

## Compliance Assessment Report CAR\_NRW0043721

**Permit being assessed:** RP3098FM.

For: Ammanford Metal Recycling, held by Ammanford Recycling Ltd  
At: Shands Road , Ammanford, Carmarthenshire, SA18 3QU.

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

On 01/03/2024 between 13:45 and 15:00.

Parts of permit assessed: Permitted Area, waste storage and FPMP.

**NRW Lead Officer:** David Ellar, accompanied by Michael Edwards.

**Report sent to:** Richard Safadi & Adrian Stewart, Directors on 12/03/2024.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C3 - General Management - Materials acceptance	C3 Minor	2.1.1 Table 2.1
E2 - Emissions - Land and groundwater	C2 Significant	5.1.4
B4 - Infrastructure - Containment of stored materials	C2 Significant	2.1 and table 2.1

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

Total number of non-compliances recorded	Total non-compliance score
3	66

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
C3	Remove unpermitted non ELV waste from site. Ensure suitable authorisations are in place before site keeps, treats or stores non ELV waste	12/04/2024
E2	Ensure that all oil spills are cleared in a timely manner and in line with the above conditions as written in the EMS.	12/04/2024
B4	Ensure oily waste is stored on impermeable pad and away from the earth boundary. Consider better storage arrangements.	12/04/2024

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.**

**We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.**

#### **4. Details of our assessment**

This was an announced visit made by David Ellar and Mike Edwards (NRW) which was planned to assess the infrastructure improvements, the new EMS (July 2023) and the vehicle depollution process. Officers were unable to observe the ELV depollution process due to power supply issues at the site. This will be the focus of our next visit.

The weather was fine and dry.

##### **Permit breaches identified:**

**E2 Land and groundwater – Cat 2;** Permit Condition 5.1.4. You have been given this category 2 breach under the above condition because during our inspection it was observed that a large broken area or depression in the impermeable pad was filled with waste oil. area was near the baler and was partially covered with a large blue skip. This spill had not been cleared up in accordance with the permit and it poses a significant risk to the surrounding environment.

Permit condition 5.1.4 states that 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. Action d) of Table 5.1 refers to the control and remediation of leaks and spillages. Major spillages of oil, fuel or other end of life vehicle fluid which are causing or are likely to cause polluting emissions to the environment.

- Immediate action shall be taken to contain the spillage and prevent liquid from entering surface water drains, water courses and unsurfaced ground.
- The spillage shall be cleared immediately and placed in alternative appropriate containers.
- The agency shall be notified immediately.

You are required to take the following steps to remediate/rectify the breach, by the dates listed on page 4 of this form under Actions required:

Ensure that all oil spills are cleared in a timely manner and in line with the above conditions and as written in the EMS. Please also clear the damaged area of impermeable pad of waste and do not use this area for waste storage or treatment until the damage is rectified.

Photograph showing waste oil in damaged area of impermeable pad:



**B4 – Containment of stored materials – Cat 2;** Permit condition 2.1 and table 2.1. You have been given this category 2 breach under the above condition because during our inspection it was observed that oily waste and engines stored in designated 'oily waste area' had been pushed to the rear of the pad and were lying against the earth bund, the earth here was visually contaminated with oil and poses a significant risk to the surrounding environment.

Permit condition 2.1 and table 2.1 states that ELV waste must be stored on an impermeable pavement with a sealed drainage system.

You are required to take the following steps to remediate/rectify the breach, by the dates listed on page 4 of this form under Actions required:

Ensure oily waste is stored on impermeable pad and away from the earth boundary. Consider better storage arrangements.

Photograph showing oily waste against the earth boundary:



**C3 – Materials acceptance – Cat 3;** Permit condition 2.1 and table 2.1. You have been given this category 3 breach under the above condition because during our inspection it was observed that unpermitted waste types mainly non ELV waste e.g. scrap metal was being stored and treated on site.

Permit condition 2.1 and table 2.1 states that only ELV and ELV residual waste can be store and treated on site.

You are required to take the following steps to remediate/rectify the breach, by the dates listed on page 4 of this form under Actions required:

Remove unpermitted non ELV waste from site. Ensure suitable authorisations are in place before site keeps, treats or stores non ELV waste.

Photograph showing non ELV waste being stored on site:

**Previous inspections:**

Many improvements have been made since our last visit, the site is now connected to the foul sewer and a trade effluent consent is in place with DCWW. The impermeable pad has been extended and improved with several of the damaged areas noted in our previous CAR now compliant. There is a new ELV depollution facility and waste storage tanks. There have also been many changes to staff training and the management structure which are detailed in the new EMS (July 2023). Andy Evans mentioned that this EMS was again being updated and a new copy would be submitted to NRW as soon as it was finished.

**General Observations:**

NRW officers were accompanied around the site by Compliance Manager Andy Evans and Site Forman Steve (ARL). All breaches and issues and potential resolutions were discussed on site with Andy, Steve and company Director Richard Safadi.

Despite the breaches observed, generally the site has vastly improved in recent months and the investment in the infrastructure, staff training and business operation was clear to see. Andy Evans explained that they had had recent issues with electricity supply at the site due to a local transformer burning down. The site had been run on generators in recent weeks and this was having issues with some site operations including operation of the plant in the ELV depollution bay. There was no power to this part of the site during the inspection, so observation and assessment of the depollution process was not possible. We were informed that the power situation would soon be rectified with Western Power fitting the new connection imminently.

Thank you for your time during the inspection.

Ends.

**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.**

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.