

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

Site	Edmonton (Atlas) M R F			Permit Ref	100373		
Operator/Permit holder	Biffa GS Environmental Limited						
Date	08/06/2021			Time in	11:20	Out	12:10
What parts of the permit were assessed	A, B, C, D, F, G						
Assessment	Site Inspection	EPR Activity:	Installation	Waste Op	X	Water Discharge	
Recipient's name/position	[REDACTED] - Director						
Officer's name	[REDACTED]			Date issued	09/06/2021		

Section 1 - Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations (EPR). 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	N		
	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	A		
	2. Management system & operating procedures	A		
	3. Materials acceptance	A		
	4. Storage handling, labelling, segregation	C3		1.1.1;
d) Incident management	1. Site security	N		
	2. Accident, emergency & incident planning	A		
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	N		
	3. Maintenance records	N		
	4. Reporting & notification	A		
h) Resource efficiency	1. Efficient use of raw materials	N		
	2. Energy	N		

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

MSA, MSB, TCM = Management System condition A, Management System Condition B and Technically Competent Manager condition which are environmental permit conditions from Part 3 of schedule9 EPR (see notes in Section 5/6).

Number of breaches recorded	1	Total compliance score (see section 5 for scoring scheme)	4
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.

Weather 21 degrees Celsius sunny partial cloud, wind 1 on the Beaufort scale

Officers [REDACTED] and [REDACTED] visited the site for an announced site inspection and showed their warrants. Officers were shown around by [REDACTED] [REDACTED] H&S Manager. Photographs were taken and a code B Notice was issued ref 36678.

The site are working in accordance with Environmental Management System (EMS) dated 3/7/2020
The site have an approved Fire Prevention Plan (FPP) version 5, dated Feb 2021

Observations

We were informed that the site have not fully installed the fire suppression systems, the water cannons have been installed and [REDACTED] estimated work installing the systems will be finished in the next couple of weeks. The site will have a fire drill training session with the fire brigade in the next couple of weeks. New water tanks on site were observed and full details of the new system installed is detailed in the FPP.

At the time of the visit [REDACTED] estimated there was 900 tonnes of unprocessed DMR in the building, it was estimated to be up to 6 metres high (photograph 1). [REDACTED] said the piles were pushed up due to maintenance on the fire suppression system. Width and length measurements weren't estimated. The RDF pile was large (photograph 2), at least 6 metres high (full width and length could not be established) and had been on site since Sunday due to a breakdown at the receiving site, they are hoping to remove it soon. Officers pointed out the pile heights and sizes were large and may be over the limit required in their FPP.

Some birds were noticed flying inside the waste building, operators said pest control 'Eco lab' attend site once a month to lay traps and spray and use lasers to deter birds.

Waste outputs are plastic, paper, cardboard, steel, aluminium, glass and RDF. Bales are stored in the building with newly installed bay walls separating the waste types.

The site have a concealed area in the building for food waste and the doors are kept shut.

Housekeeping – At the end of the shift operatives sweep the site, the site is shut one day a week for maintenance and cleaning. The site sweep the road and yard twice a week with a sweeper. Litter was not seen leaving the site or around the site boundary. The site surface outside appeared in good condition, there was a few bits of litter.

Quarantine area - There were quarantine areas for rejected loads in the building, these loads are removed as residual waste for RDF. A quarantine container was stored outside with other wastes which are not part of their outgoing waste streams.

Drainage - The food waste area has its own sealed tank for the drainage which is tankered out when it's at 75% capacity and it is checked every day as part of the daily checklist. The rest of the site drainage leads to an interceptor which is emptied when required, usually every 6 months or a year and removed by Veolia.

Sampling procedures were being carried out by staff in order to comply with the Materials Facility Regulations schedule 9 of the EPR Regulations 2016.

The site have an exemption registered WEX145547 S1, S2 and T4. ■ said the site is not using the waste exemptions.

Overall the site was well managed and ■ and ■ were helpful in showing us around and ensuring our safety in various parts of the site.

Technically Competent Manager's (TCM's)

Technically competent managers for the site are ■ (expired 27/3/21) who has booked his assessment for 30th June 2021, ■ (expired 23/05/21) and ■ expired 8/6/21 who will be replaced by ■. All TCM's attend site every day.

We will not regard the failure to complete and pass a continuing competence assessment as being a failure to comply with the Wamtab/CIWM competence scheme until after 30 June 2021 provided that:

- the EPOC or continuing competence assessment is not overdue by more than 6 months
- the candidate has made a booking for the earliest available date
- the operator has notified their local regulatory officer
- in the case of a continuing competence assessment, the operator has notified WAMITAB as well so that they can keep a database of affected candidates.

In accordance with the above the site will not be receive a breach.

Action: Send WAMITAB certificate to ■ once received.

Permit Breaches

C2) General Management – storage handling labelling segregation

Permit condition 1.1.1

Score CCS3

This permit condition requires the activities shall be managed and operated in accordance with a management system which identifies and minimises risks of pollution. The Fire Prevention Plan states dry mixed recyclables will be stored up to 4 metres high and RDF will be up to 5 metres high. Both RDF and DMR were stored up to 6 metres high. To comply with this condition the site should reduce pile heights to comply with the FPP.

Action: Send photographic evidence date and time stamped of pile sizes in line with the FPP to ■

Deadline: 16th June 2021

Photograph 1



Photograph 2



Section 3- Enforcement Response	Only one of the boxes below should be ticked
<p>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.</p> <p><small>*Non-compliance with MSA, MSB & TCM do not constitute an offence but can result in the service of a compliance, suspension and/or revocation notice.</small></p>	
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.	X
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			
C4	C3	Send photographic evidence date and time stamped of pile sizes in line with the FPP to [REDACTED]	16/06/2021

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

A breach of permit condition **MSA, **MSB** & **TCM** is not an offence but may result in the service of a notice requiring compliance and/or suspension or revocation of the permit.*

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.

MSA, MSB & TCM are conditions inserted into certain permits by Schedule 9 Part 3 EPR

MSA requires operators to manage and operate in accordance with a written management system that identifies and minimises risks of pollution.

MSB requires that the management system must be reviewed, kept up-to-date and a written record kept of this.

TCM requires the submission of technical competence information.

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?

You must notify your local officer within 28 days of receipt if, you wish to challenge any part of 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.