



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

Site	West Newton Well Site			Permit Ref	BB3001FT		
Operator/ Permit holder	Rathlin Energy ( U K) Limited						
Date	03/07/2014			Time in	10:37	Out	13:14
What parts of the permit were assessed	See below						
Assessment	Audit	EPR Activity:	Installation	Waste Op	X	Water Discharge	
Recipient's name/position	redacted						
Officer's name	redacted			Date issued	10/07/2014		

**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**

Permit Conditions and Compliance Summary	Condition(s) breached
<b>a) Permitted activities</b>	
1. Specified by permit	A
<b>b) Infrastructure</b>	
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	A
<b>c) General management</b>	
1. Staff competency/ training	N
2. Management system & operating procedures	C4
3. Materials acceptance	N
4. Storage handling, labelling, segregation	A
<b>d) Incident management</b>	
1. Site security	A
2. Accident, emergency & incident planning	C4
<b>e) Emissions</b>	
1. Air	N
2. Land & Groundwater	N
3. Surface water	A
4. Sewer	NA
5. Waste	N
<b>f) Amenity</b>	
1. Odour	N
2. Noise	N
3. Dust/fibres/particulates	N
4. Pests, birds & scavengers	N
5. Deposits on road	N
<b>g) Monitoring and records, maintenance and reporting</b>	
1. Monitoring of emissions & environment	A
2. Records of activity, site diary, journal & events	A
3. Maintenance records	A
4. Reporting & notification	N
<b>h) Resource efficiency</b>	
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**

<b>Number of breaches recorded</b>	2	<b>Total compliance score</b> (see section 5 for scoring scheme)	0.2
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**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.

Present: redacted

Deployment of well test equipment to site has taken place since last inspection. This includes: work over rig, firewater tank, firewater pumps, lighting, COSHH store, brine tanks (2), waste tanks (3), banded 54,000 litre diesel tank.

### Management system:

The EMS discharge to surface water standard RE-03-013 rev1 requires results of interceptor inspections to be recorded on the discharge to surface water record RE-EMS-05-FO-034. The record of discharge to surface water from the interceptor was inspected. There is no document control reference on the record being used and it is kept as a paper copy pinned to the wall. The record in use is from EMS procedure RE-05-FO-035 issued 10/04/2014.

Action 1: Update EMS procedures to include document control on the record and reference the correct record identifier in RE-03-013. Timescale: 31 July 2014

The EMS non-conformance action tracker RE-05-LOG-001 (referenced in section 5.3 of RE-03-013 rev1) was inspected. The tracker contained no entries. The release of groundwater and fines from drilling of the groundwater monitoring borehole on the North boundary of the site on 2 June 2014 was not recorded on the tracker.

Action 2: Use the non-conformance tracker. Timescale: Ongoing

The EMS interceptor maintenance log RE-EMS-05-LOG-004 was inspected. The log contained no entries as interceptor maintenance has not been carried out since installation in early 2014.

The availability of a hard copy of the site emergency plan document RE-04-005 Rev2 to be taken off site in the event of an emergency was checked. A copy was present in the emergency grab box but it was superseded revision 1. The site emergency plan needs to be updated following the deployment of well testing equipment to site. The hard copy emergency plan in the grab box must be the most up to date revision so the correct information is available. Access to an electronic copy of the plan cannot be relied upon in an emergency.

Action 3: Update site emergency plan and provide a copy to the Environment Agency. Timescale: Prior to commencement of well testing.

Action 4: Make the emergency plan in the grab box a controlled printed copy so it is always the up to date version. Timescale: Prior to commencement of well testing.

Twenty four hour security patrol the site perimeter and are relied upon to report leaking fluids/ odours/ other occurrences with potential environmental impact when the site is unmanned. There is no procedure or check sheet in place to give security guards instructions on what to look for and what action to take.

Action 5: Create a management system instruction and checklist for security and train it out.  
Timescale 18 July 2014:

Diesel tank:

It was reported that the 54,000 litre bunded diesel tank has an alarm to detect leakage from the inner tank to the enclosed bund. It is possible to visually check the bund for leakage from the inner tank.

Action 6: Include a visual check inside the bund as part of the daily tank inspection. Timescale: ongoing

Other:

Gas detection equipment verified as present on site (RE-03-013 rev1).

Incident management and spillage trailer verified as being present on site and contents inspected (RE-05-EPRA-WN-GWMP-010).

No drilling mud additives present on site at time of inspection.

Records of drilling cellar construction integrity testing not site at time of inspection (RE-05-EPRA-WN-GWMP-010 section 9.1.2). These were reported to be held at the Rathlin Energy UK Ltd off site office.

Records of site surface liner heat weld integrity testing not site at time of inspection (RE-05-EPRA-WN-GWMP-010 section 9.1.1). These were reported to be held at the Rathlin Energy UK Ltd off site office.



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**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>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.</p>	X
<p>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.</p>	
<p>We will now consider what enforcement action is appropriate and notify you, referencing this form.</p>	

**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			
C2	C4	Enter non-conformances on the non-conformance action tracker RE-05-LOG-001	N/A
D2	C4	Prior to the start of well testing make the hard copy emergency plan in the emergency grab box a controlled copy to ensure it is up to date	N/A

## 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.

**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 <b>major</b> environmental effect	60
C2	A non-compliance which could have a <b>significant</b> environmental effect	31
C3	A non-compliance which could have a <b>minor</b> environmental effect	4
C4	A non-compliance which has <b>no</b> 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](mailto: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.