

Compliance Assessment Report

Report ID:
CAR_NRW0023720

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	26/05/2016	Time in	11:15	Out	12:30	
Assessment type	Audit					
Parts of the permit assessed	Site operations					
Lead officer's name	Lloyd, Cathy					
Accompanied by	Davies, Gareth					
Recipient's name/position	Mike Killeth / Director	Date issued	30/06/2016			

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
B3 - Infrastructure - Site drainage engineering (clean and foul)	C2	2.1.2
B4 - Infrastructure - Containment of stored materials	C2	2.1.2,1.1.1,WEEE1
C1 - General Management - Staff competency/training	C3	1.4.1
C3 - General Management - Materials acceptance	C3	1.1.1
C4 - General Management - Storage, handling labelling and Segregation	C2	1.2.1
D1 - Incident Management - Site security	C2	3.2.1
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4	6.2.2

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	7	Total compliance score (see section 5 for scoring scheme)	132.1
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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

Due to the poor performance we have served a regulation 36 notice to comply with your permit. It is an offence not to comply with this notice. We are assessing what enforcement action to take following this inspection, which may include prosecution. I note that enforcement action has not been carried out for the previous three category 2 breaches following inspections carried out on the 1 March 2016, 15 April 2016 and the 21 April 2016. If you intend to recommence waste treatment at the site please contact me before importing waste as I will need to inspect the building to ensure repairs have been carried out.



Photograph showing fire damaged WEEE, wood and cardboard being stored outside, an area where you are not authorised to store waste as it is not on a sealed drainage system. (Photo ref. 1020342)



Photograph showing non-conforming waste including polystyrene, cardboard, fridges, freezers, office furniture. (Photo ref P1020336)



Photograph showing WEEE waste and cardboard stored on the car parking area (*Photo ref: P1020355*)

EPR Compliance Assessment Report

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Operator/Permit holder	Metech Recycling Uk Ltd	Date	26/05/2016

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			
G4	C4	Waste returns have not been made to NRW and are overdue. Please report the quantities of waste imported and removed from the site for the	20/07/2016
D1	C2	A regulation 36 Notice has been issued requiring Metech Recycling to comply with the conditions of the permit	31/08/2016
C4	C2	A regulation 36 Notice has been issued requiring Metech Recycling to comply with the conditions of the permit	31/08/2016
C3	C3	A regulation 36 Notice has been issued requiring Metech Recycling to comply with the conditions of the permit	31/08/2016
C1	C3	The services of a Technically Competent Manager must be obtained to ensure the removal of waste is carried out correctly. Please supply details of the technically competent manager of the site and include their relevant qualifications.	20/07/2016
B4	C2	A regulation 36 Notice has been issued requiring Metech Recycling to comply with the conditions of the permit	31/08/2016
B3	C2	A regulation 36 Notice has been issued requiring Metech Recycling to comply with the conditions of the permit	31/08/2016

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.