

Compliance Assessment Report CAR_NRW0043823

Permit being assessed: AB3995HY.

For: Glaslyn Workshop, held by Arvydas Kazlauskas

At: Glaslyn, Pennorth, Brecon, LD3 7EJ.

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

On 07/03/2024 between 12:15 and 13:06.

Parts of permit assessed: See criteria listed below

NRW Lead Officer: Luke Taylor, accompanied by Gillian Coates, David Fowles.

Report sent to: Arvydas Kazlauskas, Site Owner on 04/04/2024.

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	1.1.4
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4 No impact	4.2.2
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
A1 - Specified by permit	C4 No impact	2.4.1
F1 - Amenity - Odour	Assessed (A)	
F2 - Amenity - Noise	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	
F4 - Amenity - Pests/birds and scavengers	Assessed (A)	
F5 - Amenity - Deposits on road	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
3	4.2

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	Complete continuing competency assessment and provide evidence of this to NRW	31/05/2024
G4	Submit annual waste returns for 2021, 2022 and 2023	31/05/2024
A1	Move ELV's into the parts shed within permit boundary	31/05/2024

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.

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

On Thursday 7th March 2024, officers from Natural Resources Wales conducted a planned compliance assessment visit at Glaslyn Workshop to inspect the activities taking place under environmental permit AB3995HY. This visit was conducted by Luke Taylor (Waste Regulation Officer), Gillian Coates (Hazardous Waste Regulation Officer) and observed by David Fowles (Workplace Recycling Regulations Officer).

The weather at the time was dry with a light breeze, and the site was operational. Officers met with the site owner, Arvydas Kazlauskas, who accompanied them throughout.

The following breaches were identified:

C1 - Staff Training and Competency - Cat 3 - Permit Condition 1.1.4

During the inspection your Technically Competent Managers (TCM) qualification was reviewed. It was apparent that, whilst you have completed the initial qualification, you have not completed any continuing competency assessment. As a result you have been operating without a TCM on site since your original certificate expired in May 2021. The requirement to complete continuing competency was also discussed during a previous compliance inspection by Kim Jones, Hazardous Waste Regulation Officer, in February 2021.

A report was issued to you following that inspection (CAR_NRW0039537) informing you that you had been scored a Category 3 breach for Non-Compliance, and that you were required to undertake the continuing competency test, providing evidence of this to NRW. That action was not complied with.

You have been scored a further Category 3 breach on this occasion. Please ensure that you enroll on a continuing competency assessment with CIWM/WAMITAB to rectify this breach. As this is the second time that this has been highlighted to you, failure to comply with this action may result in NRW considering an enforcement response.

ACTION - Complete the Continuing Competency assessment and provide evidence of this to NRW. Deadline - 31/05/2024

G4 - Reporting and Notification to Natural Resources Wales - Cat 4 - Permit Condition 4.2.2

A review of the waste returns for the site was conducted after the inspection, which identified that no returns have been submitted to NRW since those for the year 2020.

As per condition 4.2.2 of your permit, you are required to submit annual waste returns to Natural Resources Wales. This has been raised with you previously, in the CAR issued to you in April 2021 (CAR_NRW0037878). The deadline for the submission of annual returns is 31st January the following year.

As a result you been scored this Category 4 breach. In order to rectify this, please submit all outstanding waste returns for the site for the years 2021, 2022 and 2023 to NRW by 31st May 2024 and continue to submit waste returns by the expected deadlines.

ACTION - Submit annual waste returns for 2021, 2022 and 2023. Deadline - 31/05/2024

A1 - Specified by Permit - Cat 4 - Permit condition 2.4.1

There is a further unit adjacent to the permitted site, which is covered and built on the same impermeable surface as the main building. It is currently being used to house three End-of-Life vehicles, two of which are awaiting to be fully dismantled and a third which is just a shell awaiting disposal. Owing to the nature of the vehicles, being electric, there are no fluids within them.



However, as we discussed during the inspection, these cannot be stored outside the permitted area as they are. Section 2.4.1 of your permit states that the activities shall not extend beyond the site, being the land shown edged in green on the site plan attached to the permit.

One section of the main unit is currently being used to store vehicle parts, which are for sale, or suitable for sale, and have achieved end of waste status. In order to comply with your permit the three vehicles will need to be moved into the main unit, and the vehicle parts in there can be moved into the area outside of the permit boundary pending there sale.

ACTION - Move ELV's into the parts shed within the permit boundary. Deadline - 31/05/2024

Other Observations

The site was clean and tidy, with no evidence of litter or debris. Within one section of the unit is storage for waste oils, consisting of a bunded container on impermeable surface. There were also suitable containers for filters and batteries.

Hazardous waste consignment notes and waste transfer notes were available to the officers to review. There was no evidence of mixing of hazardous and non hazardous



waste streams.

If you wish to discuss this CAR, or have any queries in relation to its contents, please email: luke.taylor@cyfoethnaturiolcymru.gov.uk

Regards,
Luke Taylor

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 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.