

Compliance Assessment Report CAR_NRW0039729

Permit being assessed: PP3993VS.

For: Atlantic Recycling Limited, held by Atlantic Recycling Limited

At: Rumney, Cardiff, Glamorgan, CF3 2EJ.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 06/04/2022 between 10:30 and 12:30.

Parts of permit assessed: Site Inspection and incident check

NRW Lead Officer: Lewis Evans, accompanied by Kelly Sherratt.

Report sent to: Phil Ridley, Business & Development Director on 20/04/2022.

1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C4 - General Management - Storage, handling labelling and Segregation	Action only (X)	
F1 - Amenity - Odour	Action only (X)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Action only (X)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Action only (X)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
0	0

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

Criteria	Action needed	Complete by
C4	Please ensure there is a separation between the wood pile and SRF pile. As mentioned on site, there was room to move the wood away from the SRF.	12/05/2022
F1	Please submit to NRW a odour report that has been completed between June and September 2022, and for the report to be submitted to NRW by 30th September 2022.	30/09/2022
B1	Move the soil further back away from the interceptor ditch and the SSSI Reen as soon as possible to prevent further land slips in the future.	30/06/2022
B1	Please re-introduce the interceptor ditch as soon as possible.	12/05/2022

Action criteria codes are listed in the 'Important information' section below.

3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

At this time, we do not intend to take any further action.

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

4. Details of our assessment

ARL Visit

- Lewis Evans, Kelly Sherratt (Natural Resources Wales - NRW) visited the Atlantic Recycling Limited (ARL) site on the 6th April 2022. Alexis Alders was due to join on the day but despite testing negative to a Covid-19 test after coming in close contact with someone who tested positive, did not attend the visit. Joining them on site was Phil Ridley, John Edwards and Dr Ahlim Hashm.

The following agenda was sent prior to the visit on what was to be expended:

10:30 - Arrive on site

10:30-11:00 - Observe the works carried out on the SSSI Reen.

11:00-11:30 – An understanding, explanation and following the waste once it comes onto site, through the process to the waste being removed from site.

11:30-12:00 – R61 Discussions & Questions.

Actions from previous CAR

ACTION: Please confirm the proposed date for odour assessment by 02 December 2021, and submit the report when completed, to NRW.

ARL Response (3/12/2021) - We have instructed an independent specialist to conduct the odour assessment on site, this will require multiple site visits in order to obtain informed results. The initial site assessment was conducted on Friday 26th November, with supplementary visits scheduled throughout December with a view to receiving the final report by mid-January 2022. Update (08/02/2022) - I would take this opportunity to request an extension of time for the submission of the odour report which was scheduled to be submitted at this time; unfortunately, we have not been able to adhere to the schedule for this piece of work due to the weather conditions. We anticipate being able to finish this work and submit the report by the end of February. Accepted extension date.

Please submit to NRW by the 28th Feb 2022.

NRW – *Thank you for the update. As mentioned on site, a repeat investigation will need to be done in the summer months (this is to be confirmed with NRW) as odour comments are significantly higher during these months compared to winter.*

The report was submitted to NRW on the 21st March 2022, which was after the agreed extension deadline. Therefore, a non-compliance C4 will be applied.

The report states that the odour testing was completed on the 2nd February 2022, which was undertaken by a WSP Air Quality Team Member. The odour assessment was undertaken as a walkover survey to ascertain the sources of odour both on site and in the immediate vicinity of the site. A series sniff tests were taken at 20 locations on site following the Environment Agency Guidance Note H4 Odour Management. Conditions on the day were dry, mid (9°C to 11°C) with a light Westerly Wind. The report concluded that with the exception of a small number of locations (scoring 0-1), no discernible odours were detected on site.

As mentioned in the previous CAR form (CAR_NRW0039390) and on site during the visit, a further odour testing will be required to take place during summer months (June – September) in order to get more representative odour samples and naturally when odour complaints are at their highest.

Action 1: *Please submit to NRW an odour report that has been completed between June and September 2022, and for the report to be submitted to NRW by 30th September 2022.*

Visit 6th April 2022

Firstly, the remediation work that was carried out on the SSSI following the land slip in January 2022 was inspected. The remediation work on the of the SSSI reen had been completed on the 21/03/2022. The interceptor ditch was filled in during the works, a new interceptor ditch will need to be installed as soon as possible to prevent further damage to the SSSI reen.



Action 2: *Move the soil further back away from the interceptor ditch and the SSSI Reen as soon as possible to prevent further land slips in the future.*



Action 3: *Please re-introduce the interceptor ditch as soon as possible.*

The walkaround of the site continued to Field 3. This is an area where historic storage of earth has been placed. Evidence of recent activity in the area was found as bare patches of earth could be seen, rather than vegetated areas. There was also significant amount of plastics, other material that could be seen in the earth. If plans were to take place to convert Field 3 with concrete, plans and discussions with NRW will need to take place to ensure determine the correct evaluation/contamination and remediation work that may need to take place.

Action 4: *Please find out how long the earth has been stored in Field 3, and find out where the newly placed soil has come from?*

It was noted that on the day of the visit, clearing of Reens was observed. Following the walk round field 3, the SRF area of the site was next to be inspected. A large amount of unprocessed SRF material was seen in the area, which was uncovered, apart from the small area at the rear of the pile. The SRF storage area is due to have a building built to store the material inside. This has been delayed in the planning stages.



From the picture above, wood is being stored very close to the unprocessed SRF pile. Although there is a barrier (in terms of the large skips), there is still a high risk of a fire spreading from one to another.

Action 5: *Please ensure there is a separation between the wood pile and SRF pile. As mentioned on site, there was room to move the wood away from the SRF.*

Lastly on the walkaround, the MRF area was visited. A walk through of the process was conducted from skip deposit through the MRF to post process storage. The MRF is split into two phases, 1 and 2. Both phases have picking lines along them, but phase 2 has been updated with newer technology which includes magnets and trommels, which can pull out and remove unwanted fines or magnetic metals to be recycled. The MRF area was temporarily down due to an issue with the motor.

END

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

Important information

Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

What are suspended scores?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry and Waste action criteria (used in section 1 and 2):

A: Permitted activities

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or 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
- assessing customer service satisfaction and improving our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at ask@ombudsman.wales

Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.