

Compliance Assessment Report CAR_NRW0039585

Permit being assessed: CB3093ZR.

For: WPD Swansea, held by Western Power Distribution

At: Millbrook Drive, Swansea Vale, Swansea, SA7 0BA.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 15/03/2022 between 12:00 and 12:45.

Parts of permit assessed: A, B, C, D, F

NRW Lead Officer: David Morgan.

Report sent to: Stephen Rudall, Area Services Manager on 21/03/2022.

1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	Assessed (A)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Assessed (A)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Action only (X)	
B4 - Infrastructure - Containment of stored materials	Action only (X)	
C2 - General Management - Management system and operating procedures	C4 No impact	1.1.3
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
1	0.1

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

Criteria	Action needed	Complete by
B3	Provide drainage plans for the site.	01/07/2022
B4	Provide details/plans of the bunded area (capacity) and containment system.	01/07/2022
C2	Copies of Environmental Permit and Environment Management System to be provided to Stores staff. Recommendation that training be provided on responsibilities under Environmental Permit.	01/07/2022

Action criteria codes are listed in the 'Important information' section below.

3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

At this time, we do not intend to take any further action.

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

4. Details of our assessment

A site inspection was undertaken on Tuesday 15th March 2022. This was the first regulatory inspection of the site following the issue of the Environmental Permit on 15th March 2021.

Natural Resources Wales officer, David Morgan, was met on site by Stores Operative, Shane Harris (Western Power).

During the inspection, the following observations were made:

Waste Storage

The waste storage area comprises of two bunded areas on which used transformer oil is stored. This material was described by stores operatives as being; mineral-based non-chlorinated electrical insulating oils (EWC: 13 03 07*).





The storage area appeared to be very well maintained. There was no signs of spillages, leaks or accidents. There was sufficient spill kits and pollution prevention equipment in this area should an accident or emergency occur.

Drums and storage units containing used insulating oils were clearly labelled, segregated and stored safely.

The bunded area appears to benefit from a pumping system and it is assumed this area is a sealed drainage system, as is required by the Environmental Permit.



ACTION: Please provide detailed drainage plans for the site by Friday 1st July 2022.

ACTION: Please provide details of the bunded area. This should include maximum volume of material stored at any one time and total capacity for bunded area.

Environmental Permit & Environment Management System

When questioned by the inspecting officer, Stores Operatives appeared to have sound practical knowledge of working procedures. We discussed the procedures for accidents and emergencies on site, location of spill kits etc. However, staff were unaware of their responsibilities in relation to the Environmental Permit.

Staff did not have convenient access to the Environmental Permit or Environment Management system for the site. On leaving the site, a copy of the Environmental Permit was found on a notice board within the building, but this cannot be deemed convenient access.

It is recommended that all staff who have responsibilities under the Environmental Permit are provided with training (possibly 'toolbox talks') to ensure they can locate the Environmental Permit and are aware of their responsibilities.

A non-compliance was recorded against condition 1.1.3 of the Environmental Permit (Category 4 - No Impact) (Ref:C2)

This non-compliance has been recorded as 'No Impact' as there did not appear to be any detrimental impact to the environment resulting from this breach of the permit.

Please ensure copies of the Environmental Permit and Environment Management System

are made available to staff. Also, it is recommended that staff receive further training regarding permit compliance.

ACTION: Please send a copy of the Environment Management System to Natural Resources Wales. The Environment Management System (EMS) should be developed in line with guidance titled 'How to comply with your Environmental Permit' which can be found on our website: [How to comply with your environmental permit \(cyfoethnaturiol.cymru\)](http://cyfoethnaturiol.cymru)

It is requested that these actions and the non-compliance are completed/rectified by **Friday 1st July 2022.**

Please pass on my thanks to staff who assisted with the inspection.

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

Important information

Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

What are suspended scores?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry and Waste action criteria (used in section 1 and 2):**A: Permitted activities**

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or services relating to environmental matters
- consulting with the public, public bodies and other organisations (e.g. 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 our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at ask@ombudsman.wales

Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.