

Compliance Assessment Report

Report ID:
CAR_NRW0001184

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	15/04/2016	Time in	11:00	Out	12:00	
Assessment type	Site Inspection					
Parts of the permit assessed	Incident Response					
Lead officer's name	Carter, Alex					
Accompanied by						
Recipient's name/position	Graham Bateman/ Site Manager	Date issued	19/05/2016			

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 Storage of waste

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

Number of breaches recorded	1	Total compliance score (see section 5 for scoring scheme)	31
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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

Introduction

Site attended by Officer Alex Carter on 15th April 2016. I was shown around the site by an operator before meeting Mr Bateman

Further to the previous site inspection report, you sent a plan of action to Adam Ward on 3rd March 2016 after his visit to your site on 1st March. You stated that:

“Following my meeting with Adam, here’s Metech’s plan to clear the site.

Material outside the fence will be removed and cleared by 7th March

Move all hazardous waste into the factory, we will start doing this immediately.

The car park will be cleared within 10 days.”

During my visit it was evident that your plan had not been executed. The inside of the building was still full

of waste. The yard was full of fire affected material and there was still Metech waste outside of the site boundary. Mr Bateman informed me that he has finally received permission from Metech Head Office to clear the waste and that the landlord had requested that all waste be removed from site by Thursday 21st April 2016, included that which is deposited outside of the site boundary.

I informed you that I would revisit the site on this date before serving a Section 59 Notice. Please be aware that if significant progress has not been made by 21st March to remove the illegally deposited waste then further enforcement action may follow.

Compliance

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

You have twice 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

Action: It was agreed that this waste would be removed from site but 21st April 2016

EPR Compliance Assessment Report

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Operator/Permit holder	Metech Recycling Uk Ltd	Date	15/04/2016

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 material by 21st April 2016	21/04/2016

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. 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.