

Compliance Assessment Report

Report ID:
CAR_NRW0032718

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

Site	I T Williams Ltd	Permit Ref	LB3135AL			
Operator/Permit holder	I T Williams Co Ltd					
Regime	Waste Operations					
Date of assessment	19/12/2017	Time in	11:45	Out	12:05	
Assessment type	Site Inspection					
Parts of the permit assessed	Permitted Area					
Lead officer's name	Sowerby, Andrew R.					
Accompanied by						
Recipient's name/position	Tudor Williams/ TCM	Date issued	16/01/2018			

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
A1 - Specified by permit	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	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F5 - Amenity - Deposits on road	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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	0	Total compliance score (see section 5 for scoring scheme)	0
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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 inspection was not pre-arranged. Met the Transport Manager Huw Davis. I was informed that Tudor Williams, who holds the COTC for the site, was not on site. Huw Davis therefore accompanied me around site.

The site is split into two permitted areas:

BP3794FA is a bespoke Tier 3 permit for a Household, commercial and industrial waste transfer station

LB3135AL is a standard rules permit (SR2012No12) that allows the treatment of waste to produce soil, soil substitutes and aggregate.

This inspection form will encompass the activities undertaken under permit LB3135AL. Another CAR form covers the activities under BP3794FA.

No non-compliances have been recorded on this occasion.

There was, however, one observation made during the site inspection that I feel is worth highlighting.

It was observed that there was a very large puddle in the centre of the yard (see Photo 1 below). The sites environment management system (version 1.2, dated 12th September 2012) states in section 2.9.1 that "The storage areas which are surfaced with compacted hardcore drain naturally to ground." As Photo 1 shows below, the area is not draining properly and as a result you will need to look at if the drainage in this area can be improved to reduce the risk of pooling to this extent.



Photo 1

Following the site inspection a review of some of the sites paperwork was undertaken.

Environment Management System

The version we currently have on record is Version 1.2, dated 12th September 2012. Due to the age of this document it would be worth reviewing it to ensure it is fully up to date. It is considered to be good practice to review your EMS once every couple of years to ensure it is still relevant. A record of when the document has been reviewed should be kept. Should you update the environment management system I would be grateful if you could send a copy to me so that I can ensure the most up to date version is on our files.

Waste Returns

The most recent waste return was reviewed. This waste return was for July to September 2017 and received well before the specified deadline. One observation made during this review is that the waste returns record 262 tonnes of waste as having been received and 444 tonnes removed. Without asking more questions I am unable to say whether these figures are accurate. Usually with a site operating in accordance with the WRAP aggregate quality protocol we would expect to see smaller amounts of waste being removed from site than being received. This is because any inert waste processed in accordance with the quality protocol

will cease to be waste and as a result would not need to be recorded on the quarterly waste returns.

I recently took over as regulating officer for this site. Should you have any questions you can contact me on 0300 065 3806 or by email on Andrew.r.sowerby@cyfoethnaturiolcymru.gov.uk

EPR Compliance Assessment Report

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Site	I T Williams Ltd	Permit Ref	LB3135AL
Operator/Permit holder	I T Williams Co Ltd	Date	19/12/2017

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.

Other than the provision of advice and guidance, at present we do not intend to take further enforcement action in respect of the non-compliance identified above. This does not preclude us from taking enforcement action if further relevant information comes to light or advice isn't followed.

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			

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.