

	EPR Compliance Assessment Report	Report ID: 30262/0235706
This form will report compliance with your permit as determined by an NRW officer		
Site	A & T Waste Disposal Company	Permit Ref 30262
Operator/ Permit holder	Roberts Alan Christopher & Wayne Anthony	
Date	12/03/2015	Time in 12:20 Out 12:50
What parts of the permit were assessed	All	
Assessment	Site Inspection	EPR Activity: Installation Waste Op X Water Discharge
Recipient's name/position	Mr Wayne Roberts	
Officer's name	Caitriona Harvey, John Jowett	Date issued 02/04/2015

Section 1 - Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. A detailed explanation and any action you may need to take are given in the "Detailed Assessment of Compliance" (section 3). 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

Condition(s) breached

a) Permitted activities	1. Specified by permit	A	
b) Infrastructure	1. Engineering for prevention & control of pollution	A	
	2. Closure & decommissioning	NA	
	3. Site drainage engineering (clean & foul)	A	
	4. Containment of stored materials	C3	Table 4.6;
	5. Plant and equipment	A	
c) General management	1. Staff competency/ training	A	
	2. Management system & operating procedures	C3	1.1.1;
	3. Materials acceptance	A	
	4. Storage handling, labelling, segregation	C3	table 4.4;
d) Incident management	1. Site security	A	
	2. Accident, emergency & incident planning	A	
e) Emissions	1. Air	A	
	2. Land & Groundwater	A	
	3. Surface water	A	
	4. Sewer	N	
	5. Waste	A	
f) Amenity	1. Odour	A	
	2. Noise	A	
	3. Dust/fibres/particulates	A	
	4. Pests, birds & scavengers	A	
	5. Deposits on road	A	
g) Monitoring and records, maintenance and reporting	1. Monitoring of emissions & environment	A	
	2. Records of activity, site diary, journal & events	N	
	3. Maintenance records	N	
	4. Reporting & notification	N	
h) Resource efficiency	1. Efficient use of raw materials	NA	
	2. Energy	NA	

KEY: C1, C2, C3, C4 = CCS breach category (*suspended scores are marked with an asterisk), A = Assessed (no evidence of non-compliance), N = Not assessed, NA = Not Applicable, O = Ongoing non-compliance – not scored

Number of breaches recorded	3	Total compliance score (see section 5 for scoring scheme)	12
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If the Total No Breaches is greater than zero, then please see Section 3 for details of 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 (e.g. 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 suspended or consolidated scores.
- details of advice given
- any other areas of concern
- all actions requested
- any examples of good practice.
- a reference to photos taken

This report should be clear, comprehensive, unambiguous and normally completed within 14 days of an assessment.

Attended site and met with Mr Wayne Roberts in the office.

B4 - CAT3 - Table 4.6 (c)

The area under the main stockpile of waste is no longer covered by impermeable pavement. This needs to be repaired as the permit requires all waste prior to sorting is stored on impermeable pavement, also referenced in section 5.1.1 of the Environmental Management System. The area at the side of the site (that runs alongside the boundary wall of the laundry facility) is currently unmade ground with skips on it, and some wastes (small amounts of residual but included a battery). According to Section 5.1.1 all areas where skips are to be stored will be on ground which is impervious with a sealed impermeable sill. Section 5.1.2 says that all impervious areas will be profiled to ensure surface waters drain to the interceptor. I did not see any sills along this end of the site, and the area was in general poor repair. Please ensure this is repaired in line with the standard set in your permit and EMS.

C4 - CAT3 - Table 4.4 (e) & C2 - CAT3 - Condition 1.1.1

During our walk around site there was a large volume of mixed waste etc at the rear of the site which was being loaded into a container skip prior to onward disposal. We were told that this material is being disposed of with Cardiff Council. On the ground near the front of this stockpile of waste there was an amount of plasterboard on the floor. We were told this was from a recently tipped skip. Please ensure that all plasterboard is kept in a separate quarantine skip on site, and should it be tipped inadvertently on site, that it is cleared properly to the quarantine skip immediately. Mixing plasterboard in with your general waste and rubble destined for other sites can cause significant risk on pollution, through leachate or gas, and should be quarantined on arrival at site. Importantly your EMS should reflect the potential risks posed by this waste, and staff be appropriately trained in handling it.

Environmental Management System

The Environmental Management System, version from July 2014 was received by ourselves. I've briefly looked through the document and would make the following points:

- The annual tonnage referred to in section 3.1.2 is incorrect as the permit allows 24,999 per annum.
- Section 5.1.1 begins by saying "the site is covered with impermeable, non-porous surfacing" but then goes on to say later in the same section about maintenance of the hardstanding. If there is to be separate surfacing of the site, it would be helpful if your EMS contained a clear plan of the site marking out where the different surfaces were.
- Section 5.1.2 states that a drainage and interceptor system is "currently being installed" on the site. I think this is all in place now and so the EMS should be changed to reflect this.

- Section 7.2.9 This section states "Wastes (as opposed to recyclates which have ceased to be wastes)". As I understand it, the distinction you are making here is between waste which is going for onward disposal as opposed to waste which is going for onward recycling. However, it is untrue that at the point of leaving your site this 'recyclable material' ceases to be waste. Recyclable waste only ceases to be waste at the point of incorporation into a final product, e.g. Recyclable plastics being incorporated, after treatment, as a raw material in the production of a damp proof course. Accordingly any waste destined for onward recycling must also be accompanied by a duty of care note leaving site. If this is not currently in practice on site, please implement it.

We will carry out an audit of your documented procedures during the next year.

Whilst on site we confirmed with Mr Roberts that the Wamitab Continuing Competence qualification for the site needed be refreshed, and Mr Roberts confirmed that the test has been booked for the 26th March 2015. Please forward this certificate to confirm completion.

We also checked some paperwork on site during our inspection, including some Duty of Care notes. Please check that all Duty of Care notes produced in future have the declaration for Waste hierarchy on them, as required by the Waste (England and Wales) Regulations 2011.

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Section 3- Enforcement Response	Only one of the boxes below should be ticked
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.	X
In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.	
We will now consider what enforcement action is appropriate and notify you, referencing this form.	

Section 4- Action(s)			
Where non-compliance has been detected and an enforcement response has been selected above, this section summarises the steps you need to take to return to compliance and also provides timescales for this to be done.			
Criteria Ref.	CCS Category	Action Required/Advised	Due Date
See Section 1 above			
B4	C3	carryout repairs to the impermeable surface as required	02/06/2015
C2	C3	Update and make the necessary amendments to the EMS	02/06/2015
C4	C3	Provide a quarantine skip for the plasterboard arriving on site	30/04/2015

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 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 which 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 fulfill 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 (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 and taking any resulting action
- preventing breaches of environmental law
- assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Information 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 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 the officer's line managers. 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.