

Compliance Assessment Report

Report ID:
CAR_NRW0031804

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

Site	Glass Tech Recycling Ltd	Permit Ref	YP3795VF		
Operator/Permit holder	Glass Tech Recycling Ltd				
Regime	Waste Operations				
Date of assessment	09/06/2017	Time in	11:25	Out	11:40
Assessment type	Audit				
Parts of the permit assessed	Permitted area				
Lead officer's name	Davies, Gareth				
Accompanied by					
Recipient's name/position	Karen John/ Managing Director	Date issued	26/06/2017		

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	A	
C2 - General Management - Management system and operating procedures	C2	1.1.1
C3 - General Management - Materials acceptance	C2	2.1.1 and Table 2.1
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	2	Total compliance score (see section 5 for scoring scheme)	62
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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

Present

David Evans (DE) – Glass Tech Recycling Limited (GTRL) site visit only

Karen John (KJ) – Glass Tech Recycling Limited (GTRL) site meeting only

Gareth Davies (GD)– Natural Resources Wales (NRW)

The purpose of the visit was to assess compliance with the environmental permit held by GTRL. Further to this compliance with the Regulation 36 Notice served on 13 November 2015 was assessed as part of the visit. The content of this compliance assessment report also accounts for the discussions held between KD and GD on 16 June 2017. KD was not present for the site visit on 9 June 2017, GD was accompanied on site by DE.

Regulation 36 Notice

GTRL were required to remove the mixed waste stockpile by 31 May 2017 following the serving of a Regulation 36 Notice on 13 November 2015. This was because the mixed waste stockpile contains waste types not listed in table 2.3. These waste types currently being stored cannot be stored and/or treated as part of the permit. While efforts have been made to remove some of the waste from the stockpile, the majority of the waste stockpile remains on site. This is evident from the photographs below and the area highlighted red.





As the mixed waste stockpile has not been removed, GTRL have failed to comply with the Regulation 36 Notice served on 13 November 2015.

Natural Resources Wales will now consider its enforcement response as a result of GTRL failing to comply with the Regulation 36 Notice served on 13 November 2015. NRW will contact GTRL separately regarding its proposed enforcement response.

The storage of the mixed waste stockpile on site is a breach of condition 2.1.1 in that waste types not specified in Table 2.3 are being stored on site. The waste types include plastic, paper, metal and wood.

This has been scored a Category 2 breach under C3 General Management – Materials Acceptance for breach of condition 2.1.1 and Table 2.1. Table 2.1 states that the activities are limited to the secure storage of wastes listed in table 2.3 pending treatment.

Further to the above score, the mixed waste stockpile has been scored a Category 2 breach of Condition 1.1.1 under C2 General Management – Management Systems and Operating Procedures. The reason for this is that the written management system has not identified this breach and has resulted in a non-compliance with the permit.

A further Regulation 36 Notice will be served requiring GTRL to remove the stockpile by 4 June 2018.

Written Management System

The written management system as required under condition 1.1.1 should be updated to reflect how GTRL intend to bring the site back in to compliance. The written management system shall include the requirements as set out in the How to Comply with your environmental permit

<http://naturalresources.wales/media/2110/how-to-comply-with-your-environmental-permit.pdf>

Particular attention should be paid to the waste Storage requirements on page 35 relating to Waste Storage, see section below.

Waste storage

If you store waste pending its disposal or recovery elsewhere, your management system must include:

- storage times and procedures to ensure that these times are not exceeded
- maximum storage capacities for specified storage areas and the facility as a whole and procedures to ensure that these capacities are not exceeded
- maximum storage heights to prevent or minimise the emission of dust, litter and throughput management
- a procedure to identify the specific waste types stored at your facility
- procedures to segregate incompatible wastes for example use of appropriate separation distances and or suitable engineering measures.

Plate Glass Processing

The processing of plate glass continues on site until it is moved to the Kings Dock site following refinement of the container glass treatment process. The site was currently in the process of relocating a large stockpile of plate glass to Swansea Docks for export. The plate glass stored on site can be seen in the photographs below.



Container Glass Aggregate Production

The production of aggregate from container glass has ceased at the Tank Farm Road site following the relocation of the crusher to the Kings Dock site. The remaining stockpile of sand substitute at Tank Farm Road has nearly been removed from site. This can be seen in the photograph below.



Any compliance criteria not highlighted in the above summary should be considered as not assessed.

In this document 'Natural Resources Wales' means the Natural Resource Body for Wales established by Article 3 of the Natural Resource Body for Wales (Establishment) Order 2012.

END

EPR Compliance Assessment Report

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Operator/Permit holder	Glass Tech Recycling Ltd	Date	09/06/2017

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.

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	C2	The mixed waste stockpile shall be removed from site and the written management system updated.	04/06/2018
C3	C2	The mixed waste stockpile shall be removed from site.	04/06/2018

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.