



**Environmental Permitting (England and Wales) Regulations 2016
Regulation 36**

**ENFORCEMENT NOTICE TO TAKE SPECIFIED STEPS IN RELATION TO A
BREACH/ANTICIPATED BREACH OF PERMIT CONDITION(S)**

To: **Ammanford Recycling Limited
The Old Wagon Works
Shands Road
Ammanford
SA18 3QU**

**Company number 10303550
Environmental permit: EPR/RP3098FM
Regulated facility: Ammanford Metal Recycling**

Natural Resources Wales considers that the following conditions of the environmental permit are being contravened :-

2.2.1 Clear distinction between permitted and exempt activity.

“Where wastes are being brought onto the site for waste management operations which are exempt from licensing under the 1994 Regulations, then the wastes which are subject to the specified waste management operations shall be kept clearly segregated and identified from those wastes which are being kept on the site for the exempt waste management operations.”

3.1.2 The engineered site containment and drainage system.

“The engineered site containment and drainage systems shall be designed, constructed, inspected, validated and maintained, and shall be fully documented and recorded, to be fit for purpose and meet the standards specified in Table 3.1.”

5.1.4 Leaks and spillages.

“In the event of any potentially polluting leak or spillage occurring on site, documented control and remediation procedures shall be implemented immediately and recorded, and shall meet the standards specified in Table 5.1.”

Because :-

2.2.1 On 1st February 2023, ELV waste was being treated and stored not in the method described within the submitted Environmental Management System i.e. non-

conforming waste on a T9 waste exempt defined area and with no clear distinction between the activities,

3.1.2 On 1st February 2023, the site containment and drainage system had not been inspected and maintained to the standards specified in Table 3.1. and

5.1.4 On 1st February 2023, a potentially polluting leak or spillage occurring on site had not been cleaned up or actioned as specified in Table 5.1. of the permit.

You are required to take the steps set out in Schedule 1 by the date(s) specified in order to remedy the contraventions.

Date: 28/02/2023

Signed:



**Elaine Gunstone
Team Leader Waste Regulation**

Natural Resources Wales
Plas Gwendraeth
Heol Parc Mawr
Cross Hands
Llanelli
Carmarthenshire
SA14 6RE

Please see over for notes.

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Notes:

General

1. Failure to comply with this notice is an offence under Regulation 38(3) of the Environmental Permitting (England and Wales) Regulations 2010 and may result in legal action being taken against you.
2. Without prejudice to the requirements of this notice, failure to comply with a condition of an environmental permit is an offence and may result in legal action being taken against you.
3. You may wish to seek independent legal advice.

Appeal provisions

You are entitled to appeal against this notice under Regulation 31(1)(f) of the Environmental Permitting (England and Wales) Regulations 2016. Notice of appeal must be made within two months of the date of this notice. An appeal does not affect the requirements of this notice.

You must send written notice of the appeal and the documents listed below to:

The Planning Inspectorate
Crown Building
Cathays Park
CARDIFF
CF10 3NQ

Tel: 029 2082 3866

Email: wales@pins.gsi.gov.uk

Website: <http://www.planningportal.gov.uk/planning/appeals>

At the same time you must send a copy of the appeal notice and documents to Natural Resources Wales.

The required documents are:

- A statement of the grounds of appeal
- A copy of any relevant application
- A copy of any relevant environmental permit
- A copy of any relevant correspondence between the appellant and the regulator
- A copy of any decision or notice which is the subject matter of the appeal
- A statement indicating whether you wish the appeal to be in the form of a hearing or dealt with by way of written representations.

You may withdraw an appeal by notifying The Planning Inspectorate in writing and sending a copy of that notification to Natural Resources Wales. Further information about making an appeal and the forms that you will need are available from The Planning Inspectorate detailed above.

Legislation note

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. On 01 April 2013 the Natural Resources Body for Wales (Functions) Order 2013 transferred the relevant functions of the Countryside Council for Wales, and functions of the Environment Agency and the Forestry Commission in Wales to the Natural Resources Body for Wales.

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SCHEDULE 1 STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
2.2.1	Remove all non-conforming wastes from the identified T9 area and ensure that the exempt and waste permitted operations are kept separate.	27/03/2023
3.1.2	No wastes can be stored / treated on the affected areas, until they have been repaired to the standards described in the permit under Table 3.1. of the permit.	24/04/2023
5.1.4	Ensure that all oil spills are identified and cleared appropriately in line with the standards of Table 5.1 of the permit.	27/03/2023