

## Compliance Assessment Report CAR\_NRW0044052

**Permit being assessed:** RP3098FM.

**For:** Ammanford Metal Recycling, **held by:** Ammanford Recycling Ltd

**At:** Shands Road , Ammanford, Carmarthenshire, SA18 3QU.

**Type of assessment:** Site Inspection,

**Reason:** Other.

**On:** 16/04/2024 between 13:30 and 14:30.

**Parts of permit assessed:** Actions identified in previous CAR and Reg 36 notice compliance and ELV depollution process.

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

**Report sent to:** Richard Safadi, Director, on 18/04/2024.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W1A - Waste - Management - General management	Assessed (A)	
W2A - Waste - Operations - Permitted activities	Assessed (A)	
W2C - Waste - Operations - Operating techniques	Assessed (A)	

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

Total 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?

No action required.

### 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 was an announced visit made by David Ellar and Mike Edwards (NRW) to confirm that actions identified in the previous CAR had been completed, compliance with the Regulation 36 notice which was issued on the 18/03/2024 with a compliance deadline of 12/04/2024 had been complied with and to review the ELV depollution process.

The weather was fine and dry.

**Permit breaches identified:**

No permit breaches were observed during the inspection.

**Previous inspections:**

2 x Category 2 and 1 x category 3 breaches were recorded during our last inspection, full detail can be seen in CAR\_NRW0043721. A Regulation 36 enforcement notice was issued to ensure that the identified actions were completed, and the site returned to compliance.

E2 Land and groundwater – Cat 2; Permit Condition 5.1.4. You were given this category 2 breach because a large broken area or depression in the impermeable pad was filled with waste oil. You were required to ensure that all oil spills are cleared in a timely manner and in line with permit conditions and as written in the EMS.

The pad has been repaired, the oil had been cleaned up and a sump which is tied into the sites drainage system has been installed.

Photograph showing sump installed on pad:



B4 – Containment of stored materials – Cat 2; Permit condition 2.1 and table 2.1. You were given this category 2 breach as 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. You were required to ensure oily waste is stored on impermeable pad and away from the earth boundary.

The oily waste storage area had been cleared of waste, the bund had been extended all around the area and now oily waste was also being stored in skips on the pad.

Photograph showing improved oily waste storage area:



C3 – Materials acceptance – Cat 3; Permit condition 2.1 and table 2.1. You were 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. You were required to remove unpermitted non ELV waste from site. Ensure suitable authorisations are in place before site keeps, treats or stores non ELV waste.

A T9 waste exemption (Number: NRW-WME097124) was registered on the 20/03/2024. Scrap metal was on site during the visit and was being stored and sorted under the T( waste exemption. The exempt activity appeared to be compliant during our visit.

All actions have been completed within the agreed time scales.

### **General Observations:**

NRW officers were accompanied around the site by Andy Evans (ARL Compliance Manager) Richard Safadi (ARL Director) and Steve (ARL site foreman).

The site has vastly improved in recent months and the investment in the infrastructure, staff training and business operation was clear to see. All actions identified in the previous CAR had been completed in agreed timescales and the recently issued Regulation 36 notice had been complied with.

The new site drainage system was now complete and a trade discharge consent with Welsh Water was in place.

### **ELV Depollution:**

The ELV depollution process was inspected. The depollution area has been upgraded with new kit and waste storage. The depollution process is clearly defined in the EMS and copies of the process, flow diagrams and supporting information are made visible on the wall of the depollution area for staff to refer to. Evidence of good practice was observed, and it was found that the ELV depollution process was compliant with the permit.

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.

**If your assessment result in Section 1 is suspended, what does this mean?**

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 Waste compliance criteria (used in section 1 and 2):**

**1. Management**

- W1A – General management
- W1B – Energy Efficiency (MCP/SG facilities only)
- W1C – Avoidance, recovery and disposal of wastes produced by the activities

**2. Operations**

- W2A – Permitted activities
- W2B – Waste recovery plan
- W2C – Operating techniques
- W2D – The site
- W2E – Waste acceptance
- W2F – Technical requirements
- W2G – Improvement programme
- W2H – Pre-operational conditions

**3. Emission and Monitoring**

- W3A – Emissions to water, air or land
- W3B – Emissions of substances not controlled by emission limits
- W3C – Odour
- W3D – Noise and vibration
- W3E – Monitoring
- W3F – Pests
- W3G – Fire

**4. Information**

- W4A – Records
- W4B – Reporting
- W4C – Notification

**Enforcement response**

Any non-compliance with a permit condition 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 twenty 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 to 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.