

## Compliance Assessment Report CAR\_NRW0040499

**Permit being assessed:** CB3694ZT.

For: Carew Pavilion, held by Pembrokeshire Metal Recycling Limited

At: Carew Airfield, Tenby, SA70 8SX.

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

On 21/09/2022 between 12:00 and 12:45.

Parts of permit assessed: General Site inspection

**NRW Lead Officer:** Sally Wakeford, accompanied by Angharad Clark.

**Report sent to:** Matthew Jones, Manager on 05/10/2022.

### 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)      |                  |
| C1 - General Management - Staff competency/training                                                     | Assessed (A)      |                  |
| C2 - General Management - Management system and operating procedures                                    | Assessed (A)      |                  |
| C3 - General Management - Materials acceptance                                                          | Assessed (A)      |                  |
| C4 - General Management - Storage, handling labelling and Segregation                                   | Assessed (A)      |                  |
| D1 - Incident Management - Site security                                                                | Assessed (A)      |                  |
| F3 - Amenity - Dust/fibres/particulates and litter                                                      | Assessed (A)      |                  |
| G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events | Assessed (A)      |                  |

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?

No action required.

### 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

On 21 September 2022 an unannounced site inspection was conducted by Sally Wakeford and Angharad Clark at Pembrokeshire Metal Recycling (PMR). PMR holds a newly issued Tier 3 bespoke permit for Metal Recycling and ELV ATF. This was a first inspection.

The site has been previously active as a metal recycling site under an exemption for some years, and has recently applied for a permit which includes activities for End of Life Vehicles and metal.

The site is currently in the process of setting up the depolluting bay for the ELVs and is currently not undertaking this activity.

The boards for the sound proofing for the pre-operational condition of the fence line were on site, and progress has started on fitting these as required.

The site was well organised and tidy.

Discussions were had regarding the site inspections undertaken by NRW and how breaches are scored, the requirement for a TCM and submission of waste returns on an annual basis. With the first ones being required by end of January 2023, for the period of permit issue, 01 September 2022, to 31 December 2022.

You are also required to keep adequate descriptions of waste, including EWC codes, usually in the form of transfer notes and hazardous waste consignment notes.

The company uses a database to hold all records of the movements of waste to and from site. A copy of the Environmental Management System, Permit, TCM inspection reports and other permit related documents were held on file on site.

#### Notes:

- The fuel tank, although double bunded tanks, would benefit from being within a bunded area, for example a concrete wall, to ensure that they are protected from the movements of vehicles.
- The impermeable surface of the site is showing some signs of wear.

#### Hazardous Waste Regulations – Premises notification requirements

Within Wales, under the Hazardous Waste Regulations if you produce or store over 500kg of hazardous waste per year at your premises, the premises are required to be registered

with Natural Resources Wales unless exempt.

You may already be aware of this requirement and your premises may already be registered with Natural Resources Wales, however if not, you may wish to consider if your premises should be registered. In order to establish this and for details on if your premises maybe exempt a detailed guidance document titled 'Do I need to notify my premises? – A guide to the Hazardous Waste Regulations' is available via our website [www.naturalresourceswales.gov.uk](http://www.naturalresourceswales.gov.uk) and by using the following file path 'Apply for a permit' > 'Waste' > Register as a producer of hazardous waste'.

Should you need to register your premises, details of how to do this can also be found via our website using the file path above.

There are requirements as a produce and a consignee to submit returns to NRW.

If you have any questions regarding any of this compliance report, please contact Sally Wakeford.

Thank you for taking the time to accompany officers on site.

**Any compliance criteria not highlighted in the above summary should be considered as not assessed.**

**In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resource Body for Wales (Establishment) Order 2012.**

**You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1<sup>st</sup> April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the Forestry Commissioners and the Environment Agency for Wales.**

**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](mailto: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](mailto: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.