

Compliance Assessment Report

Report ID:
CAR_NRW0033580

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

Site	Church Village	Permit Ref	AB3398FZ		
Operator/Permit holder	WESTERN POWER DISTRIBUTION (SOUTH WALES) PLC				
Regime	Waste Operations				
Date of assessment	02/07/2018	Time in	11:00	Out	13:00
Assessment type	Audit				
Parts of the permit assessed	Various				
Lead officer's name	Matalynski, James				
Accompanied by					
Recipient's name/position	Paul Llewellyn/ District Manager	Date issued	05/07/2018		

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
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B2 - Infrastructure - Closure and decommissioning	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
G3 - Monitoring and Records, Maintenance and Reporting - Maintenance records	A	

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	0	Total compliance score (see section 5 for scoring scheme)	0
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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

Environment Officer James Malatynski met with Paul Llewellyn on the Western Power site at Church Village at 11:00am. There was limited traffic on site and clear access throughout the site.

I walked the site with Paul Llewellyn who took the time to take me through procedures carried out on site. I was shown a new bunded area which contained no oil or hazardous waste, the area was presently being used for storage with no intention to hold any hazardous waste in the future, although this may change.

There are several areas used to store oil containing products and all are bunded with curbing, bricks or French drains and there are several spill kits available at various locations.

Any new plant equipment was stored towards the rear of the site in fully bunded area which showed no signs of being compromised. There were several pieces of equipment held outside of the bunded area containing no oil.

Large sealed containers were used to correctly store oil drums and canisters which were primarily used for maintenance. Recycling and general waste from the office and operations were stored correctly. Batteries were contained correctly in a sealed container. The permit conditions of the Standard rules SR2008No15 – materials recycling facility (no building) currently in place for the site regarding storage were all met.



Image 1: Onsite battery storage.

The impermeable surface used to store the treated poles had been identified as a concern by Paul Llewellyn due to signs of small fracture cracks through the top end of the impermeable surface. It was great to see the initiative was taken by the operator to repair these cracks prior to my site visit and shows good working practice which will aid the prevention of receiving breaches against your permit on site.

Kerosene soaked poles will not be accepted on site if not dried and to an acceptable standard to be stored on site. Paul Llewellyn has previously turned away treated poles for falling outside an acceptable standard.



Image 2: Storage of poles.

The western Power site has recently change contracts for the removal of waste from Biffa to Veolia, skips provided by Veolia are filled and taken by Veolia. **Advice and guidance:** There is a small tear at the bottom of one of the skips and it would be beneficial to repair this as further damage could allow for a breach to be issued.



Image 3: Tear in skip.

Old plant equipment is stored on site with oil drained ready to be taken away for scrap, an area for storage was identified with notices to use only new pallets as they were more durable and would provide better health and safety when storing items.

Robust security on site with 24 hour guard in place and cameras throughout site with electric fencing around valuable items on site.

Paul Llewellyn provided evidence that several members of staff are undertaking training to obtain their WAMITAB certificate with a September date in place for completion.

Environmental Management System

Various paper work including EMS and consignment notes were provided. **Advice and guidance:** Please could you provide recent consignment notes and update your EMS to include new contract details. This is to be complete by October. Could you please send a copy forward a copy of your current EMS at your earliest convenience.

Fire Prevention Management Plan

We also discussed NRW's Fire Prevention and Mitigation Plan (FPMP) guidance document. A condition of your standard rules permit is to have suitable FPMP in place can you please ensure that you have FPMP in place by October. If there is a section on this in your EMS, please could you update appropriately. Please use the following for guidance: <http://naturalresourceswales.gov.uk/media/684379/guidance-note-16-fire-prevention-mitigation-plan-english.pdf>

Waste Returns

Thank you for submitting your waste return on time, please continue this habit. The waste codes all seemed present and correct.

The site is very well managed and maintained with quick responses shown to emerging issues. Thankyou Paul Llewellyn for taking the time to show me around the site.

If you have any issues with the report please contact James Malatynski on 0300 065 3394

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) order 2012.

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EPR Compliance Assessment Report

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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.

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			

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.