

Compliance Assessment Report

Report ID:
CAR_NRW0032339

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

Site	Unit 1- Crugmore Farm	Permit Ref	AB3097HG			
Operator/Permit holder	M D Recycling Limited					
Regime	Waste Operations					
Date of assessment	12/10/2017	Time in	09:25	Out	10:40	
Assessment type	Site Inspection					
Parts of the permit assessed	The CAR sub criteria listed below					
Lead officer's name	Briscoe, Ross					
Accompanied by	Wilson, Alastair					
Recipient's name/position	Marc Davies/ Owner / Site Manager	Date issued	24/10/2017			

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	
B3 - Infrastructure - Site drainage engineering (clean and foul)	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	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	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

This was a routine unannounced site inspection by Natural Resources Wales (NRW) officers Ross Briscoe (Senior Environment Officer) and Alastair Wilson (Environment Officer).

Throughout the inspection weather conditions were dry, mild and sunny.

Officers were accompanied upon the inspection by Marc Davies of MD Recycling. Marc accompanied the offices throughout the inspection of the permitted area.

Composting operations

Directly in front of the site office was the composting area of the site. Composting operations were currently being undertaken. Green waste material was stockpiled awaiting processing via a shredder/screen in order to reduce the particle size and remove metal contamination. Windrows of material going through the composting process were clearly segregated and different stages of the composting process were clearly identifiable. It was visually clear from looking at the windrows which had undergone the longest treatment to date. The end resulting compost is recovered to PAS 100 standard.

All composting was taking place upon an area of impermeable surface. Drainage/run off was fed to an onsite lagoon directly next to the composting area where it is currently reused within the composting process.

All activities were being undertaken in none anaerobic conditions.

Use of waste in construction

At the time of the inspection no operations were taking place upon the use of waste in construction area of the permit. It was clear that operations had recently been taking place as inert waste material had been deposited within the designated area. No waste was stored prior to being used within the construction. Marc advised that once screening operations commenced within the inert waste transfer area of the site, the resultant waste inert material would be transferred over to the use of waste in construction area and put to direct use. Officers did not undertake a detailed walk over of the use of waste in construction area but were able to view the operations from a distance near to the composting leachate lagoon.

Inert and excavation waste transfer station

Officers undertook an inspection of the inert waste storage and processing areas of the site. Inert waste material was stockpiled on site awaiting treatment via crushing and screening. No actual processing/treatment operations were taking place at the time of the visit but it was explained that operations would commence shortly as a sufficient stockpile was now on site. Once treatment has taken place material is either recovered to quality protocol standard or put to use within the construction area of the site.

Site drainage was observed within this area. All surface rainwater flowing from the hardstanding areas appeared visually clear of any contaminants such as suspended solids/silt, oil and grease. Marc Davies provided an overview of the drainage system within this area and officers were able to view the settlement lagoon located at the bottom of the hill at the rear of the inert waste processing area. Officers did not undertake a detailed inspection the settlement lagoon or the discharge point.

Elsewhere on site no issues were noted relating to amenity issues – noise, dust, odour, litter, pests and as the site benefits from a long access track – no mud on the highway was observed.

Within the site office, documentation was discussed. All documentation is held within the site office along with documentation relating to the other permits held by MD Recycling. The whole site has an environment management system in place which forms a large document. This was discussed as the document is in the process of being

condensed to make it easier to be used by operatives. Advice was given that the document could take whatever form decide upon by the operator so long as the requirement of condition 1.1.1 of the site permits are met.

A discussion also took place around the bioaerosol monitoring associated with the composting facility. It was queried if the monitoring frequency could be reduced from the current quarterly programme. The operator was advised that as the permit currently required quarterly bioaerosol monitoring this would need to be undertaken. Any deviation from this would require a permit variation to be made to change the frequency of monitoring undertaken. If possible however this would require evidence to confirm that no risk is being posed by the operations and all monitoring is within set limits.

Both Marc and Stephanie Davies fulfil the technical competency requirement for the site – both have valid certificate of technical competence.

It is noted that a number of exemptions are registered at Crugmore farm for waste operations. These include -

U4 – Burning of waste as a fuel in a small appliance

U8 – Use of waste for a specified purpose

U10 – Spreading of waste on land to confer benefit

U12 – Use of mulch

T6 – Treatment of waste wood and plant matter by chipping, shredding, cutting or pulverising

T9 – Recovery of scrap metal

Certain waste material was being stored under these exemptions prior to use. Signage was observed indicating the exemptions in use and material associated with them.

No breaches have been recorded upon this site inspection.

Thank you for your time on site. Should you have any questions or queries please do not hesitate to contact myself or your local Regulating officer, Alastair Wilson (0300 065 3660 or Alastair.wilson@cyfoethnaturiolcymru.gov.uk).

Kind regards,

Ross Briscoe

Senior Environment Officer – Natural Resources Wales

EPR Compliance Assessment Report

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Operator/Permit holder	M D Recycling Limited	Date	12/10/2017

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.

Other than the provision of advice and guidance, at present we do not intend to take further enforcement action in respect of the non-compliance identified above. This does not preclude us from taking enforcement action if further relevant information comes to light or advice isn't followed.

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.