

Compliance Assessment Report CAR_NRW0040470

Permit being assessed: ZB3793HN.

For: Dragon Works, held by City Metals (U K) Limited

At: Saltney, Chester, Cheshire, CH4 8RW.

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

On 28/09/2022 between 10:40 and 11:05.

Parts of permit assessed: waste returns, site drainage, storage of waste

NRW Lead Officer: Boguslaw Pierzchala.

Report sent to: Mike Green, owner on 07/10/2022.

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

| Part of permitted activity assessed (criteria) | Assessment result | Permit condition |
|--|-------------------|---|
| G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales | C4 No impact | Condition 7.2.2 of your permit requires you to submit within one month of the end of each quarter a summary of waste quantities and types accepted on to and removed from site for that quarter |
| C4 - General Management - Storage, handling labelling and Segregation | Assessed (A) | |
| B3 - Infrastructure - Site drainage engineering (clean and foul) | Assessed (A) | |
| G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events | C4 No impact | . |
| C3 - General Management - Materials acceptance | Action only (X) | |
| A1 - Specified by permit | Action only (X) | |
| A1 - Specified by permit | C4 No impact | . |
| A1 - Specified by permit | 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 |
|--|----------------------------|
| 3 | 0.3 |

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 |
|----------|---|-------------|
| G4 | Q1 and Q2 2022 have not been received by NRW this has subsequently been scored as a C4 breach against the relevant permit condition. Please submit the outstanding Waste Returns by no later than the 21st of October 2022. | 21/10/2022 |
| G2 | Please log all checks, incidents, TCM's attendance details and the movement of waste in the site diary. For immediate action | 07/10/2022 |
| C3 | During the inspection a lorry was observed on site containing wooden pallets. No paperwork was available on site to check. Please provide waste transfer notes for the waste. Please comply by the 21st of October 2022 | 21/10/2022 |
| A1 | Please provide an up to date EMS. Please comply by the 11th of November 2022 | 11/11/2022 |
| A1 | Please display a site information board at the entrance to the site. Please comply by the 11th of November 2022. | 11/11/2022 |
| A1 | Some waste transfer notes were also checked and found to be partially completed. Please ensure all relevant information is included on the form. For immediate compliance. | 30/09/2022 |

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

On Wednesday the 28th of September 2022, a site inspection was conducted at City Metals by Bogusława Pierzchała, waste regulation officer. The weather conditions were dry; with the ground still saturated after heavy rains in the days prior to inspection.

Mr Chadwick, site manager, was present throughout the inspection.

Drainage

The drainage system appeared to be in a good working order. After a few days of heavy rain, only a small puddle was seen on site. Mr Chadwick stated he had not experienced any issue with the system since it had been inspected by a contractor.

Waste returns:

Condition 7.2.2 of your permit requires you to submit within one month of the end of each quarter a summary of waste quantities and types accepted on to and removed from site for that quarter.

Q1 and Q2 for 2022 have not been submitted this has subsequently been scored as a C4 breach against the relevant permit condition. Please note that Q3 2022 is also due to be submitted by the end of October 2022.

Action: Please submit the outstanding waste returns by no later than the 21st of October 2022.

Waste acceptance

During the inspection a lorry was observed on site containing wooden pallets. No duty of care documents ie waste transfer notes were available on site to be inspected. Please see the photo attached.



wooden pallets on lorry

Action: Please provide waste transfer notes for the wooden pallets. Please comply by the 21st of October 2022

EMS/Working Plan

NRW received a draft EMS for the site which has been returned with several comments.

Action: Please update and send your up-to-date EMS for assessment. Please comply by 18th of November 2022.

Waste transfer notes

Some waste transfer notes were also checked and found to be partially completed.

Please note that a fully completed note must contain the following:

- a description of the waste in words and as a code.
- the quantity of the waste
- the name, address, permit or exemption details of the business transferring the waste, and their [Standard Industry Code \(SIC\)](#)
- the name, address, permit or exemption details of the business collecting the waste
- the date of, and place where, the waste transfer happened
- the details of any waste broker or dealer who arranged the waste transfer

Action: Please ensure all the relevant information is included on the form. **For immediate compliance**

Depollution area was non-operational at the time of inspection.

Vehicle batteries were correctly stored within that area in an appropriate box.

Site diary

Condition 7.3.1 describes all events that need to be recorded in the diary including start and finish of daily waste management activities, emergencies, maintenance etc

Site diary was inspected and it became apparent that only end-of-life vehicle details are currently being recorded. This has subsequently been scored as a C4 breach against the relevant permit condition

Action: Please ensure the site diary is kept up to date with all required events recorded within 24 hours.

Site information board

Condition 3.1 .1 of the permit states that no wastes shall be received at the site until an identification board has been provided at or near the site entrance.

On entering the site, it was noted that the Site information board was not displayed. This has subsequently been scored as a C4 breach against the relevant permit condition

Action: Please display a site notice board and include the following details:

Name of facility and address

Name of environmental permit holder

Telephone number of permit holder and site

Emergency contact name and telephone number

Hours of opening for receipt of wastes

Natural Resources Wales Environmental Permit number

Address of Natural Resources Wales

Telephone number of Natural Resources Wales

Action: Please display an information board at the entrance to the site. Please comply by the 11th of November 2022

Thank you for assisting us with the inspection.

Please find my contact details below.

Kind regards,

Boguslawa Pierzchala Waste regulation Officer (Waste Regulation Team)

Email: boguslawa.pierzchala@naturalresourceswales.gov.uk

Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ

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

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.