

Compliance Assessment Report

Report ID:
CAR_NRW0035764

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

Site	Green Steel Works Ltd	Permit Ref	BB3298HN			
Operator/Permit holder	Green Steel Works Ltd					
Regime	Waste Operations					
Date of assessment	25/09/2019	Time in	10:30	Out	11:30	
Assessment type	Site Inspection					
Parts of the permit assessed	Various					
Lead officer's name	Lee, Jonathan					
Accompanied by						
Recipient's name/position	Milo Thomas/ Site Manager	Date issued	02/10/2019			

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
A1 - Specified by permit	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
C1 - General Management - Staff competency/training	X	
D1 - Incident Management - Site security	A	
D2 - Incident Management - Accidents, emergency and incident planning	X	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	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

Introduction

Officer Jonathan LEE in attendance of Green Steel Works Limited, Rhymney to complete an initial site inspection of the recently issued environmental permit EPR-BB3298HN. Weather was mild with light rain. Officer LEE met with site manager and company director, Mr Milo Thomas on site.

The permit EPR-BB3298HN was granted to Green Steel Works Limited on the 14th June 2019 to operate under the standard ruleset 'SR2008 No3 Household, Commercial & Industrial Waste Transfer Station'.

The inspection consisted of an office meeting to familiarise the operator with the rules of the permit, the regulatory role of Natural Resources Wales (NRW) and a visual inspection of the permitted area.

Following each compliance visit NRW will produce a Compliance Assessment Report (CAR) detailing comments from the inspection. If NRW substantiate reasonably foreseeable risks or actual impact to the environment, non-compliances will be scored against the conditions of the permit. These non-compliances are scored on a Category 1 – 4 basis: -

1 – A non-compliance that could have a major environmental effect

2 – A non-compliance which could have a significant environmental effect

3 – A non-compliance which could have a minor environmental effect

4 – A non-compliance which has no potential environmental effect

Compliance

Site Management

Permit condition 1.1.1 (a) requires the management of the site and its activities in accordance with a written management system. A comprehensive Environmental Management System (EMS) document was submitted to NRW as part of the permit application process.

Management of the site in accordance with the EMS document was not reviewed in detail as part of this initial inspection. However, it is important to note that NRW will regulate site activities based on the contents of your EMS document. It is therefore vital that this document is routinely reviewed and updated should activities on site change, or in the event of an incident.

Your regulatory officer will complete a review of your EMS document and your operation of the site in line with this EMS document during a future compliance inspection.

Technical Competency

Permit condition 1.1.4 requires the operator to comply with the requirements of an approved competence scheme. It was mentioned during the visit that site manager, Mr Milo Thomas, is currently undergoing the relevant WAMITAB training to be certified as the Technically Competent Manager (TCM) for the facility.

Action: - Provide evidence of Technical Competence to your regulatory officer once certification has been achieved.

Site Activities

Permit Table 2.1. limits waste treatment activities to manual sorting, separation, screening, baling, shredding, crushing or compaction of waste into different components for disposal or recovery.

Permit Table 2.2. limits the types of wastes which can be accepted into the facility (please refer to permit for full list of waste codes) and the total quantity of waste to be accepted to the site as 75,000 tonnes a year.

The site was operational during the inspection, with waste(s) being processed using a variety of mobile plant and machinery. All bulking and treatment activities were being carried out within the main building on site. The wastes being processed on site at the time of the inspection were primarily limited to different grades of scrap metal, textile-based material and waste mattresses.

Permit condition 2.4.1. stipulates that the site shall not extend beyond the boundary line edged in green on the site plan attached to the permit. It should be noted that the permitted boundary encompasses the building on site **and** an external portion of the site. The image below displays the boundary of the site: -



Site Infrastructure

Permit Table 2.3. stipulates requirements for site infrastructure, as shown in the image below.

2.3.1 The activities shall be operated using the techniques and in the manner described in Table 2.3 below.

Table 2.3 Operating techniques

1. Unless stored or treated outside as specified waste³:
 - a) all bulking, transfer or treatment of waste shall be carried out inside a building;
 - b) all waste shall be stored in a building or within a secure container.
 - c) all waste shall be stored and treated on an impermeable surface with sealed drainage system.
2. Specified waste shall be stored and treated on hard standing or on an impermeable surface with sealed drainage system.

It was noted during the inspection that all activities were primarily intended to be carried out within the main building on site. It was also noted that the floor of the building on site and majority of the outdoor parts of the site benefits from an impermeable surface. The surfaces appeared to be in good condition throughout the facility.

It should be noted that you are permitted to store and treat only **specified waste** outdoors, subject to the waste being stored on hardstanding *or* an impermeable surface with sealed drainage system. Please refer to the image below for a full list of the wastes codes for wastes defined as specified waste.

"specified waste" means the following waste codes in Table 2.2: 01 01 01, 01 01 02, 01 04 08, 01 04 09, 01 04 13, 02 04 01, 10 11 12, 10 12 08, 10 13 14, 15 01 07, 17 01 01, 17 01 02, 17 01 03, 17 01 07, 17 02 02, 17 03 02, 17 05 04, 17 05 08, 19 12 05, 19 12 09 and 20 02 02.

Fire Prevention & Mitigation Plan (FPMP)

Permit condition 3.4.1 states that 'the operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance.'

Sections of your current EMS document address the risk of fires, and procedures for fire prevention and control. However, an approved FPMP for your site is not currently held on file by NRW. As such, an FPMP needs to be submitted to your regulatory officer for assessment and review.

Action: - Submit a Fire Prevention and Mitigation Plan which is written in accordance with the current FPMP guidance.

A deadline of the **18th December 2019** has been set for this action. Information on this and a copy of the current FPMP guidance has been sent separately to this CAR form. If you have any questions regarding your FPMP please contact your regulatory officer.

Waste Returns

Permit condition 4.2.2 requires the submission of quarterly waste returns indicating the quantity and type of waste accepted and removed from the site during the previous quarter. Please see table below for the deadlines for your waste returns. Quarter 2 returns have been submitted on time, thank you.

Quarters	Deadline for return
Q1 – January 1 to March 31	April 30
Q2 – April 1 to June 30	July 31

Q3 – July 1 to September 30	October 31
Q4 – October 1 to December 31	January 31

Full information and guidance on the completion of your waste returns can be found using the link to the NRW webpage below.

<https://naturalresources.wales/guidance-and-advice/environmental-topics/waste-management/operator-waste-return-and-deadlines-for-returns/?lang=en>

Summary

No permit breaches were identified during the inspection.

Thank you for your time.

If you have any queries regarding this Compliance Assessment Report or the surrender of the site permit 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_NRW0035764**

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Site	Green Steel Works Ltd	Permit Ref	BB3298HN
Operator/Permit holder	Green Steel Works Ltd	Date	25/09/2019

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.

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			
D2	X	Submit Fire Prevention and Mitigation Plan for review and assessment by NRW.	18/12/2019
C1	X	Submit evidence of technical competency, once completed.	18/12/2019

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.