

Compliance Assessment Report CAR_NRW0039647

Permit being assessed: CB3295FG.

For: Coal Terminal, held by South West Wood Products Limited

At: South Dock, East Way Road, Newport Docks, Newport, NP20 2WE.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 29/03/2022 between 13:00 and 14:00.

Parts of permit assessed: Various

NRW Lead Officer: Greg Gardner, accompanied by Chris Burge.

Report sent to: John Boland, Technically Competent Manager on 08/04/2022.

1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	Assessed (A)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
C1 - General Management - Staff competency/training	Assessed (A)	
C2 - General Management - Management system and operating procedures	Assessed (A)	
D2 - Incident Management - Accidents, emergency and incident planning	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	Assessed (A)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
0	0

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

No action required.

3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

At this time, we do not intend to take any further action.

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

4. Details of our assessment

This report details the site visit made on the 29th March 2022 to South West Wood Products, Newport, permit reference number EPR-CB3295FG.

NRW Officers Greg GARDNER and Chris BURGE attended the South West Wood Products site at the Coal Terminal, South Dock, East Way Road, Newport, NP20 2WE for a site inspection at 13:00pm where we met with Mr. John BOLAND, Mr. Martin CHUBB and Mr. Tom DUNN. There were also other members representing South West Wood Products, Stobart and Land & Mineral Management in attendance. Mr. Stephen MORGAN from the South Wales Fire and Rescue Service (SWFRS) was also present. The weather was intermittent with rain, and reasonably cold.

To remind the company following each visit Natural Resources Wales will produce a Compliance Assessment Report (CAR) detailing our comments from the inspection. If we substantiate reasonably foreseeable risks or actual impact to the environment, we can breach the business against your permit conditions which can affect your site banding and annual subsistence fees; this is scored on a Category 1 - 4 basis:

- 1 - Major, serious persistent and/or extensive impact on the environment/people/property
- 2 – Significant impact on effect on the environment/people/property
- 3 – Minor impact or effect on the environment/people/property
- 4 – A non-compliance which has no potential environmental effect

GENERAL OBSERVATIONS

South West Wood Products (SWWP), Newport are moving from their current site at Alexandra Docks, East Way Road, Newport to the newer, larger location at the Coal Terminal, South Dock. This is a Tier 3 bespoke permit for a physical treatment of non-hazardous waste facility, which is limited to treatment and recovery of waste wood. The treatment operations are limited to manual sorting, separation, bulking, screening, chipping and shredding and all treatment is for the purpose of recovery only. The treatment may be by either manual and/or mechanical methods with the maximum quantity of waste accepted and processed on site shall not exceed 250,000 tonnes per year. The site was not operational at the time of the site inspection but SWWP intend to be operating from this site by the summer of 2022 and also intend to surrender their permit for their current site on East Way Road, EPR-QB3093HE.

NRW Officers Greg GARDNER and Chris BURGE attended the site, with the assistance of Mr. Stephen MORGAN from the SWFRS, to conduct an inspection as well as discuss with the operator their proposed updated Fire Prevention Mitigation Plan (FPMP) which has been sent to NRW for review. SWWP have proposed a request for the height of their unprocessed wood material stockpile to be increased from the FPMP guidance of 4 metres to 7 metres. This increase in height is required due to the operational need and practicality of running the wood processing.

During the site inspection, Mr. Stephen MORGAN requested further information from SWWP on additional mitigation measures to assist in the prevention of a fire occurring and countermeasures to tackle a fire in the event of one occurring for the proposed increase stockpile height. SWWP and Land & Mineral Management indicated these additional mitigation measures:

- Continuous staff presence on site (even outside operational hours)
- Continuous in-pile temperature monitoring to provide an early detection with automatic alerts of any temperature rises should the wood begin to heat
- Daily inspections of the material by onsite staff
- Onsite water bowzers
- Onsite heavy machinery with built in fire suppression systems
- Onsite heavy machinery to remove unaffected stockpile to prevent fire spread
- Access to large volumes of water from docks
- Use of wetting agent to assist in extinguishing fires efficiently

Mr. Stephen MORGAN requested a demonstration which would assist his decision in potentially agreeing the increased stockpile height of unprocessed material. Due to the SWWP Coal Terminal site not currently operational, this was completed on the SWWP Alexandra Docks site on East Way Road following this site inspection. Please see CAR Report (CAR_NRW0039662) for further details.

The site looked very much the same as per previous inspection conducted by NRW Officers on 9th November 2021 and no concerns were raised at the time of this inspection. Further infrastructure work is to be completed over the coming months with the proposed operational start date during the summer of 2022. See photos 1-4 of the SWWP Coal Terminal site.



Photo 1 - Location of new proposed wood storage site for South West Wood Products Ltd.



Photo 2 - Location of new proposed wood storage site for South West Wood Products Ltd.



Photo 3 - Location of new proposed wood storage site for South West Wood Products Ltd.



Photo 4 - Location of new proposed wood storage site for South West Wood Products Ltd.

WASTE RETURNS SUBMISSIONS

SWWP Coal Terminal site are currently not operational however their environmental permit issued by NRW is active effective from 29/09/21. SWWP, Coal Terminal have submitted all required waste returns since the permit was issued on 29/09/21 with 0 tonnes of waste received and 0 tonnes of waste removed.

NRW Officers Greg GARDNER and Chris BURGE left site at 14.00pm the same day.

If you have any issues with this report please contact Greg Gardner on greg.gardner@naturalresourceswales.gov.uk

I look forward to working with the site in 2022.

Thank you.

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

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

Important information

Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

What are suspended scores?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry and Waste action criteria (used in section 1 and 2):**A: Permitted activities**

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or 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
- assessing customer service satisfaction and improving our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at ask@ombudsman.wales

Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.