

Compliance Assessment Report

Report ID:
CAR_NRW0022706

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

Site	Grays Penrhyndeudraeth Works	Permit Ref	ZP3798VA		
Operator/Permit holder	Grays Waste Management Limited				
Regime	Waste Operations				
Date of assessment	22/06/2016	Time in	11:30	Out	12:05
Assessment type	Site Inspection				
Parts of the permit assessed	As below.				
Lead officer's name	Williams, Leon				
Accompanied by	Wilby, David				
Recipient's name/position	Gareth Williams / Site Manager	Date issued	23/06/2016		

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	C3	Schedule 1 - Site Plan
C2 - General Management - Management system and operating procedures	C4	1.1.1
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	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	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	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)	4.1
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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

Routine site inspection conducted by Environment Officers Leon Williams and David Wilby. Gareth Williams and Sharon Yadav of Greys Waste accompanied Officers during the inspection.

Prior to entering the site, 3 skips were observed to be deposited in the storage yard adjacent to Greys Waste permitted site. The skips were deposited in an area located outside the site's permitted boundary as highlighted in Schedule 1 – Site Plan in the site's permit. The skips contained glass, mixed domestic waste and WEEE waste. A CCS Category 3 score has been recorded against this non-compliance.

To the rear of the site, curbing stone was seen to have been damaged on the verge of the concrete pad. This could result in leachate running off the pad and seeping into ground and/or surface waters. Gareth Williams was arranging for replacement curbing stones to be delivered to the site. Please ensure the repair work is undertaken as soon as possible.

Section 4g – 6 in the site's working plan outlines that "electronic equipment will be removed and placed in the WEEE skip as shown on drawing A00/1". During the inspection, 3 refrigerators were seen to be stored outside of a skip on permeable ground and a washing machine on the site's concrete pad. A CCS Category 4 Score has been recorded against this non-compliance. Please ensure that all waste containing WEEE waste are stored in accordance with the site's working plan.

Following the previous visit to the site, a variation to the permit has been obtained to add biodegradable waste and agricultural plastics as permitted waste types. NRW would recommend that the site's working plan is updated to include managing procedures relevant to the recently added waste types.

The site is using an electronic system to create and retain waste transfer notes. An issue was identified on site when the transfer notes are printed out from the system they do not contain the signatures of customers or Greys Waste staff members. It is a requirement under Section 34(5) & 34(6) of the Environmental Protection Act 1990 for signatures to be recorded and retained on waste transfer notes. The electronic waste transfer notes were also not available for viewing from the Greys Waste office in Penrhyndeudraeth. Please ensure the issue with the new electronic system is rectified and that signatures will be recorded on all electronic and hard copies of waste transfer notes in the future.

A collection of photographs taken during the inspection will be provided during the submission of this report.

Summary of breaches noted upon this inspection

CAR sub criteria – B4 – Containment of stored materials, Permit condition Schedule 1 – Site plan, Compliance Classification Scheme Score 3

CAR sub criteria – C2 – Management system and operating procedure, Permit condition 1.1.1, Compliance Classification Scheme Score 4

Thank you for your co-operation during the inspection.

‘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	Grays Waste Management Limited	Date	22/06/2016

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			
C2	C4	Store all WEEE waste in accordance with Section 4g - 6 in site	28/06/2016
B4	C3	Move all waste within site	28/06/2016

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 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.