

Compliance Assessment Report

Report ID:
CAR_NRW0032685

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

Site	Pilkington Asbestos Removal Services Ltd	Permit Ref	UB3097TE		
Operator/Permit holder	Pilkington Asbestos Removal Services Ltd				
Regime	Waste Operations				
Date of assessment	20/12/2017	Time in	10:10	Out	11:15
Assessment type	Site Inspection				
Parts of the permit assessed	Staff competency/training; Containment of stored materials; Materials acceptance; Storage, handling, labelling, segregation; Records of site activity; Reporting and notification				
Lead officer's name	White, Steven				
Accompanied by	Briscoe, Ross				
Recipient's name/position	Derek Pilkington/ Director	Date issued	11/01/2018		

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
C1 - General Management - Staff competency/training	C4	1.1.4

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)	0.1
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

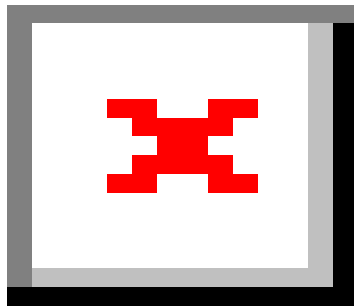
Section 2 – Compliance Assessment Report Detail

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 an unannounced inspection by Regulating Officer Steven White and Senior Environment Officer Ross Briscoe, Derek Pilkington was on site during the visit and accompanied us throughout.

All asbestos waste is collected from the waste producer; no waste is brought onto the permitted site by the general public. It is double-bagged at the place of production, stored in the vans and then transferred to one of two large, sealed skips (currently supplied by Acumen) at the Rhyl site, this is then bulked up and removed for disposal to Preston when the skips are full and replaced by new empty skips. The transfer station side of operations was inspected and there were no issues found with the transfer of waste to and from the Rhyl site.



Sealed asbestos skips

PARS Ltd also has a clinical waste transfer station permit, this is currently non-operational with plans to begin operations in January 2018 - can you contact me once the clinical waste side of the business has begun operating. The site EMS will need to be updated to show that there are now two Standard Rule Sets being operated at the site. With the potential for odour issues from the clinical waste to be accepted on site in the future you will need to have a odour management plan in place, guidance on how to formulate an odour management plan can be found by searching for 'Horizontal Guidance' on the NRW website. Derek asked about the possibility of an incinerator on site, the current permits only allow for the storage and treatment of the clinical waste, the emissions from an incinerator may fall under Local Authority (Part-B) permitting and not NRW. Once you have more info on what you are planning with regards to an incinerator on site can you get in touch and I will send guidance on what can and cannot be done and under whom the regulation would comply.

The Technical Competence for the site is held by Derek Pilkington, according to WAMITAB records this was last taken in 2014 and has subsequently run out; a refresher course has been booked in for January 2018. There is a breach of permit condition 1.1.4 'The operator shall comply with the requirements of an approved competency scheme' - this has subsequently been scored as a C4 CCS breach against the relevant part of the permit.

(Standard) Waste returns were checked prior to the inspection - there were no issues found, the latest version of the waste returns spreadsheet has been sent to the site email address after an issue was raised with the spreadsheet PARS Ltd had on file. However, no hazardous waste consignee returns have been submitted for the site, consignee returns have to be submitted detailing all hazardous waste accepted onto site - this was brought up during the visit and guidance has been sent to ensure that they are submitted in the future. The non-submission of haz waste consignee returns to NRW was brought up in a previous CAR form (for inspection on 14/10/2015 and sent to site on 03/11/2015).

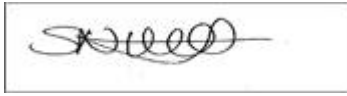
The non-submission of haz waste consignee returns to NRW is an offence under the Hazardous Waste Regulations 2005 and

enforcement action is subsequently being considered, separate correspondence has been sent regarding this matter.

Site Diary and EMS were checked - EMS will require updating to show the new clinical waste operations.

Thank you for your time during the inspection, please find my contact details below

Regards

A rectangular box containing a handwritten signature in black ink. The signature appears to be 'Steven White' written in a cursive, flowing style.

Steven White

Environment Officer (Waste Regulation Team)

Direct dial 03000 653 913

Email: steven.white@naturalresourceswales.gov.uk

Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ

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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Operator/Permit holder	Pilkington Asbestos Removal Services Ltd	Date	20/12/2017

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.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

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	C4	Refresher WAMITAB course must be applied for (Being done on 23rd Jan 2018)	23/01/2018

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.