

Compliance Assessment Report CAR_NRW0049179

Permit being assessed: BP3095CL.

For: Nis-Spec 1st , **held by:** Mr John Barry Dyos & Mrs Susan Caroline Dyos

At: N I S-S P E C 1st Ltd, Guilsfield Road, Welshpool, Powys, SY21 9BS.

Type of assessment: Site Inspection,

Reason: Routine.

On: 20/08/2025 between 11:15 and 12:00.

Parts of permit assessed: See criteria below.

NRW Lead Officer: Luke Taylor, accompanied by Holly Dyke.

Report sent to: Paul Harris, Site Manager, on 28/08/2025.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W2C - Waste - Operations - Operating techniques	C3 Minor	2.3.1
W1A - Waste - Management - General management	C3 Minor	1.1.1
W4B - Waste - Information - Reporting	C3 Minor	4.2.2

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
W2C	Move all un-depolluted and damaged ELV's to the area of the site which is impermeable surface	30/09/2025
W1A	Technically Competent Person to attend site for a minimum of 20% of the operational hours each week,	30/09/2025
W4B	Submit outstanding waste returns for the years 2022, 2023 and 2024	30/09/2025

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

This Compliance Assessment Report is being produced following an unannounced inspection, conducted by Luke Taylor (Senior Waste Regulation Officer) and Holly Dyke (Enforcement Officer) of Natural Resources Wales.

The weather at the time of the inspection was dry and overcast, and the site was operational.

The officers were accompanied by the site manager, Paul Harris, for the duration of the inspection.

W2C - Operating Techniques - Permit Condition 2.3.1 - Category 3

You have been scored for the above breach as un-depolluted end of life vehicles are still being stored on hardstanding at the top end of the site. This was raised during the last compliance inspection in November 2024. Several of these vehicles were missing parts, damaged and/or had been marked up with salvage information.

Condition 2.3.1 of your permit states that the activities shall be operated using the techniques and in the manner described in Table 2.3. Within this table it states:

- Fully depolluted end-of-life vehicles, uncontaminated plastic, glass and ferrous and non-ferrous metal wastes arising from the treatment of end-of-life vehicles shall be stored on hard standing or an impermeable surface with sealed drainage system. All other wastes shall be stored on an impermeable surface with sealed drainage system
- Whole un-depolluted and undamaged vehicles shall be stored on an impermeable pavement with a) a sealed drainage system; or b) a drainage system which discharges to surface water or to groundwater and is designed, constructed and maintained so discharged run-off does not adversely impact the water quality of receiving water bodies, both during construction and when operational.
- All other wastes shall be stored on an impermeable surface with sealed drainage

system.

The vehicles being stored in this area of the site on the hardstanding are neither fully depolluted nor undamaged, and so must be stored on an impermeable surface in order to comply with your permit.

ACTION - Move all un-depolluted and damaged end of life vehicles to the area of the site which has impermeable surface. Deadline - 30/09/2025

W1A - General Management - Permit Condition 1.1.1 - Category 3

You have been scored for the above permit breach as you do not have adequate Technically Competent Management cover for the site.

Since the last inspection, the permit holder, Mr John Dyos, has obtained the relevant continued competency award to act as Technically Competent Manager (TCM) for the site. Section 1.1.1 states that the operator shall manage and operate the activities using sufficient competent persons and resources. Further to this, section 1.1.2 states that records demonstrating compliance with rule 1.1.1 shall be maintained.

When the officers have asked to see the site diary to check TCM attendance, staff have admitted that John Dyos has not been on site for several weeks and that there is no record in the site diary of him attending for the required amount of time each week.

The TCM must be in a position to direct the operations on site, with a minimum attendance of 20% of the operating hours of the site each week. A week runs from Sunday at midnight and ends on the following Sunday at midnight. The document 'How to Comply with Your Environmental Permit' states that You must keep a record in the site diary or a separate log of weekly operational hours and site attendance. Recording start and finish times of operations and arrival and departure times of the technically competent manager. The records must be available for inspection by Natural Resources Wales.

It is acknowledged that another staff member is in the process of completing the relevant TCM primary qualifications, but they are not due to be qualified for several weeks. During this time, John Dyos, or a suitably qualified person appointed to act as TCM in the interim, must be attending site for the required time. This action should be achieved immediately, John Dyos being the permit holder and owner of the site, and qualified.

ACTION - Technically Competent Person to attend site for a minimum of 20% of the operational hours of the site each week. Provide evidence of this to Natural Resources Wales - Deadline 30/09/2025

W4B - Reporting - Permit Condition 4.2.2 Category 3

You have been scored for the above breach as no waste returns have been submitted to Natural Resources Wales since 2020.

Following the previous inspection in November 2024, the Waste Returns template was sent out to you for completion. A response was received in April stating that you were unable to upload the data as the form submitted kept crashing, but that this was going to be investigated by your IT provider.

To date, no waste returns have been submitted to Natural Resources Wales. Your permit states that, within one month of the end of each year, the operator shall submit to Natural

Resources Wales using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous year.

Waste returns for the years 2022, 2023 and 2024 must be submitted to Natural Resources Wales.

The requirement to submit annual waste returns has been raised on previous compliance assessment reports issued:

- Compliance Assessment Report CAR_NRW0045673
- Compliance Assessment Report CAR_NRW0042498
- Compliance Assessment Report CAR_NRW0037354

This is an ongoing non-compliance and may result in the use of enforcement notices to ensure that this permit breach is rectified.

ACTION - Submit to Natural Resources Wales all outstanding waste returns for the years 2022, 2023 and 2024. Deadline - 30/09/2025

If you wish to discuss any aspect of this Compliance Assessment Report, please contact me:

luke.taylor@cyfoethnaturiolcymru.gov.uk

Regards,

Luke Taylor

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

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.