

Compliance Assessment Report

Report ID:
CAR_NRW0031582

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

Site	G Davies Skip Hire	Permit Ref	FP3898FK		
Operator/Permit holder	Glenville Davies				
Regime	Waste Operations				
Date of assessment	21/02/2017	Time in	14:45	Out	15:15
Assessment type	Audit				
Parts of the permit assessed	Permitted Area				
Lead officer's name	Medcraft, Jodie				
Accompanied by					
Recipient's name/position	Mark Davies/ Technically Competent Manager	Date issued	05/05/2017		

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	C3	Condition 2.1 Permitted Activities
C1 - General Management - Staff competency/training	X	

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

A routine site inspection was carried out on site on 21 February 2017. Unfortunately Mark Davies was not on site at the time of the visit so I was met on site by Andrea.

Environmental Permit and Environment Management System

I requested to see copies of the Environmental Permit and Environment Management System (EMS), these were readily available and appeared to be well organised. It was noted that the date of the EMS was 2008 (the same as the one held on file by Natural Resources Wales). It is recommended that this document is reviewed to ensure the current operations on site and updates are made to any maintenance records and staff training logs to reflect the changes in procedures and the introduction of any new plant or machinery on site. When this is done we would request that a copy be sent to Natural Resources Wales.

WAMITAB

The WAMITAB certificate held by Mark Davies, the current Technically Competent Manager (TCM) for the site expired in February 2016. Andrea was unable to locate the WAMITAB certificate but spoke with Mark on the phone who confirmed he was covered until March 2017.

Action - Please can you confirm that the continuing competency qualification was undertaken and provide a copy of the WAMITAB certificate for our records.

Operations on site

General housekeeping on site seemed poor at the time of the visit. There appeared to be no clear segregation of wastes and the drainage channels on site were blocked.



It is important that drainage on site is checked and monitored to ensure that it is kept free from debris and build up.

Whilst on site I witnessed waste being burned in a metal drum. The environmental permit for your site does not permit the burning of any wastes, either in the open, inside buildings or in any form of incinerator.



This is a breach of Condition 2.1 of your permit and has been scored a CCS 3 (A breach which could have a minor environmental effect) under A1 Permitted Activities.

Action – Please cease any activities involving the burning of waste on site, immediately.

Waste Returns

The site was recently issued a Compliance Assessment Report (CAR) form, following a review of the waste returns submitted to Natural Resources Wales (NRW). This review highlighted that the site had reported receiving waste types not currently permitted.

The site reported that waste listed under EWC code 20 03 01 (Mixed Municipal Waste) was being received on site.

Advice and Guidance – Please ensure that only waste types listed in Schedule 2, table S2.1 of your

Environmental Permit are used and accepted on site.

Action – As this was not able to be discussed on site, please could you send me an email explaining the reason behind this appearing on any waste returns.

Many thanks for your time during the inspection.

EPR Compliance Assessment Report

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Operator/Permit holder	Glenville Davies	Date	21/02/2017

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.

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	X	Please provide a copy of the up to date WAMITAB certificate	19/05/2017
A1	C3	Please CEASE any activities on site involving the burning of waste.	12/05/2017

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.