

## Compliance Assessment Report CAR\_NRW0041984

**Permit being assessed:** FP3995FM.

For: Fred Lloyd & Sons Ltd, held by Fred Lloyd and Sons Limited

At: Stricks Works, Polo Grounds Industrial Estate, New Inn, Pontypool, Gwent, NP4 0TW.

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

On 13/06/2023 between 10:00 and 10:30.

Parts of permit assessed: Various

**NRW Lead Officer:** Greg Gardner, accompanied by Jodie Baskerville.

**Report sent to:** Mr. Oliver HAZELL, Technically Competent Manager / Owner on 27/06/2023.

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

| Part of permitted activity assessed (criteria)                                                                 | Assessment result | Permit condition |
|----------------------------------------------------------------------------------------------------------------|-------------------|------------------|
| C2 - General Management - Management system and operating procedures                                           | Action only (X)   |                  |
| B3 - Infrastructure - Site drainage engineering (clean and foul)                                               | Assessed (A)      |                  |
| B4 - Infrastructure - Containment of stored materials                                                          | Assessed (A)      |                  |
| B5 - Infrastructure - Plant and equipment                                                                      | Assessed (A)      |                  |
| F1 - Amenity - Odour                                                                                           | Assessed (A)      |                  |
| F2 - Amenity - Noise                                                                                           | Assessed (A)      |                  |
| F3 - Amenity - Dust/fibres/particulates and litter                                                             | Assessed (A)      |                  |
| F5 - Amenity - Deposits on road                                                                                | 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 |
|------------------------------------------|----------------------------|
| 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 |
|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| C2       | Review and update sites EMS with regards to stockpile sizes and also include additional fire prevention and mitigation measures. Use NRW Fire Prevention & Mitigation Plan | 29/09/2023  |

| Criteria | Action needed                                                                                           | Complete by |
|----------|---------------------------------------------------------------------------------------------------------|-------------|
|          | Guidance as an aid to this review. Once reviewed and updated, send to NRW regulating officer for review |             |

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 report details the site visit made on the 13th June 2023 to Fred Lloyd & Sons, Permit number EPR-FP3995FM.

NRW (Natural Resources Wales) Waste Regulation Officer Greg GARDNER and Senior Environment Officer, Jodie BASKERVILLE attended, the Fred Lloyd & Sons Site at Stricks Works, Polo Grounds Industrial Estate, New Inn, Pontypool, for an unannounced, routine site inspection at 10:00am where we met with Mr. David GEORGE (Site Supervisor) for this site. The weather was dry, warm and humid all through the site visit.

#### PERMIT COMPLIANCE

|                                                                                                                                                                                                                                                                                                                                                                                                   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>ACTION ONLY – PERMIT CONDITION 1.1.1</b>                                                                                                                                                                                                                                                                                                                                                       |
| <b>(C2) – MANAGEMENT SYSTEM AND OPERATING PROCEDURES</b><br><i>"No waste management shall be authorised by this licence unless:</i><br><i>a) specified in and undertaken in accordance with the limitations in section 1.4 of the working plan and in the following table: or</i><br><i>b) otherwise required by the conditions of this licence as being an integral part of those operations</i> |
| <ul style="list-style-type: none"> <li>• High / wide stockpile of scrap metal waste located at Fred Lloyds</li> <li>• Control measures identified within the working plan regarding fires not sufficient to minimise risk / management of ignition sources and / or potential fires</li> </ul> <p>Please see report content for further justification</p>                                         |

#### GENERAL OBSERVATIONS

The general housekeeping on the site was good with no major amounts of loose debris located on the floor (as seen in photo 1). It was also noted that the concrete impermeable flooring was generally in good condition with no visible defects noted. As detailed on the previous site inspection on 09/11/22 (CAR\_NRW0040680), the site have undertaken infrastructure improvements, including new flooring, in certain areas.

The site has a 3-tier interceptor drainage system which was operational at the time of the site inspection with Mr. GEORGE indicating that it is regularly maintained / emptied. There were no issues identified with the sites interceptor drainage system nor any offensive odours and / or excessive noises witnessed by NRW Officers during the site inspection. Due to the recent hot and dry weather conditions, there was also minimal airborne dust present.



**Photo 1** - General housekeeping on site to good standard



**Photo 2** - Area where flooring infrastructure improvements have taken place

### **WASTE ACTIVITIES - WASTE TRANSFER STATION**

General waste that is brought to Fred Lloyd and Sons, Pontypool and is transported to the main company, GD Environmental, Newport for further processing. During the site visit, the stockpiles of general waste located at the south section were contained within the designated bays with no overlapping of waste(s) identified (see photo 3) and stockpile levels were not stored at excessive heights within these bays.

It was noted by NRW Officers that the pile of scrap metal (see right stockpile in photo 4) was notably high. Mr. GEORGE indicated that the stockpile was high and that stockpile had been



like this for a couple of weeks. On site advice and guidance was provided to Mr. GEORGE regarding the need to reduce stockpile heights to help prevent / mitigate and potential fires. Mr. GEORGE indicated that he would reduce the stockpile height following the inspection. As a reminder to the operator, always ensure stockpiles heights are kept as low as possible, at all times, to prevent and / or mitigate potential fires and / or health and safety issues.

A full review of the sites working plan regarding stockpile sizes to assist in fire prevention and control measures will need to be undertaken to help prevent and / or mitigate and potential future fires should they occur. Further information and guidance on how to help prevent and mitigate fires at regulated sites can be found at this link -> [Guidance No. 16 Fire prevention and mitigation plan - waste management \(naturalresources.wales\)](https://naturalresources.wales/guidance/no-16-fire-prevention-and-mitigation-plan-waste-management) The information contained within this document will be helpful when undertaking a review of your sites working plan regarding stockpile sizes and fire management.



**Photo 3** - General wastes stored in designated / segregated bays



**Photo 4** - Stockpile of scrap metal waste at Fred Lloyds & Sons

### **WASTE RETURN SUBMISSIONS**

Fred Lloyd and Sons, Pontypool have submitted their waste return data for permit, EPR-

FP3995FM, on time and in full. For quarter 1 2023, the site has received 298.75 tonnes of waste(s) and removed 488.73 tonnes of waste(s). No unauthorised wastes that have been accepted on site and the facility are within the annual permitted allowance for the amount of waste to be accepted on site (25,000 tonnes).

NRW Officers Greg GARDNER and JODIE BASKERVILLE left site at 10.30am the same day.

If you have any issues with this report, please contact Greg Gardner on [greg.gardner@naturalresourceswales.gov.uk](mailto:greg.gardner@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](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.