

Compliance Assessment Report CAR_NRW0040518

Permit being assessed: ZB3593HH.

For: S L Recycling Ltd, held by S L Recycling Limited

At: Unit 9, Penallta Industrial Estate, Penallta, Hengoed, Caerphilly, CF82 7SU.

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

On 06/10/2022 between 13:00 and 13:30.

Parts of permit assessed: A, B, C, D, F, G

NRW Lead Officer: Alex Bowder, accompanied by Carla Curtis.

Report sent to: Becky Tucker, Stacey Lewis, Gareth Hill, Technically Competent Manager, Business Director and Environmental Consultant on 10/10/2022.

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)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Assessed (A)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	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	Action only (X)	
D1 - Incident Management - Site security	Assessed (A)	
D2 - Incident Management - Accidents, emergency and incident planning	Assessed (A)	
F1 - Amenity - Odour	Assessed (A)	
F2 - Amenity - Noise	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	
F4 - Amenity - Pests/birds and scavengers	Assessed (A)	
F5 - Amenity - Deposits on road	Assessed (A)	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	Assessed (A)	
G4 - Monitoring and Records, Maintenance	Action only (X)	

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
and Reporting - Reporting and notification to Natural Resources Wales		

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?

Criteria	Action needed	Complete by
C4	Lead acid batteries shall be stored in containers with an impermeable, acid resistant base and a cover to prevent ingress of water.	Already completed
G4	The last waste submission for 2021 does not list specific hazardous components that typically would be removed from an ELV, such as oil filters. Please would the operator account for this and ensure that separate ELV parts are consigned on the next waste submission.	14/10/2022

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

This compliance report details the site inspection conducted by Natural Resources Wales (NRW) Officers on 6 October 2022 at S L Recycling Limited, Unit 9, Penallta Industrial Estate, Hengoed CF82 7SU - Permit number EPR-ZB3593HH.

Senior Regulation Officer Alex BOWDER and Officer Carla CURTIS attended S L Recycling Limited at 13:00 to conduct a spot inspection for the Quarter 3 compliance year 2022-23. Site Manager Michael was present who accompanied Officers around the permitted area. Weather conditions were mild and overcast at the time of inspection.

PREVIOUS SITE COMPLIANCE ISSUES

- Manage waste metal volumes within the permit boundary to:
 - (1) maintain compliant stockpile sizes and
 - (2) keep an appropriate quarantine area for the purposes of emergency fire incident planning - **COMPLIANT**

No condition breaches were scored against the permit on this inspection.

GENERAL OBSERVATIONS AND WASTE ACTIVITIES

The site is in the process of re-concreting and resurfacing the yard surface, which was taking place at the time of inspection. There were no non-compliances noted with regard to waste storage across the permitted area. The primary waste metal stockpile within the yard was pushed to one side of the yard to allow for resurfacing works, which resultingly made the pile slightly over 4m in height; it is appreciated that this was necessary in order to complete the repair works and will revert to normal once finished.

Officers reminded the operator to continue keeping the waste storage volumes and dimensions at a manageable level (not exceeding **4m in height**) going forward. There was a small pool of residual oil present at the base of one of metal piles - the site was aware of this and actioned to deploy sawdust to soak up and remediate the patch. There was ample room for the manoeuvring of vehicles and an established quarantine area for segregation. The housekeeping with various waste streams on site was clearly separated and distinct, deposited within the bays in manageable volumes.



Image 1 - Picture showing the yard being resurfaced with the primary metal stockpile moved along the site boundary

No compliance issues were noted with any water pooling, drain slots or the interceptor system.

METAL RECYCLING

The metal shearer used for the fabrication treatment process has been removed from site with no immediate intention to reintroduce similar machinery. This site is still used primarily as a storage location before wastes are transported to the operator's New Inn site for treatment. To the east of the site entrance, Lego block style bays have been placed to separate metal streams, which demonstrated good waste management that was in control.

Various metal types (such as copper) are manually extracted and separated within the work shed and then placed in separate containers ready for removal.

Advisory Note

Batteries - witnessed being stored within a makeshift wooden container within the metal shed. In-line with permit condition Table S1.1 activities: *“Lead acid batteries shall be stored in containers with an impermeable, acid resistant base and a cover to prevent ingress of water”*.

Whilst the work area benefits from cover within the shed, the best practice is to store this waste stream in an appropriate container. It was stated that this was a temporary solution until the ordered plastic containers arrived and would be swapped immediately.

END-OF-LIFE VEHICLE DEPOLLUTION

There were no compliance issues noted with the depollution bay and vehicle storage area. All work was being carried out within the designated shelter and the stacking/storage of shells was generally being managed well. Extracted hazardous elements such as oils and fuels were being appropriately stored ready for removal via an appropriate contractor.

Removed tyres were stored in a reasonable volume in the corner of the yard adjacent to the depollution bay, which was noted to be much less than previous inspections; this was good to see. Tyres are sent to an appropriate facility in bulk for disposal.

Advisory Note

One stockpile of tyres was stored very close to stored extracted oils and fuel containers within the depollution bay. Please would the operator establish a clear gap, or move the tyres stored adjacent to the containers to safeguard against fire risk. In 2017, the operator experienced a fire in this section of the yard - it is imperative to carry out basic fire mitigation procedures on site to reduce any risk.

WASTE RETURNS

Transfer note documentation in the office was not checked on inspection. To note, waste return data submission is required annually as per condition 4.2.2 (next due 31 January 2023). Hazardous waste consignment notes are required to document any transfer of any hazardous wastes due to the nature of risk associated with such materials in-line with The Hazardous Waste (England and Wales) Regulations 2005.

The last submission for 2021 does not list specific hazardous components that typically would be removed from an ELV, such as oil filters. Please would the operator account for this and ensure that separate parts are broken down and recorded on the next waste submission.

If you have any issues with this report, please contact Officers at Alex.Bowder@cyfoethnaturiolcymru.gov.uk

Thank you.

In this document ‘Natural Resources Wales’ means the Natural Resource 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.