

Compliance Assessment Report

Report ID:
CAR_NRW0033211

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

Site	S L Recycling Ltd	Permit Ref	ZB3593HH			
Operator/Permit holder	S L Recycling Limited					
Regime	Waste Operations					
Date of assessment	12/04/2018	Time in	10:30	Out	11:00	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Bowder, Alex					
Accompanied by	Sims, Alice					
Recipient's name/position	Stacey Lewis/ Director	Date issued	17/04/2018			

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	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	C3	1.1.1
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
D2 - Incident Management - Accidents, emergency and incident planning	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4	4.2.2

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:

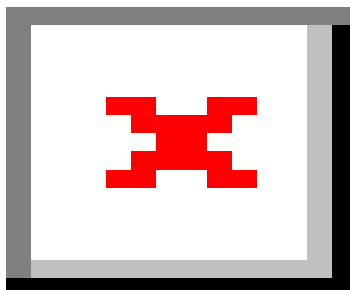
- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details 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

Officers Alex BOWDER and Alice SIMS attended SL Recycling Ltd at Unit 9 Penallta Industrial Estate, Hengoed on 10:30 on Thursday 12th April 2018 to carry out a routine inspection of permit **EPR-ZB3593HH**. The weather was mild and dry at the time of visit. Met with business Director Stacey Lewis and walked around the yard discussing the statutory notice, site operations and procedures.

ACTIONS FROM PREVIOUS CAR FORMS

- Apply for a permit variation to increase the tonnage allowance of the site. **Complete**
- Amend Environment Management System (EMS) and Fire Prevention Plan and submit for review. **Complete**

The business successfully varied their permit on 25/01/18 to increase their annual throughput to 25,000 tonnes per annum.



Category 4 Breach

G4) Monitoring and records, maintenance and reporting

Paragraph 4.2.2:

“Within one month of the end of each year, the operator shall submit to Natural Resources Wales using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous quarter.”

Waste Returns:

Despite being advised differently in the past the site is only required to submit waste returns to Natural Resources Wales annually, at the end of each calendar year. Therefore, the business is no longer required to submit the business' return documents quarterly.

However, your annual waste return report for 2017 is still outstanding. It is your duty under your permit conditions to ensure that this is submitted on time within the grace period.

Action: Submit your 2017 annual waste return spreadsheet.

Deadline: 24th April 2018

Category 3 Breach

C4) Storage, handling and segregation

Condition 1.1.1 (a):

“in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operation, maintenance, accidents, incidents, non-conformances, closure..... [].”

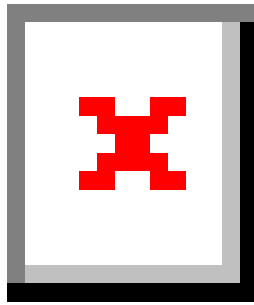
Vehicle stacking

ELV shells were witnessed being consecutively stacked five high, leaning on a scrap metal pile as per Picture 1 below. This is too high and considered a Health and Safety hazard; three is the maximum, two being the favoured option if space permits.

There does not seem to be any strict storage principles set out in your EMS document specifying stacking heights and techniques of materials.

Action: Do not stack car shells more than three high in the yard. Include storage heights and techniques for materials in your EMS.

Deadline: 17th May 2018



Picture 1 – showing ELVs stacked five high in the yard leaning against scrap metal pile

STATUTORY NOTICE

Following the incident on site last year, the business was issued with a Statutory Notice on 03 January 2018 requiring the site to submit an updated Management System which identifies the risks of pollution from operations.

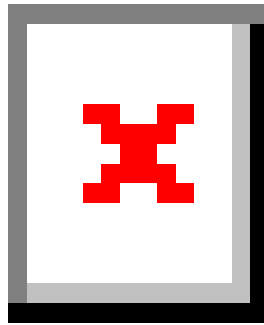
The business submitted the relevant documents to us and we have examined the EMS, Accident/Fire and Noise Prevention Plan. We are satisfied that the business has addressed the points raised in past CAR forms and we consider the Notice complied with. The business must now apply these procedures to everyday activities and continue to achieve compliance with your permit.

Audit

It was mentioned on inspection that we will be looking to conduct an Audit at the end of the year focusing on the new updated documents and site operations. This will highlight the areas in the documents and procedures that need looking at and detail where change is needed.

GENERAL OBSERVATIONS

It is good to see that the site has taken positive steps in improving operations to address the risk factors for all activities in the yard. Car batteries were all stored in a secure container on impermeable surface.



Picture 2 – showing car batteries stored in secure containers

Depollution Bay

There was a patch of residual oil/diesel witnessed on the concrete surface outside the depollution bay at the time of inspection. Although spillages are likely to occur in this area, better efforts must be made to clean up any contaminates at the time of happening. This can be done with spill kits or absorbent pads that should be stored nearby, ready for use in these types of occurrences.

Hazardous liquids extracted from vehicles have the potential to get washed towards the drains in times of heavy rainfall and enter the drainage system. It is worth noting that the interceptor is meant to be the last resort in terms of trapping polluting materials. Attempts must be made to see that any hazardous material does not reach the system in the first instance.

Noise

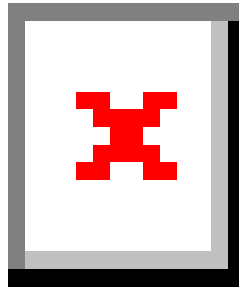
We discussed any noise issues surrounding the business and the submitted Prevention Plan. Caerphilly council have recently contacted NRW regarding the business' Noise Prevention Plan and queried whether the site boundary wall was sufficient and met their planning specifications. I informed the council that the business had constructed a concrete wall that was higher and a sturdier material than required planning provisions.

There was also mention of the business potentially starting up waste operations involving a transfer stations and/or further scrap metal dealings in the Pontypool area. Please bear in mind that an environmental permit will be required to be in place before any activity can begin - consult NRW for pre-application advice regarding this.

Tyre storage

Tyre storage is an improvement on last inspection. Tyres were stored away from the depollution unit walls whilst allowing room for emergency vehicles to access all areas of the yard.

The large concrete block wall acts as a sturdy divide between the depollution bay and the scrap metal. This aids in mitigating fire risk and separating work areas.



TECHNICALLY COMPETENT MANAGER (TCM)

It was mentioned that the site currently has two allocated TCMs; Michael Woodfine and Becky Tucker. Please ensure that these parties sign their attendance in the site diary so that it is documented.

INFRASTRUCTURE AND DRAINAGE

No issues found – all drainage channels clear at the time of inspection.

If you have any issues with this report please contact Alex Bowder on 0300 065 3394 or alex.bowder@naturalresourceswales.gov.uk

Thank you.

EPR Compliance Assessment Report

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Operator/Permit holder	S L Recycling Limited	Date	12/04/2018

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.

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	C3	Do not stack car shells more than three high. Include storage heights and techniques for materials in EMS.	17/05/2018
G4	C4	Submit 2017 document	24/05/2018

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.