

Compliance Assessment Report

Report ID:
CAR_NRW0035466

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

Site	Ammanford Metal Recycling	Permit Ref	RP3098FM		
Operator/Permit holder	Ammanford Recycling Ltd				
Regime	Waste Operations				
Date of assessment	17/07/2019	Time in	11:30	Out	13:00
Assessment type	Audit				
Parts of the permit assessed	Site				
Lead officer's name	Lloyd, Cathy				
Accompanied by	Wakeford, Sally				
Recipient's name/position	Richard Safadi/ Operator	Date issued	24/07/2019		

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
C2 - General Management - Management system and operating procedures	X	
C3 - General Management - Materials acceptance	C3	1.1.1
	X	
C4 - General Management - Storage, handling labelling and Segregation	C3	2.2.1
	C2	5.4.1. table 5.4

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	3	Total compliance score (see section 5 for scoring scheme)	39
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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 on site:

Accompanied British Transport Police

Lisa Harries, Sally Wakefield, Cathy Lloyd NRW

Richard Safadi Ammanford Metals

Category 3 breach of Condition 2.2.1

Non-depolluted End of Life Vehicles were being stored on the T9 exemption area. ELVs **cannot** be stored under this exemption. This condition was also breached during NRW's last inspection on the 3 May 2019.

ACTION: Please remove all ELVs from the T9 exempt area.

ACTION: Provide an updated site plan referenced as SW6213SW.

Category 2 breach of condition 2.1.1 Table 2.1

Non-depolluted End of Life Vehicles was being stored on permeable ground. This is a category 2 breach of condition 2.1.1 where it states that non-depolluted vehicles must be stored on an impermeable pavement with a sealed drainage system. Some of these vehicles were seen to be leaking. There did not appear to be any attempt to clean up the spillages.



photo 1 ELV which has leaked onto permeable ground



photo 2 non-depolluted vehicles stored on permeable ground



photo 3 non depolluted vehicles stored on permeable ground



photo 4 ELV which has leaked onto permeable ground



photo 5 spillage onto permeable ground



photo 6 further spillages onto permeable ground

The depollution bay was covered in dust, it was evident that ELVs have not been treated for some time. This is unacceptable.

ACTION: depollute all the End of Life Vehicles on site



photo 7 depollution equipment cover in dust and had not been used for some time

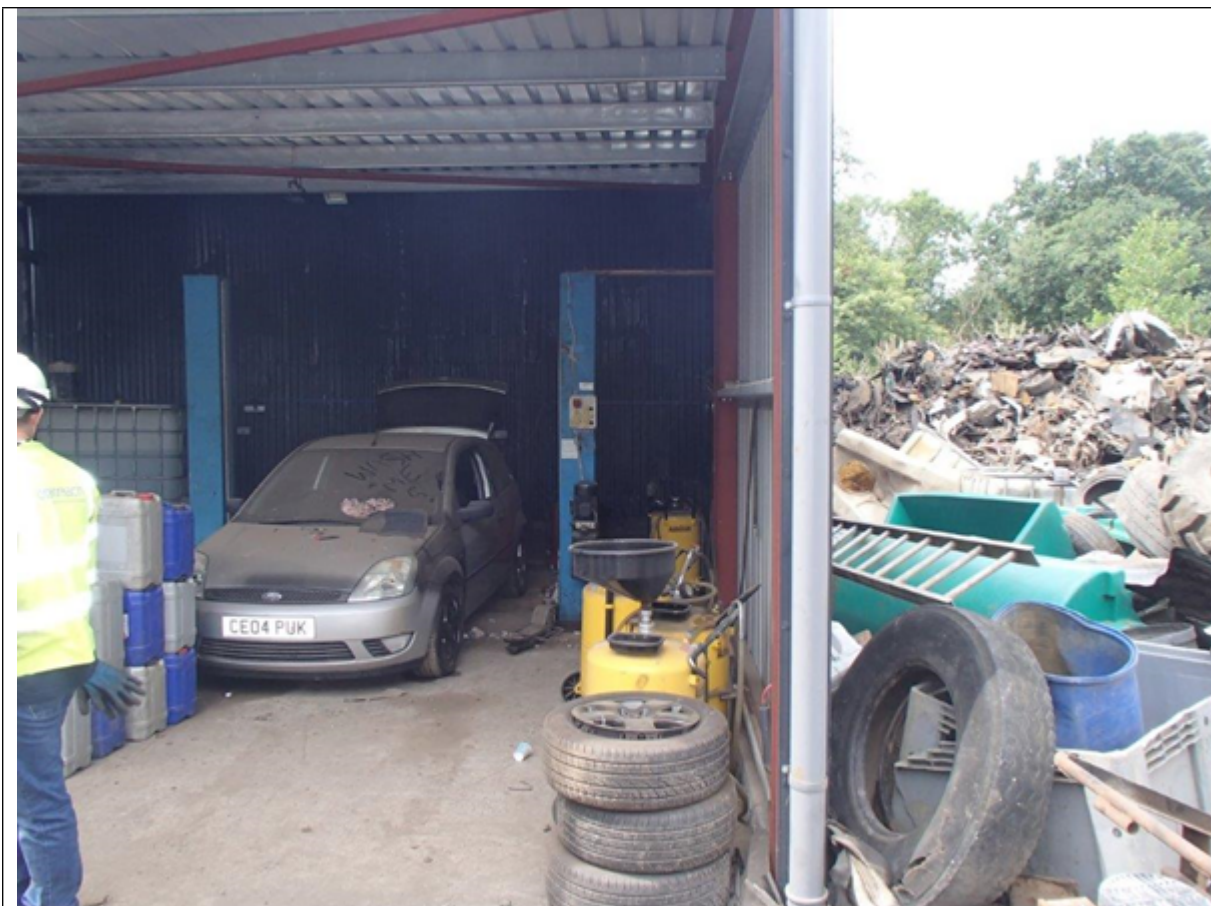


photo 8 depollution bay covered in dust

Category 2 breach of condition 5.4.1 Table 5.4

Batteries were being stored on permeable ground in a container with no lid

Batteries must be stored on impermeable ground with sealed drainage system and in a container with an acid resistant base and a lid to prevent the ingress of water.



photo 9 batteries stored outside in a container with no lid and on permeable ground

Category 3 breach of condition 1.1.1

Your permit does not authorise you to accept scrap metal. All deliveries of scrap must be stored within the T9 area. Scrap metal was being stored on permeable ground and was not in the exempt area

ACTION: scrap metal must be removed and taken to the T9 exemption area



photo 10 scrap metal accepted onto permitted area and on permeable ground.

Outstanding actions

Connection to the foul sewer was supposed to be progressed at the beginning of 2018. Do date this still hasn't been achieved. Richard Safadi has stated that infrastructure works, which includes connection to the sewer and concreting more of the permitted area, will be completed within 3 months.

In the previous CAR from ref. NRW0035092, you were asked to provide waste documentation for everyone who delivered waste to the site on 3 May 2019. This was not supplied. Please provide the documentation for all waste delivered to the site on the 3 May 2019 and 17 July 2019.

EPR Compliance Assessment Report

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Operator/Permit holder	Ammanford Recycling Ltd	Date	17/07/2019

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			
C4	C3	Remove all vehicles from the T9 area	31/07/2019
C3	C3	Remove the scrap metal from the permitted site	31/07/2019
C4	C2	Relocate the battery storage inside building	31/07/2019
C2	X	Provide an updated site plan referenced as SW6213SW	31/07/2019
C3	X	Please provide the documentation for all waste delivered to the site on the 3 May 2019 and 17 July 2019.	31/07/2019

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.