

## Compliance Assessment Report

**Report ID:**  
**CAR\_NRW0020586**

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

|                              |                              |             |            |     |       |
|------------------------------|------------------------------|-------------|------------|-----|-------|
| Site                         | Metech Recycling ( U K ) Ltd | Permit Ref  | DP3598FP   |     |       |
| Operator/Permit holder       | Metech Recycling Uk Ltd      |             |            |     |       |
| Regime                       | Waste Operations             |             |            |     |       |
| Date of assessment           | 21/04/2016                   | Time in     | 12:00      | Out | 14:00 |
| Assessment type              | Site Inspection              |             |            |     |       |
| Parts of the permit assessed | Waste storage                |             |            |     |       |
| Lead officer's name          | Carter, Alex                 |             |            |     |       |
| Accompanied by               | john davis                   |             |            |     |       |
| Recipient's name/position    | Graham Bateman/ Site Manager | Date issued | 20/05/2016 |     |       |

### Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. 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 | C2           | 1.1                   |

**KEY:** See Section 4 for breach categories, suspended scores will be indicated as such.

**A** = Assessed or assessed in part (no evidence of non-compliance), **N** = Not Assessed, **X** = Action only

|                                    |          |                                                                     |           |
|------------------------------------|----------|---------------------------------------------------------------------|-----------|
| <b>Number of breaches recorded</b> | <b>1</b> | <b>Total compliance score</b><br>(see section 5 for scoring scheme) | <b>31</b> |
|------------------------------------|----------|---------------------------------------------------------------------|-----------|

**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

Site attended by NRW Officers Alex Carter and John Davies and met with Graham Bateman. Sam Evans no longer works for the company.

During my previous visit to the site on 15<sup>th</sup> April 2016 you informed me that all waste would be removed from site by 21<sup>st</sup> April 2016. During this inspection it was apparent that this has not happened as both the building and the outside yard were still full of waste. There was also waste outside of the site boundary that had been deposited on the public road. I have previously warned you about this waste outside of the permitted area and asked you to clear it as a matter of urgency. This had also not happened and the amount of waste had actually increased since my previous visit.

During my visit a lorry arrived with cardboard and polystyrene waste to be unloaded. I had to inform the site operator that if he proceeded to unload the waste material onto the road then he would be committing an offence and that further enforcement action would be taken against him.

### Compliance

#### **C4 Storage, Handling, Labelling and Segregation – Condition 1.1 Specified Waste Management Operations C2**

You have again been scored a Category 2 breach of the above condition for incorrect storage of LCD and CRT TV's. You do not know where the drainage goes in the yard and some of the material has been burnt or smashed affecting its integrity. There is therefore an increased risk to the environment. This combined with the fact that you have failed to take action to rectify this situation has resulted in you being scored another a Cat 2 breach. If you fail to rectify this breach then further enforcement action may follow, which may include permit suspension and prosecution

We advise that you stop taking in any more waste until the condition of the site is such that it is able to receive, store and process the waste in compliance with your permit.

You are currently in breach of your permit and are committing an offence by depositing and storing waste outside of

the permitted area. We will now consider what enforcement action is appropriate for these offences.

**Photographs:**

Waste in outside yard:



Waste inside building:



Waste deposited on road outside of site boundary





## EPR Compliance Assessment Report

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|                        |                              |            |            |
|------------------------|------------------------------|------------|------------|
| Site                   | Metech Recycling ( U K ) Ltd | Permit Ref | DP3598FP   |
| Operator/Permit holder | Metech Recycling Uk Ltd      | Date       | 21/04/2016 |

### 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.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

### 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                  | C2           | Remove waste from site  | 21/05/2016 |

## 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 reports should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within twenty 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](mailto: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.