

**This form will report compliance with your permit as determined by an Environment Agency officer**

Site	Nick Brookes Demolition & Waste Disposal			Permit Ref	50066		
Operator/ Permit holder	Brookes Nick			EPR EP3798CS			
Date	18/12/2018			Time in	11:00	Out	12:35
What parts of the permit were assessed	Compliance with Action Plan						
Assessment	Site Inspection	EPR Activity:	Installation	Waste Op	X	Water Discharge	
Recipient's name/position	Nick Brookes-Operator/[REDACTED]-Ops Manager						
Officer's name	Kerry Hammick			Date issued		19/12/2018	

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	A	
	2. Closure & decommissioning	NA	
	3. Site drainage engineering (clean & foul)	A	
	4. Containment of stored materials	A	
	5. Plant and equipment	N	
c) General management	1. Staff competency/ training	N	
	2. Management system & operating procedures	A	
	3. Materials acceptance	A	
	4. Storage handling, labelling, segregation	N	
d) Incident management	1. Site security	A	
	2. Accident, emergency & incident planning	N	
e) Emissions	1. Air	N	
	2. Land & Groundwater	N	
	3. Surface water	N	
	4. Sewer	N	
	5. Waste	N	
f) Amenity	1. Odour	A	
	2. Noise	A	
	3. Dust/fibres/particulates & litter	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	A	
	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

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.

Waste Regulatory Specialist Kerry Hammick conducted a prearranged site inspection to assess compliance with the Action Plan in place which had the deadline of 30th November 2018. The actions required within the Action Plan had not been achieved at the last site inspection on 30th November 2018 and the aim of this inspection was to assess what progress had been made and to serve a Regulation 36 Enforcement Notice if the non-compliances remained.

██████████ (Operations Manager), ██████████ (SHEQ Manager) and ██████████ (Site Supervisor) were present during the site walkover and talked through the progress made on site.

At the time of inspection the site was in good working order and no permit breaches were identified. All parts of the Action Plan had now been completed/ were compliant.

The Action Plan required:

1) *All site drainage to be checked daily, the checks to be recorded and any actions to rectify blockages/ damage to be implemented immediately.*

All drains and interceptors were clear and the new site checklist provided good evidence of the daily checks that had taken place.

2) *Cracks in sealed surfaces (concrete) to be repaired and maintained and weekly checks to be made to ensure the condition of surfaces.*

The site had no cracks in the concrete and much work has been undertaken to repair site surfaces as can be seen in Photograph 1 below.



Photograph 1

The site checklist clearly demonstrated how these areas were being checked and maintained.

3) *Dust control:*

a) Review and revision of site Dust Management Plan (DMP).

This had been completed and a revised DMP submitted in hard copy and through email.

b) Daily checks of dust emissions, immediate action to be taken if a problem is identified.

This was evidenced in the site checklist.

c) Waste activities to be stopped if dust emissions become unacceptable during unfavourable weather conditions.

The site checklist clearly showed this was being monitored and demonstrated that operations were being paused if the weather was unfavourable and creating unacceptable dust emissions from site.

d) Improve upon existing and install new dust suppression equipment.

Netting had been erected along the site boundary as can be seen below in Photograph 2 and Dust Boss water suppression was available and could be moved around the site as needed. Full details of the measures to be taken to manage dust emissions are within the revised DMP which will be reviewed by your area officer.



Photograph 2


Waste piles had been reduced so that they were now below the 4 metre height limit as set by the DMP.

Advice and guidance

To ensure compliance with the permit is maintained, please be mindful of waste volumes in the transfer building. At the time of inspection the waste was not outside the building, but levels were such that waste was at the edge of the doorway and risked spilling out. All waste must be stored inside the transfer building so as to be compliant with your Dust Management Plan.

Well done for getting the site to where it is now and for the hard work that has gone into getting the site back into compliance with the permit and Action Plan.

--

 Environment Agency	EPR Compliance Assessment Report	Report ID: 50066/0322553	
This form will report compliance with your permit as determined by an Environment Agency officer			
Site	Nick Brookes Demolition & Waste Disposal	Permit	50066
Operator/ Permit	Brookes Nick	Date	18/12/2018

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.

● A civil sanction Enforcement Undertaking (EU) offer may also be available to you as an alternative enforcement response for this/these offence(s).

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 Environment Agency to fulfill its regulatory and monitoring functions and to maintain the relevant public register(s). The Environment Agency 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 Environment Agency 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 Environment Agency 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 28 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 03708 506 506 (Mon to Fri 08.00–18.00) and ask for the Customer Contact team or send an email to enquiries@environment-agency.gov.uk. If you are still dissatisfied, you can make a complaint to the Ombudsman. For advice on how to complain to the [Parliamentary and Health Service Ombudsman](#), phone their helpline on 0345 015 4033.