

Compliance Assessment Report

Report ID:
CAR_NRW0018564

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	09/02/2016	Time in	14:00	Out	15:00	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Bowder, Alex					
Accompanied by	Davies, Eleanor					
Recipient's name/position	Mike Davies/ Director	Date issued	02/06/2016			

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	
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	2.1.1
B4 - Infrastructure - Containment of stored materials	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	C4	2.1.1
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
F1 - Amenity - Odour	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	2	Total compliance score (see section 5 for scoring scheme)	4.1
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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

Alex Bowder attended site with senior officer Eleanor Davies on Tuesday 9th February 2016. We were shown around site by Alun and the processes were explained. The weather was cold and dry.

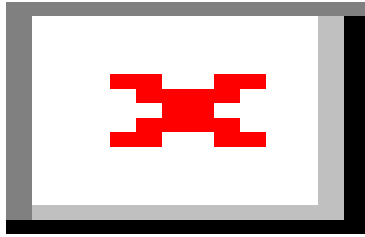
Breaches

<u>Category 3 - B3 Site drainage</u> Schedule 2 – Permit Condition 2.1.1 - Table s1.1 'well maintained interceptors'	The gully leading to the interceptor was very hard to make out due to the amount of sediment present. This is preventing the drains from working properly and contributing to water pooling at the bottom of the site. Your EMS states that a weekly inspection and maintenance plan will be put into place to clear the pathway. The channel should be cleared more regularly to ensure the interceptor can work as efficiently as possible to reduce the amount of water on site. The lack of clearance indicates that the Management system is not being strictly followed. Although the weather has been restricting more needs to be done.
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Category 4 - C2 Management system and operating procedures

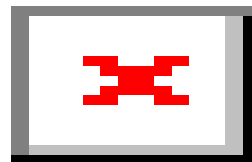
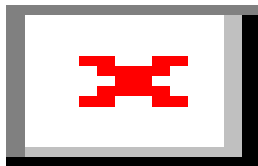
We were informed that a weigh bridge is being installed in the next 8-10 weeks which should aid with the submission of waste returns. Site drainage and water running through the site is still an ongoing issue making it difficult for the site to lay down concrete to help relieve the problems. TCM for the site is still Mike Jones.

The fines material stored at the top end of the site is at risk of the surface water flowing near the pile and potentially mixing with the water.



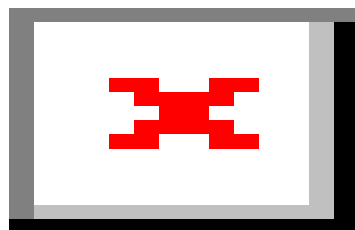
Picture showing fines material stored at top of site

Construction and demolition waste stored along the sides of the site within the picking stations which is in compliance with the permit.



Picture showing gully leading to the interceptor Picture showing interceptor drain at bottom of site

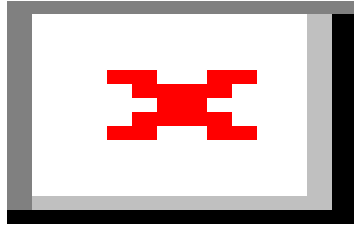
Litter was seen between the skips; please ensure housekeeping on site is maintained to ensure no litter can escape from the premises.



Picture showing containers stored on hard standing

Some WEEE was seen on site, although we know it's difficult to stop people hiding material in the skips please be mindful of accepting electrical waste as some can be hazardous. As stated in your

EMS 'provisional storage and quarantine of unacceptable waste will be provided in area E', this should be removed from site as soon as possible.



Picture showing some WEEE next to skips on site

Improvement plan

The amount of water collecting on site has decreased since the improvement plan was issued in January 2015. We spoke about the above site Long Life Spares and their drainage issues, NRW are taking action against the site to improve their operations.

We are pleased to see that the impermeable bund has been installed around the perimeter and it seems to be working well to prevent further run-off leaving site. However not all conditions of the improvement plan have been met and drainage problem persists.

The timescales that you agreed in January 2015 were to:

- Install additional drain at lowest point of work – 07/2015, not completed
- Install French drain – 04/2015, not completed

Following discussion on site, we will be serving an Environmental Permitting (England and Wales) Regulations 2010 Regulation 36 notice to get the remaining measures completed.

We believe the best way to move forward is to alter your Environment Management system to accommodate the drainage issues. This can be done by installing the remaining drains and better managing the gully that leads to the interceptor.

If you have any issues please let me know.

Kind regards,

Alex

EPR Compliance Assessment Report

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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.

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.

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			
C2	C4	N/A	02/07/2016
B3	C3	More stringent clearance	02/07/2016

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.