

Compliance Assessment Report

Report ID:
CAR_NRW0033140

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

Site	The Granary	Permit Ref	EP3994LG		
Operator/Permit holder	Caerphilly Skip Hire (C W S) Ltd				
Regime	Waste Operations				
Date of assessment	26/03/2018	Time in	14:00	Out	14:45
Assessment type	Site Inspection				
Parts of the permit assessed	All				
Lead officer's name	Bowder, Alex				
Accompanied by					
Recipient's name/position	Mike Jones, Alun Pitten/ Director, Finance Manager	Date issued	05/04/2018		

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)	A	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	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	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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

Officer Alex BOWDER attended Caerphilly Skip Hire (CWS) Ltd, The Granary, Graddfa Industrial Estate, Old Colliery Road, Llanbradach, Caerphilly CF83 3QS at 14:00 on Monday 26th March 2018 to carry out a routine inspection of permit **EPR-EP3994LG**. The weather was mild and dry at the time of visit. Met with business Director Mr Mike Jones and Finance Manager Mr. Alun Pitten who accompanied me around the yard.

ACTIONS FROM LAST CAR FORM

Update Environment Management System (EMS) and Fire Plan

Thank you to Alan and Mike for taking time to explain the business updates.

As mentioned on site, NRW will be conducting an Audit on the business focusing on updating the Working Plan, drainage system and operating procedures in the next few months. As the business has been finalising the completion of the yard re-surfacing, we have agreed that completion date for updating the EMS and Fire Plan (04 February 2018 as stated on the last CAR form) will be extended to after the Audit has been conducted.

We have agreed that the site will be focussing on converting the Working Plan into a modern Environment Management System (EMS) and expanding on the site Fire Plan once the Audit has been carried out. This way the business can address the raised issues in detail when completing the action tasks set out in the written report.

Permit

It was mentioned on inspection that the business had not viewed its environmental permit in a long time. Although your priority is running the operations of the site, the business should be referring to the permit conditions to ensure you are compliant with the limitations set out.

Action: Please ensure that you have a copy available in future which is accessible for viewing and consulting by staff members. A copy of your permit **EPR-EP3394LG** has been sent separately and should be kept in the office.

GENERAL OBSERVATIONS

The permit was varied and consolidated in 2013 and issued in a modern format. The total quantity of waste accepted at the site shall be less than **22,500** tonnes a year which the business has not exceeded to date.

Skips were neatly stored and adequately separated making it easy to distinguish waste streams. Processed materials that cannot be recycled further go to outlets such as Landfill.

No litter was seen between skips and the picking station was under shelter.

INFRASTRUCTURE AND DRAINAGE

The site has almost fully completed the re-profiling and concreting of the yard. It is excellent to see the site making positive steps in improving the infrastructure. After experiencing some hard winter weather this past few months, the site persisted through the difficult conditions and proceeded with the concreting to complete the surface re-profiling.

This will help safeguard the environment by preventing potentially contaminated surface run-off leaving site. It will also aid activities on site by creating a better yard surface to work on and prevent rainfall pooling.



Picture 1 - showing new impermeable concrete yard surface with separated skips

The profile of the yard has been constructed to direct water to the new drainage system which is equipped with a silt trap and interceptor at the bottom of the yard. Surface water will go through a pipe installed in the concrete wall and down into the system.

Upon inspecting the system everything was in place with the various chambers acting as pollutant traps; it was mentioned that there was still a wall to stabilise within the divide.

This system should address the surface water issue at times of heavy rainfall and will prevent water from pooling at the bottom of the yard. The interceptor pipe entrance must be kept free of sediment to allow free flow into the drainage system.

We will look at the discharge to surface water after having gone through the interceptor in more detail during the Audit.



Directing flow towards the interceptor

We raised the question concerning how run-off leading down the ramp into the bottom yard will get directed towards the interceptor. In times of heavy rainfall this will be an issue and will need addressing.

The business stated that it would construct a lip to direct flow towards the entry hole of the drainage system - please see that this is actioned as soon as possible.

Perimeter boundary

The business has chosen to construct a perimeter boundary with a gabion rock wall. Although this wall will prevent solids from blowing off site, it does not have the ability to stop liquids and therefore is not classed as sealed. This means potentially contaminated run-off could seep through the wall and leave the site.

Action: The business must put measures in place to ensure the site is fully sealed - run-off should only be able to leave site via the interceptor and drainage system.

We recommend constructing a lip that separates the concrete surface from the rock wall. This would prevent water from reaching the border and force it to be directed to the drainage system.



Picture 3– showing the constructed Gabion rock wall and the unbunded surface concrete border

EXEMPTIONS AND WASTE STORAGE

There is an S2 exemption registered to the bottom yard for the storage of waste in skips.

As stated on site, you **cannot** use exemptions in conjunction with a permit if they are for the same operation - i.e. you cannot use a storage exemption to top up your permitted storage allowance. Therefore, the S2 storage exemption cannot be used and should be deregistered.

Empty skips are fine to be stored in this area.

It was stated that the waste in skips witnessed at the time of inspection, were ‘in transit’ and not stored for long periods of time. This is acceptable, however any material stored for longer than a few hours would be deemed ‘not in transit’ and would breach your permit conditions. The business will need to put in place solid procedures that outline exactly how and when skips with waste are stored in this area.

This is because materials such as wood waste pose fire and arson risks.

Any waste stored in this area that has been there longer than a day will breach your current permit conditions.

Normal permit variation

If the business intends to store waste in skips and/or treating waste in the bottom yard you will be required to vary your current permit. This will be classed as a normal variation and will extend the site boundary to incorporate the bottom yard.

More details can be found on our website here:

<https://naturalresources.wales/permits-and-permissions/water-discharges/discharges-to-surface-water-and->

The cost for a variation is generated based on your site's OPRA (Operational Risk Appraisal) score which is multiplied by a set fee. This will provide you with the amount to pay.

FIRE PLAN

This should reflect the Fire Service's Fire Prevention guidance and will be looked at and updated in the actions of the Audit outcome.

WAMITAB

We discussed when the refresher course is due. Please ensure this is enrolled on.

WASTE RETURN DOCUMENTS

The Weigh bridge is still aiding in measuring tonnage estimations. The EWC code being accepted is 20 03 01 – which is classified as mixed municipal waste.

NRW will look to conduct an Audit of the site in the next few months focusing on updating the Working Plan, drainage system and operating procedures.

If you have any issues with this report please contact Alex Bowder on 0300 065 3394 or alex.bowder@naturalresourceswales.gov.uk

Thank you.

EPR Compliance Assessment Report

**Report ID:
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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			

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.