

Compliance Assessment Report

Report ID:
CAR_NRW0034370

This form will report compliance with your permit as determined by an NRW officer

Site	E & J Autospare Ltd	Permit Ref	AP3698FQ			
Operator/Permit holder	Mandy Jayne Rowland					
Regime	Waste Operations					
Date of assessment	10/12/2018	Time in	14:10	Out	15:00	
Assessment type	Audit					
Parts of the permit assessed	Operations					
Lead officer's name	Lloyd, Cathy					
Accompanied by						
Recipient's name/position	Mandy Rowlands / Operator	Date issued	20/12/2018			

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS Scores can be consolidated or suspended where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit conditions and compliance summary	CCS Category	Condition(s) breached
B1 - Infrastructure - Engineering for prevention and control of emissions	C2	3.1.2 table3.1
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	3.1.2
C2 - General Management - Management system and operating procedures	X	
D2 - Incident Management - Accidents, emergency and incident planning	C2	5.1.4
	C3	4.2.2

KEY: See Section 5 for breach categories, suspended scores will be indicated as such.

A = Assessed or assessed in part (no evidence of non-compliance), **X** = Action only,

O = Ongoing non-compliance, not scored.

Number of breaches recorded	4	Total compliance score (see section 5 for scoring scheme)	70
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details of any multiple non-compliances
- Information on the compliance score accrued inc.
- Details of advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

Present Sion Rowlands

Cathy Lloyd NRW

Outstanding actions

B1 Engineering for Prevention and Control of Emissions

Condition 3.1.2. table 3.1

ACTION: Bunding or a sill must be provided around the depollution bay. This ensures that any spillages cannot leave the depollution area and drain onto permeable ground. This was requested in the Compliance Assessment Reports dated 9/5/2018 and 31/2/2018. Tim Williams of Geo Pollution Technologies has been allocated this task. This work should be carried out within the week depending on the weather.

D2 Accidents, Incidents and Emergency Planning

Condition 5.1.4

Documented control and remediation procedures for leaks and spillages are required. This was requested on the 15/3/18, 3/5/2018 and was subject of a Regulation 36 Notice. Despite assurances that this document would be emailed to me on the 10th December 2018, it did not arrive. We will consider our enforcement response for this breach.

Condition 4.2.2

The site identification board has not been updated. Sion explained that the permit is going to be transferred into his name as he is making investments into the site. This should be complete by February. If the permit is not transferred the name of the operator must be updated from Mandy Rowlands to Mandy Galinsky. This is an administrative change and will incur no charge. This issue was raised in the Compliance Assessment Report dated 21 March 2017.

ACTION: Update site identification board with accurate information and update the name of the permit holder

B3 Site Engineering, clean and foul

Condition 3.1.2

Sion Rowlands provided documents which showed the septic tank on site had been emptied on the 22 August 2018 by Redwood Environmental. However, the drainage tank was full at the time of the inspection and surface water ponding was seen at the site entrance.

ACTION: Empty the drainage tank

Fresh gravel has been imported to the site. Sion is planning on removing any contaminated material and replacing with the fresh gravel. Long term his intention is to concrete over more of the yard.

Waste documentation was provided for the collection of batteries by Fordpad Metal Recycling Ltd.

The bunding beneath the oil tank has been replaced.

ACTION: Please provide the invoice for this purchase.

ACTION: Please provide details of your hazardous waste producer registration

EPR Compliance Assessment Report

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Operator/Permit holder	Mandy Jayne Rowland	Date	10/12/2018

Section 3 – Enforcement Response

You must take immediate action to rectify any non-compliance and prevent repetition. Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			
C2	X	Please provide a copy of your hazardous waste registration	28/02/2019
B3	C3	Clean out drainage tank	28/02/2019
D2	C2	Produce a written plan that describes procedures used for dealing with leaks and spillages	28/02/2019
D2	C3	Please replace the site identification board with one containing accurate information.	28/02/2019
B1	C2	Construct a sill around the depollution bay.	28/02/2019

Section 5 – Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- Advise on corrective actions verbally or in writing
- Require you to take specific actions verbally or in writing
- Issue a notice
- Require you to review your procedures or management system
- Change some of the conditions of your permit
- Decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and/or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- Ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- Ensure you comply with other legislative provisions which may apply

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance that could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- Offering/providing you with its literature/services relating to environmental matters
- Consulting with the public, public bodies and other organisations (eg. 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 its service
- Freedom of Information Act/Environmental Regulations request

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within fifteen working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with officer's line managers using the informal appeals procedure. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00 – 18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.