

## Compliance Assessment Report CAR\_NRW0046384

**Permit being assessed:** LP3098FJ.

**For:** Rees Metals, **held by:** Rees Metals Ltd

**At:** Pencoed Works, Bellvue Road, Llanelli, Carmarthenshire, SA14 9LN.

**Type of assessment:** Site Inspection,

**Reason:** Routine.

**On:** 14/02/2025 between 10:20 and 11:00.

**Parts of permit assessed:** Specified by Permit.

**NRW Lead Officer:** Angharad Clark, accompanied by David Morgan.

**Report sent to:** Leonard Davies, Director, on 28/02/2025.

### 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	C3 Minor	2.1.4
W2E - Waste - Operations - Waste acceptance	C3 Minor	1.2
W4A - Waste - Information - Records	C3 Minor	1.4.2

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

Total non-compliances recorded	Total non-compliance score
3	12

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	Store all waste inside permitted area	04/04/2025
W2E	Remove WEEE and car batteries to a quarantined area immediately and remove to a suitably permitted site by 4th April 2025	04/04/2025
W4A	Have a permit available on site at all times	04/04/2025

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

Angharad Clark and David Morgan attended site on 14th February 2025. It was a routine unannounced inspection.

#### **General Management**

It was noted that there was waste stored in skips outside the permitted area. This is in contravention of permit condition 2.1.4 which states:

*No waste shall be deposited, stored, treated or otherwise handled in any area cleared of wastes unless the area has been designated as a waste reception, quarantine, storage or treatment area on the plan submitted in accordance with condition 2.1.3.*

**ACTION:** Please stored all waste within the permitted area by 4th April 2025.

#### **Permitted Activities**

Car batteries and small WEEE items were stored in open topped bins outside in the permitted area. You area not permitted to accept car batteries or WEEE items. This is in contravention to permit condition 1.2.1 which states:

*No wastes shall be accepted at the site other than those which are categories below in table 1.2A (which does not list car batteries or WEEE items).*

You are also in contravention of permit condition 1.2.3 which states:

*Notwithstanding the specification of permitted waste types under conditions 1.2.1 and 1.2.2 above, wastes shall not be accepted at the site which have any of the following characteristics: a) Form and Type: Consisting solely or mainly of: ii) End of life vehicles and v) Waste Electronic Equipment.*

**ACTION:** Remove WEEE and car batteries to a secure, covered quarantine area immediately pending their removal from the site to a suitably permitted facility by 4th April 2025. Please retain hazardous waste consignment notes for their removal.

#### **Environmental Permit**

There was no permit available on site. This is in contravention of permit condition 1.4.2 which states:

*A copy of the licence and the working plan shall be kept available on site for reference when required by all staff carrying out work under the requirements of the licence.*

**ACTION:** Keep a copy of your permit on site and available at all times by 4th April 2025

#### **Technical Competence and Environment Management System**

Please provide us with evidence of your current Technical Competent Manager's qualifications. .

**ACTION:** Provide us with a copy of your Technically Competent Manager's qualifications by 4th April 2025.

**ACTION:** Provide us with your up to date copy of your Environment Management System by 4th April 2025.

### **Next Inspections**

We will inspect your site on Friday 4th April 2025 to confirm the above actions have been completed.

The focus of the following inspection will be Site Infrastructure (Hard Standing areas and site surfaces). We will arrange the next inspection with you beforehand.

**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.**

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](mailto: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](mailto: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.