

Compliance Assessment Report

Report ID:
CAR_NRW0033459

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

Site	C A R	Permit Ref	NP3795FK		
Operator/Permit holder	Ronald Gwyn Jones				
Regime	Waste Operations				
Date of assessment	31/05/2018	Time in	10:30	Out	11:15
Assessment type	Site Inspection				
Parts of the permit assessed	Specified activities				
Lead officer's name	Palmer, Richard				
Accompanied by					
Recipient's name/position	Ronald Jones/ Site Operator	Date issued	06/06/2018		

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
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	3.1
C2 - General Management - Management system and operating procedures	C3	1.2.2
C4 - General Management - Storage, handling labelling and Segregation	C4	Section 5.1.4 - Table 5.1
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	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	3	Total compliance score (see section 5 for scoring scheme)	8.1
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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

At 10:30 on 31st May 2018 your site was inspected as part of the routine assessments for compliance, your new regulatory officer, Richard Palmer, was in attendance who met with Ronald Jones, owner of CAR. Thank you for taking the time to discuss and demonstrate your activities on site.

Your operation consists of an ELV site for mainly scrapped cars.

The parts of the permit that were reviewed were;

C2 – General Management: Management system & operating procedures

Permit Condition 1.2.2 - Vehicles are to be de-polluted as per the Schedule 5 ELV regulations, which specifies depollution to be undertaken in a covered area. The impermeable pad was allowed to be used as a temporary area whilst the internal space was cleared. The impermeable pad needs to be cleared of un-depolluted engines, which need to be stored inside, and then used for the purpose of storing un-depolluted vehicles only.

C4 – Monitoring and records, maintenance and reporting: Storage, handling, labelling and segregation

Permit Condition 5.1.4 - Table 5.1 – Tyres are distributed throughout the site in haphazard piles and need to be arranged as per the requirements specified in Table 5.1. Also increased throughput of tyres needs to happen as cannot be stored on site longer than 12 months.

B3 – Site drainage engineering (clean and foul)

Permit condition 3.1 - There is a significant leak in the building which has not been repaired and is creating a variety of potential hazards to health and environment and needs to be rectified as soon as possible.

Other;

A quick look around of the site showed infrastructure in poor order with a variety of loose car parts and other debris apparent, and NRW site officer again recommends applying best practice regarding site housekeeping. Noise and Odour were considered, and found to be of no concern. The conditions were overcast but dry.

If you have any questions regarding this Compliance Assessment Report (CAR) form, please contact Richard Palmer on 03000 65 3799 or via email on richard.palmer@cyfoethnaturiolcymru.gov.uk

EPR Compliance Assessment Report

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Site	C A R	Permit Ref	NP3795FK
Operator/Permit holder	Ronald Gwyn Jones	Date	31/05/2018

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.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

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			
B3	C3	Drainage needs to be improved and leaking prevented	31/07/2018
C4	C4	Sort out tyre storage issues and reduce amount currently on site	31/07/2018
C2	C3	Depollution of vehicles to be undertaken at the internal area	31/07/2018

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.