

Compliance Assessment Report CAR_NRW0042768

Permit being assessed: BB3737RS.

For: A J T Recycling Ltd, held by AJT Recycling Ltd

At: A J T Recycling Ltd, Felinfach, Fforestfach, Swansea, Swansea, SA5 4HF.

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

On 08/11/2023 between 11:00 and 12:00.

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

NRW Lead Officer: David Morgan.

Report sent to: Jonathan Davies, Technical Competent Manager on 09/11/2023.

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)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
C2 - General Management - Management system and operating procedures	C3 Minor	1.1.3
D2 - Incident Management - Accidents, emergency and incident planning	C3 Minor	1.1.1 (a)

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
2	8

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	Ensure staff on site with responsibilities under the Environmental Permit have access to copies of the Environmental Permit and Environment Management System	23/11/2023
D2	As required by an Environment Management System, you must ensure spillages/leaks of waste oils and other fluids are dealt with and that the materials used in cleaning up spills are removed from site to an appropriate facility (consigned as hazardous waste - oils)	23/11/2023

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.

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

A routine site inspection was undertaken on Wednesday 8th November 2023. At the time of the inspection, present on site were: David Morgan (Natural Resources Wales), Richard Barry (Weighbridge Operator, AJT Recycling Ltd) and Dylan Davies (Site Manager, AJT Recycling Ltd).

An inspection of the site was undertaken and the following observations were made:

Site Infrastructure

On the left hand side of the yard, upon entering the site, an area has been designated to store and treat general scrap metal waste. Given the large volume of waste that is stored and treated in this area on an annual basis, the site infrastructure appears to be well maintained.

In this area, there did not appear to be any cracks and/or significant damage to the impermeable concrete surface.

In the middle of the yard, there was significant pooling of water suggesting that there was an issue with drainage that serves this area and/or there was an issue with the site surface itself.

*****Update 09/11/2023*****

Following the inspection, Natural Resources Wales received photographic evidence that showed this area clear from water after the inspection had taken place with the necessary maintenance works to drainage systems having been carried out.

Natural Resources Wales will continue to monitor site surfacing and infrastructure and in a future inspection, an assessment of the site surface in the far right corner of the yard (upon entering site, behind depolluted ELV storage) will be made.

On this occasion, Natural Resources Wales has assessed site drainage & infrastructure as being compliant with the requirements of the Environmental Permit.

Oil Spillages & Leaks

In a number of areas on site, most notably the baler and the waste oil storage area, there were a number of leaks/oil spillages that had not been cleared/treated. The waste oil storage area in particular requires some attention as there are multiple oil containers and a

significant amount of oil spillages in this area. There was a strong odour of oil in this area also.

Photographs of this area have been attached to this report.

A non-compliance has been recorded against Condition 1.1.1 (a) of the Environmental Permit (Category 3 - Minor)(Ref:D2)

Environmental Permit & Environment Management System

Following an inspection of the site, Natural Resources Wales requested copies of the Environmental Permit and Environment Management System. Copies of these documents were not readily available on site. Staff manning the site should have access to these documents and should be made aware of how their roles have a part to play in ensuring operations are compliant.

A non-compliance has been recorded against Condition 1.1.3 of the Environmental Permit (Category 3 - Minor)(Ref:C2)

It is recommended that staff on site (possibly in the weighbridge office) have copies of the Environmental Permit, Environment Management System and Fire Prevention and Mitigation Plan. In the event of an accident/emergency, staff will then have access to these documents and may be able to help mitigate the impacts of any potential incident.

Thank you for your time during the inspection.

END OF REPORT

Any compliance criteria not highlighted in the above summary should be considered as not assessed. In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resource Body for Wales (Establishment) Order 2012. You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1 st April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the Forestry Commissioners and the Environment Agency for Wales.

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.