

Compliance Assessment Report

Report ID:
CAR_NRW0026511

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

Site	A S H Wrexham Recycling Centre	Permit Ref	WP3094FB		
Operator/Permit holder	Alan's Skip Hire (Wales) Ltd				
Regime	Waste Operations				
Date of assessment	05/10/2016	Time in	11:55	Out	12:50
Assessment type	Site Inspection				
Parts of the permit assessed	Neighbouring Businesses and Permitted Area				
Lead officer's name	Sowerby, Andrew R.				
Accompanied by					
Recipient's name/position	N Hassall/ Director	Date issued	03/11/2016		

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	
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	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	C3	3.1.1
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	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

F3 – Amenity – Dust/fibres/particulates – CCS Category 3 – Permit Condition 3.1.1

Permit 3.1.1 states “Emissions of substances not controlled by emission limits (excluding odour) shall not cause pollution. The operator shall not be taken to have breached this condition if appropriate measures, including, but not limited to, those specified in any approved emissions management plan, have been taken to prevent or where that is not practicable, to minimise, those emissions.”

On the 5th October 2016 we received two reports of dust from the Alans Skip Hire site. In order to substantiate an Environment Officer attended site. The neighbouring units were visited where a large amount of dust was observed in the air and on the surface of cars in the car park. (see below photos).



Photo 1



Photo 2

It was observed that over one part of the car park's perimeter fence (photo 2) there was a large amount of moisture in the air which was coming from the water cannon that was in use on the ASH site. However, on another part of the car park's perimeter fence (photo 3) there was no moisture but dust could still be seen. The windsock (shown in photo 2) was also blowing towards the car park. The moisture in the air will capture the majority of any airborne dust particles, but in order for the dust to be contained on site effort should be taken to ensure any dust laden airborne moisture is also contained within the site. For this reason you should attempt to position the water cannon to try and keep as much of the water spray on site.



Photo 3



Photo 4

Section 3.10.6 of the sites Environment Management System (dated 21st November 2014 version 5.0) refers to the wood processing control measures and a number of controls that have been implemented on the site to reduce the likelihood of dust generation giving rise to offsite nuisance. Amongst these controls a periodic re-assessment of the weather conditions is mentioned. From the time of the reports being received to the time I arrived on site at least an hour had passed. Staff need to check the weather conditions more frequently to ensure they are favourable.

During the visit to site it was also mentioned that the shredder usually used for processing the wood was out of action and as a

result an older machine was in use. This machine was located further down the yard and was observed to be producing a significant amount of wood dust (see Photos 4 and 5). Any dust abatement on the machine itself did not look to be effective enough and due to the direction of the wind the dust was blowing around behind the larger piles of woodchip seen in photo 6 and was therefore not close enough to the water cannon spray.



Photo 5



Photo 6

It was observed that the fixed curtain water spray system was not being used on site. When I asked it was explained that the belief is that this system is not effective and so not currently being used.

The storage of the woodchip as seen in photo 6 shows that the heights of the piles exceeds the heights of the bay walls. Section 4.8.11 of the sites Dust Management Plan (Version 1 dated 20/11/2014) states that "The heights of the bay walls containing the woodchip are being increased to ensure stockpiles (3m planning restriction) are lower than the walls for both dust and fire implications". You must keep the stockpiles below the heights of the bay walls to contribute to reducing dust emissions from site.

For all of the above reasons the site has been scored with a Cat 3 CCS breach due to the dust emissions from site on this occasion. Please ensure that in the future appropriate action is taken to reduce/prevent dust emissions on site. It is accepted that there are a large number of developments on site at present and that once these are complete the way in which the site is managed and more specifically the way in which the waste wood is stored and treated may change. However, until this has happened we will continue to score the site if we believe that all appropriate action has not been taken. The site only started to take action towards limiting/stopping the emissions during my site visit.

EPR Compliance Assessment Report

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Operator/Permit holder	Alan's Skip Hire (Wales) Ltd	Date	05/10/2016

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.

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			
F3	C3	Take all actions outlined in the sites environment management system and dust management plan prevent/reduce dust emissions	06/10/2016

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.