

Compliance Assessment Report CAR_NRW0044595

Permit being assessed: BB3793ND.

For: Nevills Dock, **held by:** AMG Resources Ltd.

At: A M G Resources Ltd, Nevills Dock, Llanelli, Carmarthenshire, SA15 2HD.

Type of assessment: Site Inspection,

Reason: Routine.

On: 21/06/2024 between 09:00 and 17:00.

Parts of permit assessed: W1A, W2A, W3F.

NRW Lead Officer: David Morgan, accompanied by Jolene Lewis.

Report sent to: Adrian Stewart, Technical Competent Manager, on 25/06/2024.

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	Assessed (A)	
W2A - Waste - Operations - Permitted activities	Assessed (A)	
W3F - Waste - Emissions and monitoring - Pests	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

A routine site inspection was undertaken on Friday 21st June 2024. Present at the time of the inspection were: David Morgan, Jolene Lewis (Natural Resources Wales) and Adrian Stewart (AMG Resources Ltd).

The main focus of this inspection was to monitor pest management, specifically the prevention and mitigation measures in relation to flies.

In October 2023, evidence of flies breeding on site was found on site. A nearby sensitive receptor was heavily impacted by flies. At that time, Natural Resources Wales identified a number of issues with regards to pest management, notably, failures by AMG Resources Ltd in managing activities in line with the Pest Management Plan.

An inspection of the site was undertaken on Friday 21st June 2024 and the following observations were made:

Waste Storage & Outlets

On Friday 21st June 2024, it was noted that on site operations had changed since the previous inspection. The site layout has been altered with pre-treated baled waste now stored in the bay where contrary waste was previously stored post-treatment.

Following the scaling down of activities at the main offtake site, alternative outlets have had to be found and it is noted that the majority of waste now goes to export.

At the time of the inspection, there was a significant amount of bales of tins/cans awaiting treatment. There appeared to be an increase in the volume of this waste on site since previous inspections.

ACTION: Given the changes of outlets and onsite processing, you should review your Pest Management Plan and ensure operations are still compliant with the requirements of that plan.

Pest Management

An inspection of fly monitoring and capturing methods were reviewed on site. Monitoring boards appeared to be indicating very low numbers being present on site, capture bags were also showing low numbers of flies to the rear of the site (behind the concrete wall on the right hand side of the site upon entering). The area of the yard that was now used to store contrary waste also had a low level of fly activity.

There was increased fly activity at the baled waste (area previously used to store contrary waste). In this area, fly larvae was seen. **This is evidence that flies are currently breeding on site.**

It was agreed that this area would be treated with urgency and likely be sprayed.

Generally, it was deemed that house-keeping on site had improved. Concrete A-Frames appeared to have been cleared recently and there was less litter windblown around the site than previously noted although some fly capture bags in this area were damaged and weathered.

ACTION: You must ensure operations are managed in line with the Pest Management Plan. It is recommended that as warmer weather is now likely that monitoring and checks are significantly increased in order to avoid increase in flies.

Summary

Operations have been altered since inspections of September/October 2023. You must review the site Environment Management System and Pest Management Plan to ensure activities are still compliant.

Although housekeeping appears to have improved, and there were low levels of flies in nearly all areas of the site, **evidence of fly breeding was found on site on Friday 21st June 2024.**

Natural Resources Wales has not received any reports of increased fly activity at any receptors nearby. This has not been recorded as a non-compliance of the Environmental Permit on this occasion, however, it is recommended you remain vigilant and monitoring/daily checks for flies are increased.

It is likely Natural Resources Wales will revisit in coming weeks to ensure fly prevention and mitigation measures are being implemented.

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.