

Compliance Assessment Report

Report ID:
CAR_NRW0031827

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	27/06/2017	Time in	15:15	Out	16:50
Assessment type	Unknown				
Parts of the permit assessed	All				
Lead officer's name	Challender, Paul				
Accompanied by	White, Steven				
Recipient's name/position	Gordon Anderson/ Managing Director	Date issued	06/07/2017		

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
C4 - General Management - Storage, handling labelling and Segregation	C3	2.3.1, Schedule 1 Table S1.1, Fire Prevention Plan 5.1
	C3	2.2.1, Schedule 7
D1 - Incident Management - Site security	C3	1.1.1, Fire Prevention Plan 4.1

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.

Number of breaches recorded	3	Total compliance score (see section 5 for scoring scheme)	12
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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 pre-arranged routine visit which also served as a hand over visit from Steven White to the new regulating officer Paul Challenger. Also in attendance from NRW was Phil Barrett of the Flintshire and Wrexham Natural Resources Management (NRM) Team.

Gordon Anderson of Paperback Collection & Recycling Ltd was present and provided an overview to site operations along with a précis of business developments and intentions.

Mr Anderson provided a tour of the treatment building and yard. Due to an earlier audit by a third party; unwrapped bales of SRF and 19 12 04 (plastic) and some loose treated waste material were on display and available to inspect in the transfer building. This served to show the current two grades of recovered material that have been produced by the site since November 2016 that are baled, wrapped and stored externally. Treatment operations had ceased for the day and the clean down process had begun; as such the treatment building was in good order with volumes and types of waste stored in accordance with the EMS.

In the compound, bales had undergone a rearranging process to bring them into line with a previous stock yard plan and Mr Anderson explained the current and ongoing layout amendments and provided a print out of the intended plan. The ongoing stock management is intended to improve the storage situation and was part of an ongoing process to address the loose material in the yard highlighted in previous inspections.

Despite the ongoing stock management works in the yard the yard appears to be at capacity. You are reminded that your Fire Prevention Plan forms part of your Environmental Management System. The Fire Prevention Plan states that an external stored limit of 12,000 tonnes. The figures provided in the current yard plan in conjunction with the supplied rough guide to weight per bale put current external holdings of baled waste in the yard at or approaching 12,000 tonnes as a minimum. You should endeavour to lower your stock levels soonest to allow for proper storage and stock rotation when the next batches of baled material are produced.

A number of stored bales were ripped. Paperback has implemented a 'Procedure for Damaged Wrapped Bales'. Mr Anderson talked through the procedure for the benefit of the officers. Due to the time limits imposed by the procedure these ripped bales should now have been rewrapped as per procedure.

The rear perimeter of the site was visited on the morning of Monday 3rd July 2017. This area has been highlighted to the operator as having issues in the past due to unstable stockpiles, bales with damaged wrapping, bales falling outside the boundary and litter issues.

Along the western fence the bales are very old with torn wrapping and well established and extensive vegetation growing from the bales. The stacks have also become unstable and collapsed in places.



In addition some bales have completely lost their wrapping.



It would appear that there has been no stock management of these areas since the last CAR form and inspection in November 2016 when the bales had already been stored for such an amount of time that deterioration and vegetative growth had already commenced.

On the southern perimeter similar issues of collapsed stacks and deteriorating bales had occurred. The bales have fallen into the palisade fencing and have caused a breach in this fencing. There is a secondary chain link fence lying outside the palisade fencing which has also suffered damage to its structure and efficacy due to the weight of the collapsed bale stacks.



Due to the stacks off bales collapsing there is also a bale which has fallen over the fencing to outside of the permitted area and has degraded into a pile of waste material.



In the wooded area on the southern perimeter there is litter comprised mainly of plastics adjacent to and caught up in the fencing which is emanating from the site.



19 12 04 baled and wrapped plastic

The most up to date yard management plan states that there are many bales of 19 12 04 in Yard Area (1). You should be aware that the permit in its current form does not allow the storage of this material outside of the building. It has been noted that a 'S2 - Storing waste in a Secure Place' exemption was registered in 2016 and is valid until 2019. The 19 12 04 appears to be stored in accordance with the registered S2 exemption. EPR 2010 Regulation 22(8) states that the registration of exemptions at permitted sites can cause the full or partial revocation of the permitted activities. We are currently taking legal advice on the implications of Regulation 22(8) and will inform you of the outcome in due course. Please feel free to contact me about the possible implications this will have to your operations if you have any queries.

The following breaches to the permit have been recorded:

(C4) Storage, handling labelling and Segregation. Permit Condition 2.2.1, Schedule 7.

The inadequate storage of bales has resulted in a bale of waste falling over the boundary fencing to the outside of the permitted area, which has split open and begun to degrade. In the wooded area on the southern perimeter there is litter comprised mainly of plastics adjacent to and caught up in the fencing which is emanating from the site. It is pertinent that this material is collected and returned to the permitted site. Bales should be stacked in a manner to prevent this from reoccurring and current stock levels should be assessed. The Fire Prevention Plan states that 12,000 tonnes of processed material will be stored in the yard. This level appears to be causing bale storage and rotation issues. It is noted that there is a Yard Management Plan being implemented this year however it may be pertinent to reassess maximum manageable stock levels and issue a new version of the Fire Prevention Plan.

(C4) Storage, handling labelling and Segregation. Permit Condition 2.3.1, Schedule 1 Table S1.1, Fire Prevention Plan 5.1

Along the perimeter fence the wrapping to several bales had become damaged or had completely failed. The permit states that only baled and wrapped RDF/SRF can be stored outside a building. Therefore a breach has been recorded for the condition of the bale wrapping.

(D1) Site security. 1.1.1, Fire Prevention Plan 4.1

The unstable and fallen bales have put weight on the perimeter fence and caused a breach allowing egress of waste material and access to unauthorised persons. The perimeter is not controlled as per section 4.1 of the Fire Prevention Plan and therefore a breach has been recorded.

Thank you for your time during the inspection.

Regards

Paul Challender - Environment Officer

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EPR Compliance Assessment Report

**Report ID:
CAR_NRW0031827**

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Site	Paperback Collection & Recycling Ltd	Permit Ref	JB3932RM
Operator/Permit holder	Paperback Collection & Recycling Limited	Date	27/06/2017

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.

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	Rewrap damaged bales as per the Limits of Activities in Table S1.1	18/12/2017
D1	C3	Restack collapsed bale stacks or remove excess bales from site and repair damaged fencing	18/12/2017
C4	C3	Collect waste materials emanating from site and process on site accordingly.	06/08/2017

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.