

## Compliance Assessment Report

Report ID:  
CAR\_NRW0035511

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

Site	M & E Bin Hire	Permit Ref	SP3495FG		
Operator/Permit holder	M & E Bin Hire				
Regime	Waste Operations				
Date of assessment	20/05/2019 - 20/06/2019	Time in	13:45	Out	14:30
Assessment type	Site Inspection				
Parts of the permit assessed	Specified Activities				
Lead officer's name	Palmer, Richard				
Accompanied by	Davies, Edward J.				
Recipient's name/position	Mr Humphries/ Owner/Operator	Date issued	02/08/2019		

### 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
B3 - Infrastructure - Site drainage engineering (clean and foul)	X	
C1 - General Management - Staff competency/training	X	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	X	
F3 - Amenity - Dust/fibres/particulates and litter	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's Richard Palmer and Ed Davies completed a site inspection on the 20<sup>th</sup> June 2019, to assess progress with the advice and guidance outlined in the previous CAR form. The weather was sunny and dry at the time of inspection and waste was being accepted, sorted and treated on site.

We met with Mr Humphries, thank you for taking the time to show us around site. It was good to see that progress had continued to be made in line with the actions discussed from the previous NRW site inspection.

No new breaches were recorded while on site, however several observations were recorded to be brought to the operator's attention.

Upon walking around the site, it was noticeable that there was a significant amount of oil on the floor near the depollution bay. It was explained to the NRW officers that this had happened that morning, it was evident to see at the time that there was a damaged vehicle leaking the oil. Prevention measures were in place in so far as the oil was draining into a bucket and other spilt oil had been absorbed using the sawdust. It was good to see that attempts at containing the spill had been enacted.

As a recommendation only, it was felt by the officers that there was the potential for some site operations improvement, with better application of spill containment and prevention methods, as there was still a considerable amount of residual oil on the floor. This oil was from not only the damaged vehicle but elsewhere in the depollution bay too. The operator claimed, 'that it all gets washed into the interceptor anyway which is regularly emptied', to which NRW agreed but discussed that prevention of any leakages/spills of oil here, is a better course of action with minimal oil on the floor and being washed into

the interceptor.

During the site visit it was explained to the officers that a T11 exemption was now in place to allow for the treatment of the low volumes of WEEE wastes that were being received on site. Upon a desk-based review of this claim, no record of a T11 being registered at the site is available on our system, only NRW-WME023058 showing S1 & S2 exemptions as being registered for the site. It seems as if T11 registration was agreed in principle between Nessa Dearle and Phil Rees back on 17/09/2018, so there should be no reason to not have it registered, as WEEE treatment is still being undertaken on site.

To continue any further treatment of WEEE waste on site please provide evidence that a T11 is being/has been registered and that the requirements included in that exemption are being met on site with regards to any treatment of WEEE on site, otherwise a breach will have to be scored.

The components that were being removed from the WEEE and that were being stored under exemptions are still being segregated from the permitted metal wastes in a secure, covered area. This storage area meets the requirements of the exemption. Storage within a building protects the quality of WEEE that is intended for reuse, while the segregation eliminates the risks contamination of permitted wastes.

If you have any queries relating to your environmental permit or this form, please do not hesitate to contact me on the details below.

**Richard Palmer**

**Richard.palmer@cyfoethnaturiolcymru.gov.uk**

**Office Tel: 03000653799**

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

## EPR Compliance Assessment Report

**Report ID:  
CAR\_NRW0035511**

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Site	M & E Bin Hire	Permit Ref	SP3495FG
Operator/Permit holder	M & E Bin Hire	Date	20/05/2019

### 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			
C1	X	Ensure staff know EMS, site safety and procedures of operation	27/09/2019
C3	X	Provide evidence of T11 registration, no WEEE can be accepted or sorted until this is in place.	27/09/2019
B3	X	Ensure oil is not spilt on the impermeable surface and that the interceptor is not used as an oil catcher rather than as a last resort.	27/09/2019

## 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](mailto: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.