

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

Site	Grays Waste Management Ltd	Permit Ref	NB3833AE		
Operator/Permit holder	Grays Waste Management Limited				
Regime	Waste Operations				
Date of assessment	19/06/2017	Time in	10:54	Out	11:50
Assessment type	Site Inspection				
Parts of the permit assessed	1.1, 1.2, 2.1, 3.2, 4.4, 6.2, 6.3				
Lead officer's name	Haider, Mefty				
Accompanied by	Swyn Spencer				
Recipient's name/position	Matthew Davis/ Director	Date issued	28/06/2017		

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
B4 - Infrastructure - Containment of stored materials	C3	4.4.1 (Table 4.4)
C2 - General Management - Management system and operating procedures	C3	1.4.3
C3 - General Management - Materials acceptance	C3	1.2.2
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4	6.2.2

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	4	Total compliance score (see section 5 for scoring scheme)	12.1
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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

A routine site inspection was carried out. Site in general is clean and tidy with appropriate infrastructures in place. Site manager Trefor Jones stated large stockpile of mixed waste on site due to receiving site Viridor Runcorn not accepting waste for few weeks while carrying out routine maintenance at the site. The stock pile of waste was regarded to be below the maximum storage capacity. There are some flies on the site, likely to be due to combination of the stock pile of mixed waste and warm weather but regulating officer did not consider it to be a nuisance or problematic at the time of the visit. During the inspection, some non-compliant activities were observed, which are detailed below.

Non-compliance with permit condition

B4) Containment of stored materials - Permit condition 4.4.1 (Table 4.4 b) iii & iv)

Permit condition 4.4.1 states that all wastes shall be received, inspected, accepted or rejected, and recorded in accordance with the standards specified in Table 4.4 below.

Table 4.4

b) i - Any items of non-permitted waste which are detected after acceptance at the site, shall be placed immediately in a designated quarantine covered container, and, where these are or appear to be special wastes, the Agency shall be informed immediately.

b) iii - quarantined waste shall be removed from the site within 7 days.

b) iv - The maximum quantity of wastes kept in the quarantine storage area shall be 4.6m³ at any one time.

Site is in breach of the above condition due to the following:

- Three fridge/freezers (non-permitted waste) stored in the open within the quarantine area but not in a covered container.
- Rejected waste stored on site appears to be greater than 4.6m³.
- Rejected waste been on site for longer than 7 days.

Site has received a CCS score category 3 for this non-compliance with permit condition.

C2) Management systems - Permit condition 1.4.3

Permit condition 1.4.3 states all site staff shall be, or shall work under the direct supervision of a member of staff, who is fully conversant with those aspects of the licence conditions which are relevant to their specific duties.

The management system or operating procedures are either inadequate or not being followed, which is likely to be the root cause for non-compliance with other permit conditions on site. This is because Working Plan (WP) condition:

- WP 1.5.4 - The throughput of the site will be limited to a maximum of 500 tonnes per day and <25,000 tonnes per annum. Waste return data submitted by the operator for 2016 indicates site has accepted more than 25,000 tonnes of waste in one year, which is a breach of the WP condition and permit condition 1.2.2.
- WP 3.3.2 - Rejected waste will be deposited in the skip provided for non-conforming waste located in the waste transfer station. This is not being followed as no skip has been provided for the storage of rejected waste. This is also a breach of permit condition 4.4.1.

Site has received a CCS score category 3 for this non-compliance with permit condition.

C3) Materials acceptance - Permit condition 1.2.2

Permit condition 1.2.2 states the total quantity of waste accepted at the site per year shall not exceed 25,000 tonnes. Site is in

breach of this permit condition as operator stated via waste returns data submitted that the site has received 39,000 tonnes of waste during 2016 period. This is 14,000 tonnes more than the permitted quantity.

You must ensure you only accept the permitted amount of waste per year. Should you wish to accept more waste than currently permitted, you must then apply to vary the existing permit condition.

Site has received a CCS score category 3 for this non-compliance with permit condition.

G4) Reporting and notification to Natural Resources Wales - Permit condition 6.2.2

Permit condition 6.2.2 (modification 24 March 2006) states that a summary records of the waste types and quantities accepted and removed from the site shall be made for each quarter of the financial year and shall be submitted to the Agency within one month of the end of that quarter. Operator is in breach of this permit condition because waste returns data for Q2, Q3 and Q4 2015 and Q1, Q2 and Q3 of 2016 were submitted several months after the deadline. Please ensure you submit all waste returns within the required submission date as per permit condition.

Site has received a CCS category 4 for this non-compliance with permit condition.

Other comments

Duty of Care

Operator has a good record keeping system on site as all waste accepted and removed benefits from relevant waste transfer notes. Details from the waste transfer notes are also inputted on a computer system. During the inspection, some transfer notes were checked and some non-compliance and inconsistencies were identified.

Site has removed mixed municipal waste under the EWC code 19 12 12 to a site operated by BIFFA. However, BIFFA accepted the same waste with a EWC code 20 03 01 and not 19 12 12. Please ensure the details on the transfer notes are correct prior to signing the notes. There must not be any difference in details between the site issued transfer notes and the receiving site's transfer notes. Any inconsistencies will prevent from the waste being traceable. Non-compliance with Duty of Care is an offence under section 34 of the Environmental Protection Act 1990. Natural Resources Wales may consider taking further enforcement action if you continue to breach Duty of Care requirements.

Hazardous Waste

Hazardous WEEE waste was removed from the producer (Wylfa Power Station) of the waste by the operator and a hazardous waste consignment note was completed. However, the consignment note lacks important details such as date and time as well as other inconsistencies. Also Part D of the consignment was signed by the carrier (Grays) and not the transferor (Wylfa). All sections of the form must be completed accurately prior to transfer of the waste. This is a breach of Hazardous Waste (England & Wales) Regulations 2005 and Natural Resources Wales may consider taking enforcement action against the operator.

Site address

On both transfer notes and hazardous waste consignment notes operator is using the following address:

Grays Waste Management

Ecoparc Mon

Gwalchmai

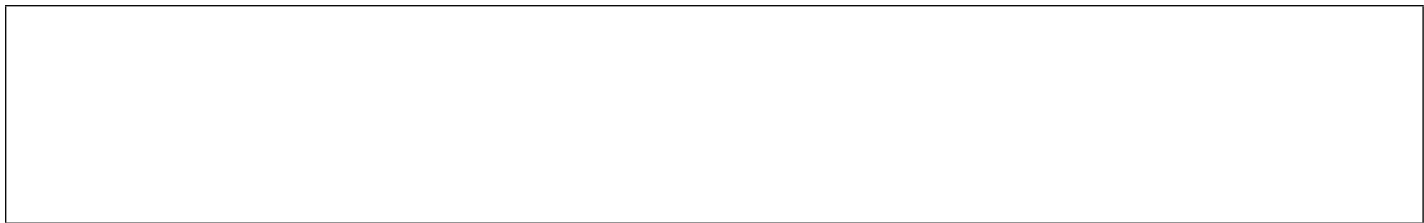
Anglesey

LL65 4RJ

This is not correct and misleading as the company Grays Waste Management Limited currently operates two separate permitted sites with the same address. This site benefits from a plot number (Plot 6), which is also quoted on the permit. You must use the full address on all transfer notes and hazardous waste consignment notes when accepting and removing waste from the site.

Should you wish to discuss the details of this report or any other permit related matter, please contact the regulating officer Mefty Haider on 03000 653696.

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



EPR Compliance Assessment Report

**Report ID:
CAR_NRW0031787**

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

Site	Grays Waste Management Ltd	Permit Ref	NB3833AE
Operator/Permit holder	Grays Waste Management Limited	Date	19/06/2017

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	C3	Ensure site staff are aware of permit conditions and site management system and operating procedures are adequate and adhered to.	30/06/2017
B4	C3	Ensure all rejected waste is stored on a covered container for no longer than 7 days on site. The maximum volume of rejected waste shall not exceed 4.6 cubic metres.	30/06/2017
G4	C4	Ensure waste return data submitted within one month after the end of each quarter.	31/07/2017
C3	C3	Ensure you only accept the permitted amount of waste per year. Should you need to accept more waste than permitted, you must then apply to vary the site permit.	07/07/2017

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.