

Compliance Assessment Report

Report ID:
CAR_NRW0024810

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	26/07/2016	Time in	11:30	Out	12:30
Assessment type	Site Inspection				
Parts of the permit assessed	Permitted Area				
Lead officer's name	Sowerby, Andrew R.				
Accompanied by	Briscoe, Ross				
Recipient's name/position	S Rymill/ Group Environmental & Compliance Manager	Date issued	25/08/2016		

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)	C3 - Suspended	2.1.1
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	
F4 - Amenity - Pests/birds and scavengers	X	
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	1	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

Due to recent changes within the waste regulation team the site will no longer be regulated by Ross Briscoe. Environment Officer Andrew Sowerby has now taken over as the regulating officer. Any queries can therefore be sent to either **Andrew.r.Sowerby@naturalresourceswales.gov.uk** or **0300 065 3806**.

During the site inspection we met with Steve Rymill, Matt Kirk and Keith Morris. During a walk around the site we observed the construction work in progress to develop the far end of the site. One section of concrete had been completed and the drains had been inserted into the ground. At the time of the inspection, work was in progress to complete the hole in the ground into which the large oil interceptor would be placed.

Breach

B3 - Infrastructure - Site drainage engineering (clean & foul) - Permit condition 2.1.1 (Table S1.1) – CCS Category 3 (suspended).

As mentioned in previous inspection form for visit to site on 23rd March 2016, the site drainage is an issue. Some of the contaminated run off from areas being used to store waste discharges onto unmade ground. As mentioned above, work is currently ongoing on site to improve the overall drainage on site. A Compliance Action Plan is now in effect. This plan specifies that the improvement works on site will be completed by specified dates (Phase 1 to 6 by 1st November 2016 and Phase 7 by 10th December 2016).

Whilst this Compliance Action Plan is in place, Compliance Classification Scheme scoring will be suspended for breaches associated to this issue only. This means that the CCS Cat 3 breach will only be applied should the Compliance Action Plan not be complied with.

Other Issues

F4 - Amenity - Pests, birds & scavengers - Permit Condition 3.4.1 - No breach recorded.

During the site inspection on the 23rd March 2016, large numbers of seagulls were observed. At that time a Cat 3 breach was applied as no measures were being taken to prevent and/or minimise the presence of pests on site. During this site inspection large number of seagulls were again observed to be either roosting on the surrounding buildings or circling the site (see below photos 1 and 2). An auditory bird scarer was being used. This bird scarer recreated the noises that birds of prey make. No compliance score has been applied on this occasion as measures were being taken, however, it was noticed that the bird scarer did not seem to be having the required effect and there were still many seagulls observed around the site. You therefore need to look at an alternative approach to deter these seagulls to ensure they do not remain a problem. If the seagulls are observed to still be an issue during future visits to site then a CCS breach may be applied.



Photo 1 showing seagull circling the site



Photo 2 showing seagulls roosting on the transfer building and the neighbours building

An ongoing problem at the site in the past has been excessive dust. It is worth noting that during this inspection no dust was observed on site.

No other issues observed on site at the time of the inspection. If you have any questions regarding any of the above please do not hesitate to contact me.

EPR Compliance Assessment Report

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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			
B3	C3	Ensure compliance action plan is completed by the specified dates and that waste is stored on impermeable surfaces with sealed drainage where required	10/12/2016
F4	X	Current bird scaring measures do not seem to be effective. A new approach should be considered to ensure the seagulls are deterred effectively	30/09/2016

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.