

Compliance Assessment Report CAR_NRW0040002

Permit being assessed: PP3098FS.
For: Fordpad Scrap, held by Fordpad Ltd
At: Neath, N P T, SA11 1AU.

Type of assessment carried out: Site Inspection, Reason: Routine.
On 26/05/2022 between 12:30 and 14:00.
Parts of permit assessed: A, B, C, D, F, G

NRW Lead Officer: David Morgan.
Report sent to: Brian Giddings, Site Manager on 08/06/2022.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	Assessed (A)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
C2 - General Management - Management system and operating procedures	Action only (X)	
C3 - General Management - Materials acceptance	Assessed (A)	
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
D1 - Incident Management - Site security	Action only (X)	
F2 - Amenity - Noise	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4 No impact	7.2.2

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

Total number of non-compliances recorded	Total non-compliance score
1	0.1

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
C2	Make available to ALL staff, copies of: Environmental Permit (formerly Waste Management Licence) and Environment Management System (formerly Working Plan)	05/08/2022

Criteria	Action needed	Complete by
D1	Confirm site has Identification Board and display this at the entrance to the site (See Condition 3.1.2 of the Environmental Permit)	05/08/2022
G4	You must submit ALL outstanding Waste Returns for years: 2018, 2019, 2020 and 2021	05/08/2022

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

A routine site inspection was undertaken on Thursday 26th May 2022. Present at the time of the inspection were: David Morgan (Natural Resources Wales), Brian Giddings (Site Manager) and James Giddings (Technical Competent Manager).

An inspection of the site was undertaken, following which, a request for documentation relating to the management of the site was made.

During the inspection, the following observations were made:

Site Security

The site appears to be well secure and unauthorised access would appear unlikely. Fences/gates are well maintained.

On leaving site, it was noted that the site does not appear to have a Site Identification Board. The Environmental Permit (formerly Waste Management Licence) requires you to display a Site Identification Board that contains information about the site and includes, but is not limited to:

- * Permit number
- * Emergency Contact Details
- * Contact details of Natural Resources Wales' Incident Communications Centre (Incident Line)

ACTION: Please confirm the site has an identification board by providing a photograph. Alternatively, please erect a Site Identification Board at the entrance of the site. Please see Condition 3.1.2 for information that is required to be displayed.

Waste Storage & Documentation

It is noted that the majority of the waste is stored within the main building. All waste

appeared to be labelled/segregated appropriately.

All wastes on site appeared to conform with the list of acceptable wastes in the permit.

Waste Transfer notes were provided for the removal of cable casing (plastics) that leave site. Earlier this year, the site was provided with Advice & Guidance regarding the mis-coding of catalytic converters. Catalytic Converters were being correctly coded at the time of the inspection.

Environmental Permit & Environment Management System

Copies of the Environmental Permit (formerly referred to as the 'Waste Management Licence') and the Environment Management System (formerly referred to as the 'Working Plan') appear to be kept on computer file. These documents were not easily accessible when requested on site.

ACTION: Ensure these documents are readily available for all members of staff. Please email a copy of the most up to date Environment Management System to me at: david.morgan@cyfoethnaturiolcymru.gov.uk

RECOMMENDATION: While operations on site appear to present a low-risk, it is recommended that you undertake some refresher sessions with all staff on the Environmental Permit, the Environment Management System, and how everyone's roles & responsibilities on site influence permit compliance.

Waste Returns

Prior to conducting this inspection, a review of Waste Returns records for the site was undertaken. Natural Resources Wales' records indicate that Waste Returns information for the site has not been received since 2017.

While on site, it was noted that this information is available in the IT system on site, however, this information must be submitted to Natural Resources Wales.

A non-compliance has been recorded against Condition 7.2.2 of the Environmental Permit (Category 4 - No Impact) (Ref:G4)

You must submit all outstanding Waste Returns data for 2018, 2019, 2020 and 2021 by Friday 5th August 2022.

Summary

- * Operations are largely compliant with the Environmental Permit
- * Please confirm the site has a Site Identification Board or erect one at the nearest convenience
- * Make copies of the permit and EMS available to all staff and consider 'toolbox talks' to refresh knowledge
- * Ensure all outstanding Waste Returns are entered

Thank you for your time during the inspection

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.