

Compliance Assessment Report

Report ID:
CAR_NRW0035602

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

Site	Twyn Dismantlers Ltd	Permit Ref	WP3395FT			
Operator/Permit holder	Caleb Griffiths					
Regime	Waste Operations					
Date of assessment	15/08/2019	Time in	13:30	Out	14:20	
Assessment type	Site Inspection					
Parts of the permit assessed	None					
Lead officer's name	Lee, Jonathan					
Accompanied by	Moggridge, Lara					
Recipient's name/position	Caleb Griffiths, Ashley Griffiths/ Permit Holder. TCM	Date issued	20/08/2019			

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
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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

Introduction

Officers Jonathan LEE and Lara MOGGRIDGE in attendance of Twyn Dismantlers Limited, The Twyn, Fleur-de-Lys. It was warm and dry at the time of the inspection. Officers met with Mr Caleb Griffiths and Mr Ronald Griffiths on site.

Following non-compliance with several permit conditions and two Regulation 36 Enforcement Notices (as detailed in Compliance Assessment Reports issued for previous inspections) a Regulation 37 Suspension Notice was issued to Mr Caleb Griffiths on the 8th August 2019 via recorded delivery. This visit was made to discuss the requirements and detail of this suspension notice with Mr Caleb Griffiths.

The site manager, Mr Ashley Griffiths, was not present at the time of the visit. However, the suspension notice was discussed in detail with Mr Ashley Griffiths during a meeting held at Natural Resources Wales offices on the 8th August 2019.

Mr Caleb Griffiths was supplied with a copy of the minutes taken from this meeting during the visit.

Regulation 37 Suspension Notice

During the visit officers discussed at length the requirements of the Regulation 37 Suspension Notice with Mr Caleb Griffiths and Mr Ronald Griffiths. A paper copy of the notice was supplied during the visit. The main points of this notice have been listed in brief below. Please refer to the full notice for details on each of these points.

- The environmental permit EPR-WP3395FT is now **suspended** as Natural Resources Wales consider the operation of the facility involves a risk of pollution.
- All acceptance of waste(s) into the site is suspended until Schedule 2 of the notice is fully complied with.
- Schedule 2 of the notice stipulates steps that must be taken to remove the risk of pollution on site. These steps were discussed at length with Mr Caleb Griffiths on site. In brief, the areas requiring attention on site are; the area of hardstanding, the areas of impermeable surface and associated sealed drainage and the technically competent management of the site.
- Schedule 3 of the notice stipulates that the storage and treatment of all wastes is to be compliant with the

requirements of permit condition 1.2.1 and 1.2.2.

- A deadline of the **4th November 2019** has been stipulated for compliance with Schedule 2 and 3 of the notice.
- Page 3 of the notice lists notes to be considered and the appeal provisions of the notice. Mr Caleb Griffiths was made aware of the entitlement to appeal the notice by officers during the visit.

Please note that whilst an environmental permit is suspended, any breaches listed within Compliance Assessment Reports (CAR) issued by Natural Resources Wales will contain **suspended scores**.

Summary

- The environmental permit EPR-WP3395FT is **suspended** until all requirements of Schedules 2 and 3 of the Regulation 37 (1) and (5) Suspension Notice dated 8th August 2019 are met.
- The acceptance of waste onto your site is **NOT** permitted and is an offence.
- A deadline of the **4th November 2019** has been set for actions in Schedule 2 and Schedule 3 to be completed by. You should note that if this date is not met, NRW may take further enforcement action. The suspension notice will remain in place until all actions detailed in Schedule 2 and Schedule 3 have been completed.
- If Natural Resources Wales consider that all steps of the suspension notice have been met, written confirmation of 'withdrawal' of this suspension notice will be provided to you.

If you have any queries regarding this Compliance Assessment Report please contact regulatory officer Jonathan Lee on 0300 065 3908, or via email at jonathan.lee@naturalresourceswales.gov.uk

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

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0035602**

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

Site	Twyn Dismantlers Ltd	Permit Ref	WP3395FT
Operator/Permit holder	Caleb Griffiths	Date	15/08/2019

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.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

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.