

	EPR Compliance Assessment Report	Report ID: 900162/0255720			
This form will report compliance with your permit as determined by an NRW officer					
Site	Anaerobic Digester		Permit Ref	900162	
Operator/ Permit holder	Mr Geraint Powell And Mrs Anabel Powell				
Date	08/12/2015		Time in	09:36	Out 11:16
What parts of the permit were assessed	Specified Activities, Management, Incident Prevention, Emissions, Amenity,				
Assessment	Site Inspection	EPR Activity:	Installation	Waste Op X	Water Discharge
Recipient's name/position	Anabel Powell				
Officer's name	Liz Park, Michael Cope		Date issued	28/01/2016	

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	N			
	2. Closure & decommissioning	NA			
	3. Site drainage engineering (clean & foul)	NA			
	4. Containment of stored materials	A			
	5. Plant and equipment	N			
c) General management	1. Staff competency/ training	A			
	2. Management system & operating procedures	N			
	3. Materials acceptance	N			
	4. Storage handling, labelling, segregation	A			
d) Incident management	1. Site security	N			
	2. Accident, emergency & incident planning	N			
e) Emissions	1. Air	A			
	2. Land & Groundwater	A			
	3. Surface water	NA			
	4. Sewer	NA			
	5. Waste	NA			
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	N			
	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	0	Total compliance score (see section 5 for scoring scheme)	0
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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.

Permit number: EPR/LB3790HA

On arrival at the site, Liz Park and Mike Cope met with Anabel Powell, Lloyd Powell and Lucy Downes from Marches Biogas. The purpose of the visit was to undertake a first site inspection. The inspection on the 26 November 2015 was in response to an incident report. At the time of the visit the weather was fine and dry.

The Plant was installed by Marches Biogas. At the time of the visit the plant was still in the commissioning stage with Marches Biogas and had not been handed over to Anabel and Geraint Powell.

Compliance/ CCS score, Compliance Assessment Report

A copy of the Compliance Assessment Report (CAR) for the Incident Response was given to the site. Liz Park went through the report. The noise incident was assessed as CCS Cat 2. The significance of this and the affect on the subsistence fee was explained. Further explanation was also given as to how amenity incidents are assessed, and that if more than one Cat 3 in a month is scored it will result in an overall Cat 2 for that month. The requirement for the submission of a noise management plan was discussed. This will be produced by Lucy Downes on behalf of Geraint and Anabel Powell.

Lucy Downes informed Liz Park that the silencer for the dryer has been ordered. It is being custom made in Germany and should arrive within 5-6 weeks. That a frame for the acoustic cladding around the compressor pumps is in place and should be completed by the end of the week. The building housing the hopper has been boarded. Leylandii trees have been ordered to provide noise screening.

Management System

The management system is based on the standard management system produced by Marches Biogas. The document is in the process of being amended specifically for Glanmeheli AD Plant. Lucy is to send the electronic version of the management system to Liz Park.

The technical guidance document 'How to comply with your Environmental Permit' was discussed.

Technical Competence

This is currently being provided by Marches Biogas. Anabel Powell is registered with WAMITAB and is currently undertaking the relevant qualification. It is understood that Lloyd Powell will be taking on the role of site manager. It was suggested that it may be worth considering Lloyd gaining technical competence. A minimum attendance of 20% is expected unless otherwise agreed with Natural Resources Wales.

Infrastructure

Lucy Downes is to provide details of the sites infrastructure

Waste Return

How to complete a waste return was discussed. Liz Park is to send a copy of the current version.

Hazardous Waste

It is understood that Clarke Energy the CHP providers are responsible for the maintenance of the CHP and disposal of the waste oil under a contract with Anabel and Geraint Powell.

The following areas were also discussed: Public register and Duty of Care.

Noise Assessment

Following the site visit an assessment of the noise level was made in Sawmill. At the time of the assessment there was light rain with a breeze towards the AD plant. A very slight hum could be heard when there was no other noise source. It was assessed as having no impact.



Frame for acoustic cladding around compressor pumps

"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."

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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.	☐
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			

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.