

Compliance Assessment Report CAR_NRW0044457

Permit being assessed: BV0767IT.

For: Cardiff Section Mill EPR/BV0767IT, **held by:** Celsa Manufacturing UK Ltd

At: Section Mill Tremorfa Works , Cardiff, CF24 5TH.

Type of assessment: Report/Data Review,

Reason: Routine.

On: 29/05/2024.

Parts of permit assessed: Quarterly returns - Q1 2024 & Notifications.

NRW Lead Officer: Dale Padfield.

Report sent to: Hannah Powell, Environmental Manager, on 29/05/2024.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
IR1A - Installations - Management - General Management	C3 Minor	1.3.1
IR3B - Installations - Emissions and monitoring - Emissions of substances not controlled by emission limits	C3 Minor	2.2.7.2
IR3A - Installations - Emissions and monitoring - Emissions to water, air or land	Assessed (A)	
IR4B - Installations - Information - Reporting	Assessed (A)	

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

Total 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
IR1A	Celsa to implement procedures to detail the actions required to safely manage potentially contaminated water from flooded cellars / subsurface infrastructure. The new procedure should	31/07/2024

Criteria	Action needed	Complete by
	be communicated to all relevant operations staff. Please provide NRW with conformation once complete.	
IR3B	As above.	31/07/2024

Compliance 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

Celsa Manufacturing UK Limited

Sections Mill

EPR/BV0767IT

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Quarter 1 (January – March) 2024 reporting returns

The Quarterly stack emissions monitoring report for the A1 emission point was received on the 29/04/2024. All parameters were within the permitted ELV's. The report is accepted.

Schedule 1 notifications

A schedule 1 'Part A' notification was received on the 20/03/2024, with a follow up 'Part B' on the 10/05/2024. The notification was regarding the flooding a cellar which housed electrical equipment, and the flood water resulted in a high voltage circuit breaker to trip. The flooded cellar posed a health and safety hazard and to mitigate the immediate hazard the water was pumped from the cellar and discharged on an internal pathway outside the mill. Celsa conducted subsequent testing of the pumped water and reported that analysis of the discharged water showed the parameters to be within effluent consent limits. The extraction pipe was later re-routed to a flume that re-directed the pumped water to the effluent treatment plant.

Although the water from the flooded cellar may have been within effluent discharge consent limits, the potentially contaminated water should not have been pump and a discharged directly to the environment. The effluent arising from the installation is discharged to sewer, where further treatment is undertaken at the treatment works before being discharged to the environment. Any potentially contaminated wastewater arising from the installation should be appropriately managed to mitigate the risk of pollution. Discharging potentially contaminated water without appropriate containment could have provided a pathway for any pollutants to enter the soil or surface water drainage.

The initial flooding of the cellar may not have been avoidable; however, the release of the subsequently pumped water was fully in the control of the operator. This suggests that the staff undertaking this activity

were not fully aware of the potential environmental impacts of not appropriately containing the pumped wastewater and the conditions of the environmental permit.

Given the quantity of cellars and subsurface infrastructure across the Celsa installations, and this being the second recent flooding event impacting a cellar, Celsa should implement a procedure for dealing with such events. The procedure should identify a means of containing any pumped water, allowing it to be disposed of correctly either at the on site ETP or consigned as waste to an authorised facility. An action has been included within section 2 of the CAR form.

Awareness training should be provided to any relevant operations staff on the implementation of the new procedures.

The following non-compliances will be issued.

Non-compliance: A category 3 minor non-compliance is issued for potential release of polluting substances to land. Permit Condition 2.2.7.2.

Non-compliance: A category 3 minor non-compliance is issued for the management system failing to recognise and control the risks arising from operations, maintenance, and incidents. Permit condition 1.3.1.

End.

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 Industry compliance criteria (used in section 1 and 2):

1. Management

- IR1A – General management
- IR1B – Finance (only applicable to Landfill)
- IR1C – Energy efficiency
- IR1D - Efficient use of raw materials
- IR1E - Avoidance, recovery and disposal of wastes produced by the activities
- IR1F - Multiple operator installations

2. Operations

- IR2A – Permitted activities
- IR2B – The site
- IR2C – Operating techniques
- IR2D – Technical requirements
- IR2E – Improvement programme
- IR2F – Pre-operational conditions
- IR2G – Landfill engineering (only applicable to Landfill)
- IR2H – Waste acceptance (only applicable to Landfill)
- IR2I – Leachate levels (only applicable to Landfill)
- IR2J – Closure and aftercare (only applicable to Landfill)
- IR2K – Landfill gas management (only applicable to Landfill)

3. Emission and Monitoring

- IR3A – Emissions to water, air or land
- IR3B – Emissions of substances not controlled by emission limits
- IR3C – Odour
- IR3D – Noise and vibration
- IR3E – Monitoring
- IR3F – Pests
- IR3G – Air quality management plans
- IR3H – Monitoring for the purposes of the Industrial Emissions Directive (this heading includes Large Combustion Plants)
- IR3I – Fire

4. Information

- IR4A – Records
- IR4B – Reporting
- IR4C – 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 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.