

Compliance Assessment Report

Report ID:
CAR_NRW0020624

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	20/04/2016	Time in	10:30	Out	13:00
Assessment type	Site Inspection				
Parts of the permit assessed	All Below				
Lead officer's name	Ellis, Rhys				
Accompanied by					
Recipient's name/position	Gordon Anderson/ Managing Director	Date issued	06/06/2016		

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
C4 - General Management - Storage, handling labelling and Segregation	C3	2.3.1

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	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

This was a pre announced routine site inspection followed by a meeting to discuss general updates - specifically in regards to the progress in relation to the issues raised in the last Compliance assessment report form.

Present from Paperback Collection & Recycling Ltd were Gordon Anderson and Tony Whitaker and also their consultant Clare Walters.

Thank you for your time in taking me around and updating me on matters

Observations:

C4 General Management - Storage of bailed material

Table S1.1 Stipulates that only RDF or SRF that has been baled and wrapped on site can be stored outside. All other waste must be stored inside a building following treatment.

All bailed RDF is stored outside. As discussed during previous visits some of the bales have failed and not wrapped whilst other wrapped bales are damaged and the content of the bale exposed to the elements. In addition to this the waste has been on site for a considerable amount of time.

On this occasion a **CCS breach of 3** has been scored as the permit stipulates that only refuse derived fuel or solid recovered fuel that has been baled and wrapped on site can be stored outside.

Clare Walters questioned officers during the visit if this was a breach of permit condition taking into account the fire prevention plan that was submitted as part of the permit application which was mainly to fulfil the Environment Management plan and to address TGN 7.01 Document and stock management on site which contained the proposed layout plan by December 2016. Its NRW view that the damaged bales is a separate matter.

We do acknowledge that the site has made improvements in relation to this matter, however there still remains to be a large quantity of material on site that is being stored in a manner that breaches the permit condition (i.e. unwrapped or damaged bales)

It was suggested during the visit that the site forwards a detailed action plan of how they intend to become compliant in regards to this matter and also to include an updated site layout plan which consists of the phases that the site are currently working through for the removal / treatment of damaged bales with suggested pragmatic timescales for each of the phases. Your response should detail timescales of when the site will be compliant with the above condition. Please forward this no later than **27th June 2016**.

We will then review your response and timescales and may consider suspending CCS scores for a period of no longer than the agreed action plan timescales.

Fire prevention plan.

I acknowledge that the site have now got a fire prevention plan which at the time related to the Natural Resources Wales TGN 7.01 document. It is important that the site regularly update and maintain the plan. With the implementation of the new fire prevention and mitigation plan guidance – waste, it is important that your operations meet the required standards of this new guidance.

Having read through the current plan, one area that needs reviewing is the maximum time each type of waste will be stored on site and how it will be managed. There is no reference to duration in the current plan.

Current stock on site

During my last visit to site you provided a copy of your stock management programme April 2015 – March 2016. According to your current site layout there was approximately 10,790 tonnes of baled material on site

Please can you forward the current volumes of baled material on site. You have submitted your stock control report, however you advised that this document might not be accurate and that you would like to review it. Please could you review this and submit no later than **27th June 2016**.

Other notes/ comments-

Un wrapped RDF has been removed from the vicinity of the weighbridge. This area is now clear



(Photo taken during last visit 22/12/2016)



(Photo taken during today's visit)

Baled 'SRF' awaiting to be sent off site



Loose/ unwrapped RDF stored outside contrary to permit conditions. It was explained that this material will be either re processed on site or sent to landfill.



Damaged wrapped bales



Area near site entrance cleared



Loose/ unwrapped RDF stored outside contrary to permit conditions. (Vegetation evident within the bales indicating that this material has been on site for a considerable amount of time).



EPR Compliance Assessment Report

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Operator/Permit holder	Paperback Collection & Recycling Limited	Date	20/04/2016

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			
C4	C3	site forwards a detailed action plan of how they intend to become compliant in regards to this matter and also to include an updated site layout plan which consists of the phases that the site are currently working through for the removal / treatment of damaged bales with suggested pragmatic timescales for each of the phases.	27/06/2016

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.