

Compliance Assessment Report CAR_NRW0042104

Permit being assessed: JB3036RA.

For: Pen Y Wain Farm, held by A Q A (Cardiff) Ltd

At: A Q A Autoparts, Pen Y Wain Farm, Ty Mawr Lane, Marshfield, Cardiff, Newport, CF3 2YF.

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

On 06/07/2023 between 12:00 and 12:45.

Parts of permit assessed: 1, 2, 3 & 4

NRW Lead Officer: Jak Rose, accompanied by Alexandra Tennant.

Report sent to: Mohammed Ali/Qassir Abbas, TCM/Director on 13/07/2023.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
B4 - Infrastructure - Containment of stored materials	C3 Minor	2.1.1
B1 - Infrastructure - Engineering for prevention and control of emissions	Action only (X)	
C1 - General Management - Staff competency/training	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
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
B4	Ensure that all treatment operations must be carried out inside a building with a sealed, bunded impermeable surface. Only depolluted end of life vehicles and waste tyres are permitted to be stored outside of the building on hardstanding. Send photographs showing the yard is clear of partially depolluted vehicles by the due date.	21/07/2023
B1	Improve the secondary containment system for drums, (which may be a drip tray or bund), this must be of sufficient capacity to contain at least 25% of total storage capacity.	29/09/2023
C1	Please send evidence of Mr. ALI's continuing competency as TCM.	29/09/2023

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 5 July 2023 at: A Q A (Cardiff) Ltd, Pen-Y-Wain Rd, Ty Mawr Lane, Marshfield, Cardiff CF3 2YF, Permit number EPR- w on 6 July 2023.

Waste Regulation Officers Jak ROSE and Hazardous Waste Officer Alex Tennant arrived at 12:00. During the inspection Officers were joined by Mr. Qasir ABBAS, Director at A Q A. Mr. Mohammed ALI (TCM) was not present during the inspection. The last site inspection was completed on 16 March 2023. The weather conditions were fine and dry during the time of inspection.

ACTIONS FROM PREVIOUS SITE INSPECTION - CAR_NRW0041600

Action(s)	Completed (Yes/No/Ongoing)	Action Taken by Operator
Ensure spill kits are available on site and staff are trained in how to use them. When there is a spillage, you must act immediately to prevent emissions leaving the site. This is referenced within your EMS.	Yes	Operator sent an email with a photo of purchased spill kits on 31 st March 2023.
Due to the diesel spillage please adhere to your working plan that states all the company vehicles, forklift and ramps are serviced weekly. Where necessary a defect record is maintained, and any defect parts are replaced as necessary. Where required, any servicing of the company flatbed vehicle is carried out by a third party.	Yes	No plant equipment was seen in disrepair.
Ensure that all waste activities take place within the permit boundary outlined green in Schedule 7 of the permit.	Yes	No waste activities were seen taking place outside boundary at the time of inspection.
Ensure that all waste activities take place within the permit boundary outlined green in	Yes	No waste activities were observed taking place outside of permitted area at the time of

Schedule 7 of the permit.		inspection.
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Permit Breaches

B4 - Containment of stored materials – Category 3 Breach; Permit Condition 2.1.1

Permit condition 2.1.1 states: *The operator is only authorised to carry out the activities specified in schedule 1 table S1.1 (the “activities”). Only depolluted end of life vehicles and waste tyres are permitted to be stored outside of the building on hardstanding.*

The Operator has been scored a category 3 breach because during the inspection there were two partially depolluted vehicles outside. The permit requires that depollution of vehicles takes place within an enclosed building. (See Photo 1 and 2 below)



Photo 1 - Partially depolluted vehicle with hazardous components



Photo 2 – Partially depolluted vehicle with hazardous components

Action required: Ensure that all treatment operations are to be carried out inside a building with a sealed, bunded impermeable surface. Only depolluted end of life vehicles and waste tyres are permitted to be stored outside of the building on hardstanding. Send photographs showing the yard is clear of partially depolluted vehicles by the due date.

Due date: 21 July 2023

Site Observations

B1 - Engineering for prevention and control of emissions – Action only; Permit Conditions 1.1.1

During the inspection it was noted that there were several oil drums stored inappropriately. The operator has purchased spill kits however, in the event of a major spillage the bund would be at risk of overspill. All containers must be situated within an oil-tight secondary containment system such as a bund. The bund base and wall must be impermeable to water and oil.

Mr ABBAS informed Officers that the oil storage is used for both AQA and Marshfield Motors. The height of the bund and the integrity must be improved.



Photo 3 – waste oil drums stored within building

Permit conditions 1.1.1 states: *The operator shall manage and operate the activities:*

(a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints.

Action required: Improve the secondary containment system for drums, (which may be a drip tray or bund), this must be of sufficient capacity to contain at least 25% of total storage capacity.

Due date: 1 September 2023

C1 - Staff competency/training - Action only; Permit Conditions 1.1.4

Conditions 1.1.4 of the permit states that *the operator shall comply with the requirements of an approved competence scheme*. Mr. ALI's competency expires 27th July 2023.

Action required: Please send evidence of his continued competency as TCM.

Due date: 29 September 2023

Site Observations (continued)

Mr. ABBAS advised Officers that the area that was used to store tyres will be re-surfaced in the coming months. (See below)



Photo 4 – area that was previously used to store tyres

Officers left the site at 12:45. I look forward to working with the site in future.

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.