.

Thank you for the recent submission of a Fire Prevention & Mitigation Plan for this site. The document will be subject of a separate review and any feedback will be recorded on a CAR form for your information and/or action.

The following breaches to the permit have been recorded:

(C4) Storage, Handling, Labelling and Segregation. Permit Condition 1.1.1, EMS Section 2.2.CCS Score 3.

The shipping container utilised to store the televisions and monitors had a small fenestration to enable illumination with

natural light at the rear of the container. This opening had originally been covered by a Perspex sheet to maintain the containers integrity however, the Perspex was smashed and therefore allowed the ingress of water. Water entering the container can limit the usefulness of disposed televisions and monitors for onward recovery.

Shipping containers that are not in a state of repair which is fit for the storage of televisions and monitors should not be utilised at the site as the EMS Section 2.2 states that they should be "fully enclosed". Repair or replacement should take place to ensure the integrity of the container and its contents.

As outlined above the EMS is several years old and is not tailored to the needs of the site. Certain operations carried out on site are not detailed within it and a procedure regarding the inspection and acceptance of storage containers should be inserted. Please update this document to an EMS tailored to the needs of the site and make this updated version available to all staff in the Site Office and submit a version to your NRW regulating officer.

Thank you for your time during this inspection.

Paul Challender - Environment Officer

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 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			
C2	X	Old non-site specific EMS in use.	31/08/2018
C4	C3	Fix roof of shipping container to prevent ingress of water.	02/08/2018

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.