

Compliance Assessment Report

Report ID:
CAR_NRW0033721

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

Site	Penrhos Depot Hazardous Waste Transfer Station	Permit Ref	JP3798FH			
Operator/Permit holder	Ceredigion County Council					
Regime	Waste Operations					
Date of assessment	07/06/2018	Time in	15:40	Out	16:10	
Assessment type	Site Inspection					
Parts of the permit assessed	Sub criteria listed below					
Lead officer's name	Goddard, Jeremy					
Accompanied by	Wilson, Alastair					
Recipient's name/position	Andy Dunn/ Technically Competent Manager	Date issued	02/08/2018			

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	
B3 - Infrastructure - Site drainage engineering (clean and foul)	X	
B4 - Infrastructure - Containment of stored materials	X	
C1 - General Management - Staff competency/training	A	
C4 - General Management - Storage, handling labelling and Segregation	X	
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	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 compliance visit by Natural Resources Wales (NRW) officers Jeremy Goddard (Senior Environment Officer) and Alastair Wilson (Environment Officer).

The weather throughout the inspection was dry and sunny.

The site was operational at the time of the visit.

NRW officers were met by Mr. Simon Edwards who is one of the Certificate of Technical Competency (CoTC) holders for the site along with Mr. Andrew Dunn.

Technical Competence:

Simon Edwards explained that Mr. Andrew Dunn is usually based at Penrhos Depot, but he was covering for him that day. Following the visit Simon Edwards submitted WAMITAB Operator Competence Certificates for both himself and Andrew Dunn to Natural Resources Wales. The awards for both CoTC holders cover the transfer and treatment of Hazardous Waste which is sufficient for the activities at Penrhos Depot. Continued competence assessments for both CoTC holders will be required by September 2019 which is two years following the date published on the primary qualification certificates.

General Site Observations:

Officers, were taken around the site by Simon Edwards. According to the plan in Schedule 1 of the site's environmental permit (EPR-JP3798FH, formally EAWML 34292) the whole highways depot is permitted but waste operations are limited to an external waste transfer station which is to the rear right-hand side of the complex. The waste transfer station area is highlighted in drawing ED1679/01 which is appended to the site's working plan, see figure 1 below.

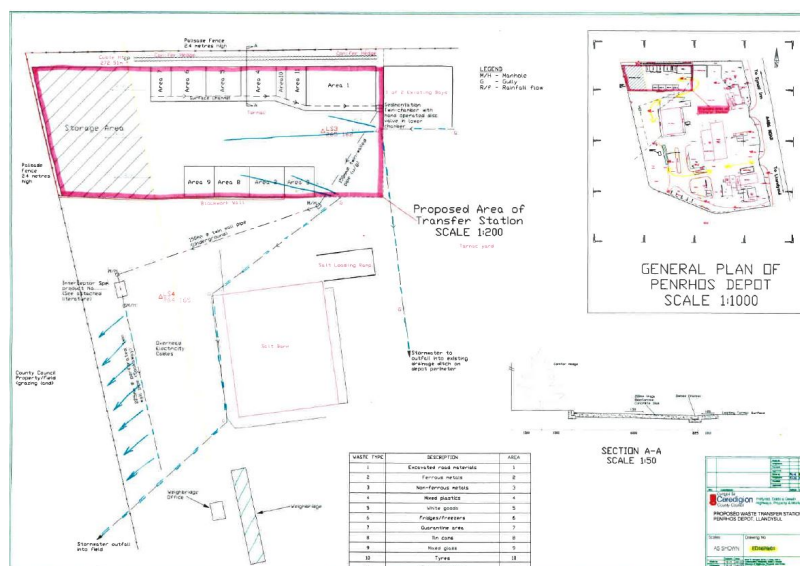


FIGURE 1: Drawing ED1679/01

The transfer station area was generally clean and tidy with most waste stored in segregated bays / containers.

Site Drainage

Section WP2.1 of the working plan specifies that the drainage of the waste transfer station is segregated between the tarmac and concrete areas. According to the working plan the tarmac areas drain straight to surface water whilst the concrete areas (Areas

7,6,5,4,10,11 and 1 highlighted in drawing ED16789/01) drain to surface water via an oil interceptor. Section WP2.1 of the working plan stipulates that all waste stored on the tarmac areas must be within skips and containers whilst waste deposited in the concrete areas can be placed directly on the ground. This is due to the impermeable nature of the concrete flooring and because the concrete areas drain to a sealed drainage system (Condition 5.1 of the environmental permit authorises the discharge of surface water from Areas 7,6,5,4,10,11 and 1 providing it is via an oil interceptor and meets set monitoring parameters for water quality – pH, Electrical Conductivity, Mineral Oils, Chlorine, Total Organic Carbon and Total Suspended Solids). Section WP 2.1 of the working plan stipulates that the out flow from the interceptor tank will discharge into a soak away adjacent to the Western perimeter fence.

Whilst on site Simon Edwards stipulated that the waste transfer station drainage been altered so that the waste handling areas of the site now drain to the foul sewer system.

ACTION: Please confirm in writing by Friday, 31 August 2018 what the current situation with the drainage at the site is. If the drainage has been altered, then the site's environmental permit and Working Plan (or Environmental Management System as the modern equivalent is known) need to be varied / updated. This can be discussed further once we have confirmation on the status of the site drainage.

Storage of Waste

There was a large collection of bulky white goods on the yard and it was noted that some of the refrigerators were stored in front of the drainage collection channel which segregates the concrete and tarmac areas, see photograph 1 below.



PHOTOGRAPH 1: Fridges stored outside the drainage channel

ACTION: Please move any waste which is stored on the tarmac ground outside the channel to within the concreted area as per Section 2.1 of the working plan.

There were also waste microwaves stored directly on the tarmac in area 2/3 as referenced on drawing ED1679/01, see photograph 2 below.



PHOTOGRAPH 2: Microwaves stored directly on the tarmac yard

ACTION: Please ensure that these microwaves are either moved to within a concreted area of the yard, served by a sealed drainage system or placed within a suitable container or skip.

Road Sweepings:

Road sweepings were being kept outside the designated transfer station area in a building referenced as a Salt Barn on drawing ED1679/01. Simon Edwards stated that the road salt had been moved to a new building and that the road sweepings kept within this building were those collected solely from rural roads. Simon Edwards mentioned that these sweepings were being stored for 3 months under an exemption from Natural Resources Wales, see photograph 3 below.



PHOTOGRAPH 3: Road sweepings in former Salt Barn

ACTION: Can you clarify under what authorisation or agreement the road sweepings are being kept within the former Salt Barn. Can you respond in writing by Friday, 31 August 2018.

ACTION: Please confirm in writing by Friday, 31 August 2018 where the drainage channel in the door way of the Salt Barn goes. Simon Edwards stated that this also drains to the foul sewer but no such channel is marked on Drawing ED1679/01 although there is a surface water drain in close proximity.

Other issues:

The hazardous waste premises notification (CAF499) for the site has recently been renewed and will expire on 07/06/2019.

After a spate of serious fires on waste management sites Natural Resources are currently in the processing of varying environmental permits for sites dealing with combustible material to require them to have a Fire Prevention and Mitigation Plan (FPMP). All new relevant bespoke and standard rules permits will have a condition requiring a written FPMP as standard whilst

higher risk bespoke permit have already been varied to add this condition. At some point in the future your permit will have the condition requiring the site to have a written FPMP added so I recommend that you start thinking about what this entails now. The written FPMP would need to be submitted to Natural Resources Wales and Mid & West Wales Fire and Rescue Service for assessment.

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:
<https://naturalresources.wales/media/682159/eng-guidance-note-16-fire-prevention-mitigation-plan.pdf>

Thank you for Simon Edwards' time on site.

Should you have any questions or queries please do not hesitate to contact me on 0300 065 4022 or by email:
jeremy.goddard@cyfoethnaturiolcymru.gov.uk

ENDS

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0033721**

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Site	Penrhos Depot Hazardous Waste Transfer Station	Permit Ref	JP3798FH
Operator/Permit holder	Ceredigion County Council	Date	07/06/2018

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			
C4	X	Please move any waste which is stored on the tarmac ground outside the channel to within the concreted area as per Section 2.1 of the working plan. Also move the microwaves stored directly on the tarmac into a suitable container or skip.	31/08/2018
B4	X	Please move any waste which is stored on the tarmac ground outside the channel to within the concreted area as per Section 2.1 of the working plan. Also move the microwaves stored directly on the tarmac into a suitable container or skip.	31/08/2018
B3	X	Please confirm in writing what the current situation with the drainage at the site is. If the drainage has been altered, then the site's environmental permit and Working Plan (or Environmental Management System as the modern equivalent is known) need to be varied / updated.	31/08/2018

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.