

Compliance Assessment Report

Report ID:
CAR_NRW0032341

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

Site	LAS Waste Ltd.	Permit Ref	JP3698FK		
Operator/Permit holder	L.A.S. Recycling Limited				
Regime	Waste Operations				
Date of assessment	11/10/2017	Time in	13:40	Out	15:00
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	Mark Saunders/ Director	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	
B1 - Infrastructure - Engineering for prevention and control of emissions	C3	2.1.1
C1 - General Management - Staff competency/training	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	

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	1	Total compliance score (see section 5 for scoring scheme)	4
------------------------------------	---	---	---

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 cloudy and overcast with the occasional heavy rain shower.

The site was operational, however upon arrival operatives were currently on lunch so minimal operations were taking place, operatives then returned from lunch and the site became fully operational.

Inspecting officers were accompanied throughout the visit by Keith Evans (Health, Safety & Environment Manager) of LAS Recycling.

Keith Evans provided a general overview to inspecting officers on the activities which take place at the site explaining how waste is received, processed and despatched.

The inspecting officers accompanied by Keith Evans walked through the civic amenity area first. Here, waste appeared to be stored correctly within designated bays and containers. The bays and containers were clearly labelled to ensure correct storage. The site surfaces within the main area of the civic amenity site were free from any loose windblown litter or debris. Hardly any activity was taking place within this area as officers carried out the inspection. It was noted that improvement works were taking place to reconfigure the layout of the access to and from the civic amenity area from the main site entrance. A new access ramp was in the process of being constructed with work half completed.

At the top of the civic amenity area (directly next to the main access gates of the site) it was pointed out to Keith Evans that where paint cans were stored would benefit from a tidy up to make sure that the risk of pollution is minimised and wastes are stored orderly.

As the site layout is being reconfigured an updated site layout plan should be submitted to Natural Resources Wales.

Officers moved with Keith Evans into the bottom area of the yard where the bailing shed is located. Here within the bays opposite (next to the hosing down area) wastes were stored neatly within the skips and bays. No issues were observed within the bailing shed either.

As officers moved up the access ramp towards the Materials Recycling building it was evident that the site surfaces were in need repair. The concrete surfaces had large cracks running through them rendering them no longer impermeable allowing site drainage from waste processing areas to escape the containment system. The area did appear to be well used as officer observed heavy plant machinery operating within this area throughout the visit. Keith did advise that remediation work was planned upon the surfaces within this area over the coming months and a plan of action was in place.

Due to the observation made concerning the site surfaces the following breach has been recorded -

Compliance Classification Scheme Category 3 breach, Permit condition 2.1.1, CAR sub criteria B1 Infrastructure: Engineering for prevention and control of emissions.

As specified within condition 2.1.1 of the site permit the engineered site containment and drainage system should be designed, constructed and maintained in accordance within table 2 of the site permit. Due to the damage observed to the site surfaces a Compliance Classification Scheme category 3 breach has been recorded against condition 2.1.1 of the site permit. See actions section for further details of actions to take.

Officers undertook an inspection of the Materials Recycling building. At first the building was not operating as operatives were on lunch. This allowed officers to discuss the mechanics and individual treatment sections of the plant with Keith Evans. Later, once the operatives returned and the plant became operational, officers were able to see waste being processed and segregated out into separate identifiable waste streams. No compliance issues were observed whilst within this area.

Within the hazardous waste storage area (non asbestos wastes) all wastes were stored undercover and appeared to be well segregated. Advice was given upon pollution prevention and general housekeeping within this area in order to minimise the risk of pollution.

Although green waste was observed stored on site within a building no composting operations were being undertaken.

No asbestos waste material was currently stored on site.

Whilst undertaking the whole of the inspection no compliance issues were noted relating to amenity issues – noise, dust, odour, litter, pests or mud on the highway.

The site identification board was also displayed at the site entrance containing relevant emergency contact information.

It is noted that Lianne Tinnermann and Mark Saunders of LAS recycling are currently technical competency holders for the site.

Documentation at the site was not reviewed upon this site inspection. Please could you provide the most up to date version of your Environment Management System (EMS) to NRW via your local regulating officer.

One consignment note for the removal of asbestos from site was reviewed and appeared to contain all required information.

Please ensure that all site documentation is reviewed on a frequent basis especially when undertaking infrastructure works, making sure that the documentation is accurate, up to date and reflective of current operations. Should any of the site documentation be reviewed and updated – please provide a copy of this to NRW via your local regulating officer.

It was highlighted that the sites hazardous waste premises notification (currently CAE211) expires on the 23.10.2017. A renewal of the registration may therefore be required.

It was also pointed out that the Hazardous Waste Consignee return detailing hazardous waste accepted at the site within July, August and September is required to be submitted to NRW by 31.10.2017.

During the site inspection, it was discussed that your current bespoke permit will shortly be varied by NRW to include conditions relating to the requirement to have in place a written Fire Prevention and Mitigation Plan. The conditions will require you to write the plan in accordance with our guidance, and manage and operate your onsite waste activities in accordance with this plan and your permit. Guidance has been developed by NRW in conjunction with the Fire and Rescue Services within Wales. The current latest version of our Fire Prevention and Mitigation Plan guidance (version 2) is available on our website at <http://naturalresourceswales.gov.uk/media/682525/guidance-note-16-fire-prevention-mitigation-plan-english.pdf>

As part of the variation an improvement condition will be inserted specifying when the new conditions must be complied with.

If you would like me to email you a copy of the guidance referred to above, then please let me know.

A regulating officer will be in contact soon after the date specified within the improvement condition to ensure you have a written plan in place and to request a copy of the plan.

Note – Following the site inspection, details of the visit (including the above) was discussed with Mark Saunders of LAS Recycling. A proposal to treat oil filters was also discussed. Prior to undertaking any new treatment operation, you should review your permit to check if the proposed operation is permitted. Should the operation not be permitted a variation to your permit would be required.

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

**Report ID:
CAR_NRW0032341**

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

Site	LAS Waste Ltd.	Permit Ref	JP3698FK
Operator/Permit holder	L.A.S. Recycling Limited	Date	11/10/2017

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.

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.

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			
B1	C3	Ensure remediation work is carried out upon site surfaces so that they meet the requirements outlined within permit condition 2.1.1 (Table 2).	15/12/2017

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.