

Compliance Assessment Report CAR_NRW0041300

Permit being assessed: NP3995FC.
 For: Parfitt Scrapyard, held by David Parfitt
 At: Porters Yard, Limestone Rd, Nantyglo, Brynmawr, Blaenau Gwent, NP23 4PQ.

Type of assessment carried out: Site Inspection, Reason: Routine.
 On 21/02/2023 between 10:15 and 11:20.
 Parts of permit assessed: 1, 2, 3, 4, 5 & 6

NRW Lead Officer: Jak Rose, accompanied by Alexandra Tennant.
Report sent to: David Parfitt , Operator on 02/03/2023.

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

| Part of permitted activity assessed (criteria) | Assessment result | Permit condition |
|--|-------------------|------------------|
| C1 - General Management - Staff competency/training | C3 Minor | 2.3 |
| 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) | |
| C4 - General Management - Storage, handling labelling and Segregation | Assessed (A) | |
| D1 - Incident Management - Site security | Assessed (A) | |
| F2 - Amenity - Noise | Assessed (A) | |
| G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales | 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 |
|--|----------------------------|
| 1 | 4 |

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 |
|----------|---|-------------|
| C1 | Renew technical competency or appoint an individual to act as TCM for the site. This qualification must be specific for End of life vehicle facilities (vehicle storage, depollution and dismantling) | 28/08/2023 |

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.

You are non-compliant with your permit.

At this time, we are issuing you with a warning for the non-compliance recorded above. Warnings may influence future enforcement response for continued or further non-compliance.

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 21 February 2023 at: Porters Yard, Limestone Road, Brynmawr, Gwent NP23 4ND. PERMIT EPR-NP3995FC.

Waste Regulation Officer Jak ROSE, Hazardous Waste Officer Alexandra TENNANT and Nancy JONES, DEFRA arrived at 10:15 and met with David Parfitt, Operator. The last routine site inspection was completed on 15 September 2020. It was requested that an entire site inspection was undertaken. The weather conditions were overcast.

To remind the operator, following each assessment Natural Resources Wales will produce a Compliance Assessment Report (CAR) detailing our comments from the audit. If we substantiate reasonably foreseeable risks or actual impact to the environment, we can breach the business against your permit conditions. This can affect your site banding and annual subsistence fees; scored on a Category 1 - 4 basis:

- 1 - Major, serious persistent and/or extensive impact on the environment/people/property
- 2 - Significant impact on effect on the environment/people/property
- 3 - Minor impact or effect on the environment/people/property
- 4 - A non-compliance which has no potential environmental effect

Last Compliance Inspection September 2020 - CAR NRW0036951

Previous compliance inspections have listed the following actions for the Operator: -

- Provide evidence of fit and proper person by 20/10/2020

Permit Breaches

C1 - Permit Conditions 2.3 - Fit and proper person – Cat 3 Breach

The Operator has not completed the relevant competency training. Officers were provided with the name of an individual Chris JAMES on the waste returns spreadsheet. Officer ROSE asked for the

details of Mr JAMES, and it appeared that this individual was the WAMITAB Chief Executive Officer who authorised Mr PARFITT's certificate.

Please do not use the credentials of another party to comply with your permit conditions. This information is false and can be misleading. NRW will consider enforcement action if this is repeated.

NRW are unable to direct the Operator to a course provider. If the Operator wishes not to undertake the relevant training, the Operator may nominate someone to act as a Technically Competent Manager (TCM) for the site. A TCM could be from outside of the business to act as the 'fit and proper person' as required by permit condition 2.3. Evidence of this would need to be provided to NRW.

The amount of time a TCM must spend on site is dependent on the nature of the operation and its level of environmental risk. Complying with an approved competence scheme is a legal requirement under the Environmental Permitting (England & Wales) Regulations.

ACTION REQUIRED: Renew technical competency or appoint an individual to act as TCM for the site. This qualification must be specific for End of life vehicle facilities (vehicle storage, depollution and dismantling)

DUE DATE: 28th August 2023

Site observations

Officers observed vehicle components stored within various skip bins located on the area consisting of impermeable pavement. These wastes appeared to be segregated and stored correctly. **(See Photo 1 below)**



Photo 1 – skips containing scrap metal fractions from vehicles

The drums in which the chemicals are drained from the vehicle are segregated and are stored in a lockable outbuilding. The building has a raised entrance and is on an impermeable surface with sufficient drainage into an interceptor and then a soakaway (**See photo 2 below**)



Photo 2 – drain cover within operational area of yard.

It was noted that a drainage mat on the depollution yard was covering the grate of the drain to prevent tools falling into the chamber. Please ensure that this does not block the drain and prevent water draining sufficiently.



Photo 3 – vehicle awaiting depollution on inspection ramps

The oil filters are not crushed on site and are left intact in one of the storage bins.

The storage of vehicles is satisfactory around the site. They were stacked at a maximum height of two cars (**See Photo 4 below**)



Photo 4 - end-of-life vehicles, containing neither liquids nor other hazardous components

The extracted vehicle batteries were stored within a locked unit in a sealed container.

Tyre storage was adequate at the time of inspection.

Waste Returns

D Parfitt have submitted their latest waste returns for this quarter. For quarter 4, 2022 there was 42 end of life vehicles received and 32 end of life vehicles removed from site.

As a reminder to the operator, please see below the waste return submission deadlines:

Waste Return Submission Deadline

| Quarter | Period | Deadline |
|---------|--------------------------|------------|
| 1 | 1 January to 31 March | 30 April |
| 2 | 1 April to 30 June | 31 July |
| 3 | 1 July to 30 September | 31 October |
| 4 | 1 October to 31 December | 31 January |

Officers left the site at 11:20. Thank you for taking the time to carry out this routine inspection.

If you have any issues with this report, please contact Officer Jak Rose at jak.rose@naturalresourceswales.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.