

Compliance Assessment Report CAR_NRW0044514

Permit being assessed: AB3698CV.

For: Airfield Metals, **held by:** Airfield Metals Limited

At: Carew Airfield, Carew Airfield, Carew, Tenby, Pembrokeshire, SA70 8SY.

Type of assessment: Site Inspection,

Reason: Routine.

On: 05/06/2024 between 10:40 and 11:25.

Parts of permit assessed: W1, W2, W3 & W4.

NRW Lead Officer: David Morgan, accompanied by Richard Samuel.

Report sent to: Nening Jones , Director, on 12/06/2024.

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	C2 Significant	1.1.1 (a)
W4A - Waste - Information - Records	C3 Minor	3.4.1

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

Total non-compliances recorded	Total non-compliance score
2	35

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
W1A	Operate activities in accordance with a written management system that identifies and minimises the risks of pollution	21/08/2024
W4A	Ensure documents relevant to operations in relation to the permit are available on site	21/08/2024

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.

You are non-compliant with your permit.

At this time, we are issuing you with a warning for the non-compliance recorded above. Warnings may influence future enforcement response for continued or further non-compliance.

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 5th June 2024. Present at the time of the inspection were: David Morgan (Natural Resources Wales), Llyr Samuel (Natural Resources Wales) and Nening Jones (Director, Airfield Metals).

The purpose of this routine inspection was to assess compliance with the Environmental Permit (Ref: EPR/AB3698CV).

An inspection of the yard and permitted activities was undertaken, following which a discussion was held regarding operation of the site.

On Wednesday 5th June 2024, the following observations were made:

Site Operation

At the time of arrival, officers found that the site was closed and not manned. The front gates were locked. Large volumes of waste (namely End-of-Life Vehicles) were being stored on site although no treatment activities were taking place at the time.

It was noted that the site is not open on a day-to-day basis and is unmanned for significant periods of time.

General Management

During the inspection, a number of issues relating to the general management of the site were identified:

Site Security - At the time of the inspection, site security measures were insufficient. Although the main gates were locked, the site could be easily accessed from a public highway as a large section of the boundary fence was open.

The site was not secure and this presents a risk of incidents such as arson or fly-tipping caused by unauthorised access on to site. This issue has been raised previously (Ref: CAR_NRW0043550).

You must ensure the site is made secure to prevent unauthorised access.

Drainage - It was noted that an open drain on site was full of oil. This drain/drainage channel appeared to be blocked. Although at the time of the inspection this was not overflowing, if left unattended, during periods of heavy rain, this drain may overflow with contaminated site surface waters likely to run-off from the site.

You must ensure these drains are emptied, maintained and are routinely cleared.

Waste Storage - During an inspection of the site boundary, it was noted that waste metal/end-of-life vehicle parts were stored against the boundary wall and some were falling off site. There is also a number of end-of-life vehicles, that are in a very poor condition, stored outside of the site.

You must ensure all waste is contained on site within the permitted boundary.

These multiple compliance issues have been consolidated into one non-compliance in relation to general management of the site.

A non-compliance (Category 2 - Significant)(Ref:W1A) has been recorded against condition 1.1.1 (a) of your Environmental Permit.

You must ensure these items are compliant by Wednesday 21st August 2024.

Records

Following an inspection of the operational areas of the site, a discussion was held regarding the records management for the site. A request was made by officers for copies of the site Environmental Permit, Environment Management System and Fire Prevention and Mitigation Plan.

These documents were not available upon request.

As the site is unmanned, in the event of an incident, it is crucial that emergency services have access to the site's Fire Prevention & Mitigation Plan.

You must keep copies of the documents on site and ensure they are available upon request.**A non-compliance (Category 3 - Minor)(Ref:W4A) has been recorded against condition 3.4.1 of the Environmental Permit.****Summary**

An inspection of the site was undertaken on Wednesday 5th June 2024. Natural Resources Wales officers identified several areas of concern regarding general management of the site and have recorded non-compliances of Environmental Permit conditions.

It is noted that the site is often unmanned so it is imperative that the site is kept secure to prevent unauthorised access. You must also ensure documents relating to the management of the site, namely the Fire Prevention & Mitigation Plan, are kept on site.

It is recommended that you conduct a review of operations on site. This should include a review of management documents such as the Environment Management System to ensure all documents and records are up to date.

A provisional date for the next inspection is set as Wednesday 21st August 2024 whereupon compliance with the permit will be reassessed.

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 1st 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.

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 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.