

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

Site	Paperback Collection & Recycling Ltd	Permit Ref	JB3932RM		
Operator/Permit holder	Paperback Collection & Recycling Limited				
Regime	Waste Operations				
Date of assessment	22/02/2018	Time in	15:10	Out	16:36
Assessment type	Site Inspection				
Parts of the permit assessed	Infrastructure, General Management, Amenity, Monitoring and Records				
Lead officer's name	Challender, Paul				
Accompanied by	Peel, Louise				
Recipient's name/position	Mr Gordon Anderson/ Managing Director	Date issued	16/03/2018		

## 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
C2 - General Management - Management system and operating procedures	C3	Permit Condition 3.5.1, Table 1.3, IPC1
C4 - General Management - Storage, handling labelling and Segregation	C3	Permit Condition 2.3.1, Table S1.2, Fire Prevention 5.0
	C3	Permit Condition 2.1.1, Table S1.1, Fire Prevention Plan 5.1

**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.

<b>Number of breaches recorded</b>	<b>3</b>	<b>Total compliance score</b> (see section 5 for scoring scheme)	<b>12</b>
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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

This was a routine unannounced inspection visit of the site. The Natural Resources Wales (NRW) inspecting officers were Senior Environment Officer (SEO) Louise Peel and Environment Officer (EO) Paul Challender. The weather conditions were overcast and still. We were escorted during the inspection of the transfer building and yard by Mr Richard Cooper. The rear of the yard was viewed from the public cycle way prior to entering the premises.



During the inspection waste operatives were actively receiving and processing waste. We were shown a lorry full of MRF residuals being unloaded in to a receiving bay and then the onward process of waste sorting through the various stages of sorting to the final outputs including baling and wrapping. In addition, we were able to observe the accepted mixed paper and glass input which is then processed on a separate line to the MRF residuals.



In the yard area the situation was the same as during my last two inspection visits on 27/06/17 (CAR\_NRW0031827) and 18/09/2017 (CAR\_NRW0032196). Baled plastics and baled SRF are stored at excessive heights and without sufficient fire breaks. Furthermore, the old material at the back of site has been stored in excess of a year and bale wrapping is failing and vegetation is growing out of the bales. The bales have become unstable and the piles are collapsing.



We then inspected a selection of paperwork in the weighbridge. During our inspection a lorry was being despatched we were able to inspect the documents for this type of waste movement. Further documents relating to trans-frontier shipments were also viewed. We were also able to check the current stock levels held at the site. This information showed that despite compliance actions listed in previous Compliance Assessment Reports there had actually been an overall increase of 847 bales stored on site since December 2017.

At the end of the yard and waste transfer building inspection the Managing Director, Mr Gordon Anderson was available for a discussion. During our discussion Mr Anderson stated that he had employed consultants to compile a Fire Prevention and Mitigation Plan (FPMP) in line with the current guidance. It was explained to Mr Anderson that the site would again receive a compliance score for the condition and layout of the stored of materials in the yard. In addition, as highlighted in CAR\_NRW0031827 and following further email correspondence the issue of storing 19 12 04 waste plastics in the yard was not permitted by the permit in its current form and that a variation would be required to store 19 12 04 waste plastics outside the building as the registered S2 exemption does not extend the permit to allow this activity at a permitted site.

**The following breaches to the permit have been recorded:**

**(C4) Storage, Handling, Labelling and Segregation. Permit Condition 2.1.1, Table S1.1, Fire Prevention Plan 5.1. CCS Score 3**

Table S1.1 states that only baled waste paper, baled and wrapped RDF/SRF, and wood and processes biomass can be stored outside. All other waste must be stored inside a building. Currently baled and wrapped mixed plastics coded 19 12 04 is being stored in the external yard. The S2 exemption registered to facilitate the storage of 19 12 04 in the yard will be deregistered as it conflicts with the current permit.

Baled mixed plastics coded 19 12 04 will have to be removed from the yard area.

If you require to store waste types other than baled waste paper, baled and wrapped RDF/SRF, and wood and processes biomass outside a building you will have to apply for a permit variation.

**(C4) Storage, Handling, Labelling and Segregation. Permit Condition 2.3.1, Table S1.2, Fire Prevention Plan 5.0. CCS Score 3**

Permit Condition 2.3.1(a) states that "The activities shall, subject to the conditions of this permit, be operated using the techniques and in the manner described in the documentation specified in Table S1.2, unless otherwise agreed in writing by Natural Resources Wales." Table 1.2 Operating techniques lists *Fire Prevention Plan (Version 1.1) September 2015 - all parts* as a document by which the operator needs to abide.

Section 5.0 of the operator's Fire Prevention Plan (FPP) that the total quantity of waste stored at the site will be 12,000 tonnes of processed RDF/SRF and wood (unprocessed and processed) in the external yard area. Documentation seen in the weighbridge shows that the stock level stood at 23,006 bales on 21/02/18 which, at a stated bale weight of 600 kg equates to 13803.6 tonnes. This is 1803.6 tonnes higher than the 12,000 limit stated in the FPP (an excess stock holding of 3006 bales). The bales are stored to 6 or 7 bales high and have become unstable and are collapsing as highlighted in previously. This excess of stored material stored in the yard prevents the bales from being stored in discrete stacks with the 6 metre separation as stated in Section 5.1 of the FPP.

Levels of waste stored in the yard will have to be reduced to come into line with the 12,000 tonne limit. As the compliance date of 18/12/17 (which was extended to 17/02/18) for the removal of excess bales from site has not been met we are considering what enforcement action is required to ensure the removal of excess bales to come into compliance with the tonnage limits, stack sizes and separation distances stated in the operator's own FPP.

**(C2) Management System and Operating Procedures. Permit Condition 3.5.1, Table 1.3, IPC1. CCS Score 3**

As part of the on going NRW programme to insert fire conditions into waste permits, the permit for Paperback Collection & Recycling Ltd. (Parkway site) EPR/JB3932RM was varied and the fire conditions were added. This variation was issued on 17/11/17 with a requirement to submit a written Fire Prevention and Mitigation Plan (FPMP) to NRW for approval within 3 months of the variation issue. The requirement stated that the FPMP must be produced in line with the standards set out in the current

published NRW document Fire Prevention and Mitigation Plan Guidance – Waste.

The compliance date for the submission of a suitable document has passed and a FPMP written to the standards set out in Fire Prevention and Mitigation Plan Guidance – Waste has not yet been submitted and the operator has appealed the variation notice to insert the new FPMP permit condition.

You are requested to submit and operate by a suitable FPMP as described above.

Whilst the appeal process is in place, NRW will continue to regulate the permit as it currently stands until we have the outcome of the appeal. NRW has serious concerns about the operations at Paperback, Deeside with regards to the quantity of baled waste currently stored in the yard. The stock of baled waste needs to be reduced to reduce the risk of pollution should a fire occur at the site and in order for the operator to become compliant with the permit conditions. We are now considering what action to take with regards to this issue.

Thank you for your time during this inspection.

Regards.

Paul Challender - Environment Officer

## EPR Compliance Assessment Report

**Report ID:  
CAR\_NRW0033012**

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

Site	Paperback Collection & Recycling Ltd	Permit Ref	JB3932RM
Operator/Permit holder	Paperback Collection & Recycling Limited	Date	22/02/2018

### 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			
C4	C3	Reduce stock levels to 12,000 tonnes and restack bales to conform with FPP.	20/04/2018
C4	C3	Remove non-permitted waste type (19 12 04) from the external yard.	20/04/2018
C2	C3	Submit and operate by an FPMP produced in line with the standards set out in the NRW document Fire Prevention and Mitigation Plan Guidance - Waste. PINS appeal pending.	20/04/2018

## 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.