

Compliance Assessment Report CAR_NRW0045695

Permit being assessed: EP3794FY.

For: I Hayward Ltd, held by I Hayward Limited

At: I Hayward Ltd, Gardden Ind Est, Ruabon, Wrexham, Clwyd, LL14 6RG.

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

On 15/11/2024 between 11:20 and 12:10.

Parts of permit assessed: 1.1.1 4.2.2 2.4.1

NRW Lead Officer: Ian Thomas2, accompanied by Boguslawa Pierzchala.

Report sent to: Cari Hayward, TCM on 25/11/2024.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
W4A - Waste - Information - Records	Action only (X)	
W2D - Waste - Operations - The site	Action only (X)	
W2A - Waste - Operations - Permitted activities	C3 Minor	2.4.1
W4B - Waste - Information - Reporting	C3 Minor	4.2.2

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

Total number of 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
W4A	Ensure all required documents are available in full	31/12/2024
W2D	All gas bottles on site to be stored in a lockable cage in one location.	31/12/2024
W2A	Please store all engines and associated parts in a sealed skip/container with a weatherproof cover.	31/12/2024
W4B	Please submit all outstanding waste returns by 31st December 2024	31/12/2024

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 Friday the 15th of November 2024 Natural Resources Wales officers attended site.

This was a routine site inspection for permit ref EPR/EP3794FY which was carried out by Waste Regulation Officer Ian Thomas, accompanied by Waste regulation officer Boguslawa Pierzchala.

On arrival at site, officers met with Cari Hayward, site owner, and Andy Williams. Cari had to leave site for a prior appointment, Andy accompanied officers throughout the inspection.

Indoor storage area was organised and tidy, mostly used for weighing and storage of non-ferrous metals. Batteries were also stored appropriately within containers ready for collection.

There were several areas on the site where gas bottles of varying types were found.

Action required: All gas bottles must be stored in a secure and lockable cage, this is advisable to ensure all gas bottles are in one place in the event of a fire or incident. Emergency services will be aware of the location rather than multiple locations and risks.



Multiple locations of gas bottles.

Officers noted that some WEEE (Waste electrical and electronic equipment), was on site which had been received from a hospital. Advice was given in the correct treatment and storage of the WEEE as Andy questioned the items.

WEEE treatment 2.4.1 The storage (including temporary storage) and treatment of WEEE shall be carried out in accordance with the technical requirements of Annex III of the WEEE Directive. 2.4.2 WEEE shall be treated using best available treatment, recovery and recycling techniques (BATRRRT). 2.4.3 As a minimum, the substances, preparations and components specified in table 2.4 shall be removed from any separately collected WEEE.

Table 2.4 Substances, preparations and components to be removed from separately collected WEEE • Capacitors containing Polychlorinated biphenyls (PCB) • Mercury-containing components, such as switches or backlighting lamps • Batteries • Printed circuit boards of mobile phones generally, and of other devices if the surface of the printed circuit board is greater than 10 square centimetres • Toner cartridges, liquid and pasty, as well as colour toner • Plastic containing brominated flame retardants • Asbestos waste and components which contain asbestos • Cathode ray tubes • Chlorofluorocarbons (CFC), hydrochlorofluorocarbons (HCFC), hydro fluorocarbons (HFC), or hydrocarbons (HC) • Gas discharge lamps • Liquid crystal displays (together with their casing where appropriate) of a surface greater than 100 square centimetres and all those back-lighted with gas discharge lamps • External electric cables • Components containing refractory ceramic fibres • Components containing radioactive substances with the exception of components that are below the exemption thresholds set in Article 3 of and the Annex I to Council Directive 96/29/Euratom of 13 May 1996 laying down basic safety standards for the protection of the health of workers and the general public against the dangers arising from ionising radiation • Electrolytic capacitors containing “substances of concern” (height > 25mm, diameter > 25 mm or proportionately similar volume



WEEE materials

Please ensure the WEEE is treated as per the above guidance located in permit EP3794FY.

During the previous site inspection on 2nd June 2023, officers recorded an action as engines were stored on the ground. On this inspection the engines are now stored in a container, the container in use is not fit for purpose. The container is not sealed and has no cover, the engines are still open to the elements and as such oil and contaminants are running out of the container and into the ground.

Section 3.8.1 of the EMS states any recovered materials from ELV processing i.e engines, tyres will be stored in segregated containers.

Scored as a C3: The container in use is not fit for the requirements of storage. Evidence of contaminants leaking to ground for some time. Contaminants can be seen spreading away from the source container through the ground causing pollution to the environment.



Container and contaminants to ground.



The remaining areas of the site look to be organised, areas are set out for incoming metal to be sorted, cars on hardstanding ground awaiting de pollution.

On returning to the office staff made a note of the required documentation to be kept on site.

Environmental Permit – not available in full.

Environmental Management System – not available in full.

Site diary – available.

Waste transfer notes – not available in full.

Hazardous Waste Consignment Notes – not available in full.

Action: Please ensure all of the required documents are fully available.

Waste returns – Condition 4.2.2 of your permit requires you to submit within one month of the end of each year, a summary of waste quantities and types accept on to and removed from site during the previous year.

Officers highlighted this during the last inspection. Waste returns for 2022 and 2023 are still outstanding. Waste returns for the year 2021 were submitted, but on the 31/10/2022, approx 9 month after the required timescale.

Scored as a C3: It can not be established the amount of waste accepted and removed in relation to the permit and therefore environmental limits could be exceeded.

Thank you for your time during the inspection. Should you have any queries regarding this CAR form please contact.

ian.thomas2@cyfoethnaturiolcymru.gov.uk

Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ 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.

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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.