

Compliance Assessment Report

Report ID:
CAR_NRW0032087

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

Site	Greenlife Autospares	Permit Ref	XB3293HS		
Operator/Permit holder	Robert Lory				
Regime	Waste Operations				
Date of assessment	17/08/2017	Time in	14:00	Out	14:45
Assessment type	Site Inspection				
Parts of the permit assessed	All				
Lead officer's name	Bowder, Alex				
Accompanied by	Dearle, Nessa,Felton,Elizabeth				
Recipient's name/position	Peter Anderson/ Business Manager	Date issued	29/08/2017		

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	
C1 - General Management - Staff competency/training	C4	1.1.4
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	A	

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	1	Total compliance score (see section 5 for scoring scheme)	0.1
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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

Routine inspection carried out by Alex BOWDER on Thursday 17th August 2017 at Greenlife Autospares, Unit 16a, Martin Road, Tremorfa Industrial Estate, Cardiff – Environmental Permit Number **EPR-XB3293HS**. Officers DEARLE and FELTON accompanied the visit. The weather was mild and dry at the time of inspection.

To remind the business following each visit Natural Resources Wales will produce a Compliance Assessment Report (CAR) detailing our comments from the inspection. If we are not satisfied with a certain part of the inspection, we can breach the business against your permit conditions which can affect your annual subsistence fees; this is scored on a Category 1-4 basis:

- 1** - Major, serious persistent and/or extensive impact on the environment, people/property
- 2** – Significant impact on effect on the environment/people/property
- 3** – Minor impact or effect on the environment/people/property
- 4** – A non-compliance which has no potential environmental effect

The Standard Rules permit **SR2011 No3** for vehicle storage, depollution & dismantling was issued to Mr Robert Lory (“the operator”) of whose principal office is 12 Elm Grove, Caerphilly, CF83 3BE on 18/06/2014 (and varied to change address in 24/04/17) to operate a regulated facility at Greenlife Autospares, Unit 16A Martin Road, Tremorfa, Cardiff CF24 5SD.

Permit transfer

We have been informed that Mr. Robert Lory has left the business and Mr. Peter Anderson of the National Engine Centre intends to take over operations of the permit. If you want to continue operating in this unit with the same activities, we require you to transfer the name of the permit.

Please be aware that an operator must be a ‘legal’ person to be granted a permit. The following are all legal persons and can therefore hold permits:

- public limited companies (those with ‘plc’ in their names);
- private limited companies (those with ‘ltd’ or ‘limited’ in their names);
- bodies corporate created by statute (such as local authorities, NHS Trusts

and the Food Standards Agency);

- individual persons; and

- Limited Liability Partnerships (recognisable by the acronym LLP).

Trading or business names (for example 'Emission Services & Co') **are not** legal persons and neither are partnership names (for example 'Smith Brothers') and so cannot hold permits. Further guidance on this can be located on our website:

<https://naturalresources.wales/media/1229/rgn-1-understanding-the-meaning-of-operator.pdf>

Here is the link that contains information and application forms to fill out for waste permit transfer applications:

<https://naturalresources.wales/permits-and-permissions/waste/waste-permits/apply-to-transfer-a-waste-permit/?lang=en>

You will be required to fill out parts A, D2 and F1. Signatures from all parties involved will be required.

Charges

There are fees associated with the permit that must be taken into consideration – application cost, annual subsistence charges and a surrender charge that you must front if you decide to stop operating the site.

The set charges for this Standard Rules are as follows:

<u>Rules number</u>	<u>Application</u>	<u>Transfer</u>	<u>Surrender</u>	<u>Subsistence</u>
<u>SR2011no3</u>	£1,630	£974	£3,588	£779

If you intend to continue operations at the site the cost for this permit transfer will be **£974**.

WAMITAB

Robert Lory was the previous WAMITAB qualification holder for the site. Transfer applications require a qualified person to be present onsite. Please inform us of what the site intends to do in regards to this as it is a requirement of this permit.

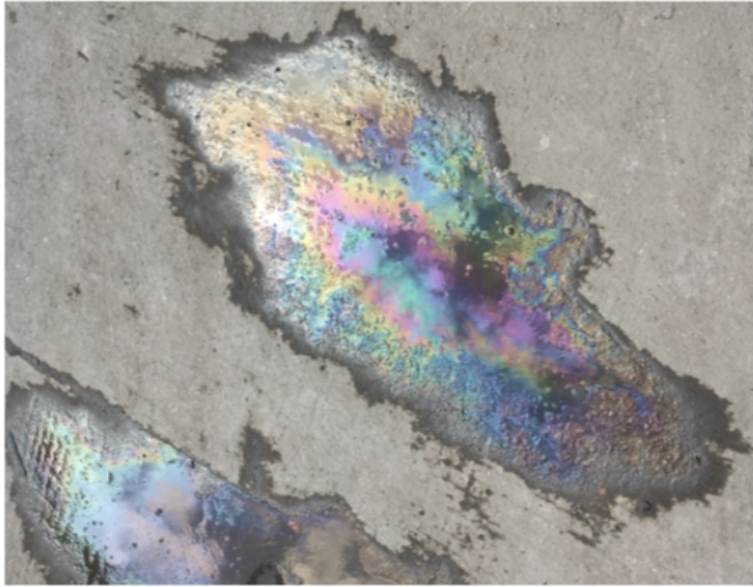
Environment Management System (EMS)

The first condition of all permits requires your operations/activities to be run in line with an Environmental Management System. You must create a document that outlines your procedures and how you intend to run the business in accordance with permit.

There was a document written for the Greenlife Autospares operations, so you must adopt and add to this Management System if activities are to remain the same; guidance has been sent separately.

Our guidance on the link "How to comply with your permit" provides advice on what your EMS should contain:

<https://naturalresources.wales/permits-and-permissions/environmental-permits/guidance-to-help-you-comply-with-your-environmental-permit/?lang=en>



Picture 1 - showing petrol sheen on yard floor

Whilst we understand that fuels and oils may escape from vehicles in the yard, quicker attempts must be made to clean up using spill kits.

Staff aware of spill kits whereabouts and batteries separated on containers. Business quiet at present with less vehicles to process coming in.

Waste returns spreadsheet

Please ensure the business submits its quarterly waste return documents to us every quarter within the one month grace period. This is a requirement of your permit and the spreadsheet must be submitted (even if it is a null return) to the email address:

waste.returns@cyfoethnaturiolcymru.gov.uk

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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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			
C1	C4	Inform NRW of intentions moving forward	29/09/2017

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.