

## Compliance Assessment Report CAR\_NRW0051122

**Permit being assessed:** CP3494FZ.

**For:** Spencer Ind Est Scrapyard, **held by:** Spencer Industrial ( North Wales) Ltd

**At:** Liverpool Road, Buckley, Flintshire, CH7 3LY.

**Type of assessment:** Site Inspection,

**Reason:** Routine.

**On:** 18/03/2026 between 14:10 and 14:50.

**Parts of permit assessed:** 2.2.1, 2.3.1, 2.3.2.

**NRW Lead Officer:** Amy Henderson, accompanied by Molly Callow.

**Report sent to:** Zena Spencer/Jack Spencer, Company Director, on 01/04/2026.

### 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	2.3.1
W2E - Waste - Operations - Waste acceptance	C3 Minor	2.3.2
W1A - Waste - Management - General management	C3 Minor	2.2.1
W1A - Waste - Management - General management	Action only (X)	

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	Ensure all waste is stored correctly, this includes segregation and in required containers as applicable e.g batteries in lidded container.	15/04/2026

Criteria	Action needed	Complete by
W2E	Ensure all non-permitted waste is removed from site.	01/05/2026
W1A	Ensure all waste is stored within the permitted area. Any waste outside of this area to be removed	31/05/2026
W1A	Provide updated copy of EMS/FPMP	20/04/2026

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.**

**We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.**

### 4. Details of our assessment

This was a routine unannounced site inspection carried out by Waste Regulation Officer Amy Henderson and Hazardous Waste Regulation Officer Molly Callow.

The weather at the time was dry and sunny.

During previous inspections, the site had been given actions to bring the site back into compliance with the permit. The purpose of this visit was to check how the site had progressed with these actions.

Since the last inspection the site has updated their EMS and FPMP and submitted these to NRW. Feedback was provided with regard to these and some further information required to be included. The site stated they have been working on this and agreed to send over the latest copies.

A walk around of the site was carried out. Quantities within the permitted area have increased again, however the walk way was in the majority clear. Fire breaks still need to be implemented however and general housekeeping/storage of waste still needs improvement. The site stated they have had issues with machinery/plant on site which has led to difficulties in onward transfer. Should issues persist, the site will need to consider temporarily ceasing acceptance of waste until quantities can be reduced.

There was no segregation of waste and waste which should be stored in containers identified out in the open. There were also tyres and wood/wooden pallets in areas. These are unpermitted waste types and should be removed from site.

Some hardstanding had been brought in to improve the surfacing of the site to the rear of the building, however this is still a work in progress and there are some areas still to be resurfaced.



Photograph of battery not stored in required lidded container



Area where re-surfacing is still required. Tyres and wood can also be seen in the photo.

During previous visits it was identified that waste was being stored outside of the permitted area. The site have been working towards ensuring this waste is removed. There have been improvements since the initial visit in 2025 however some waste is still remaining. An action has therefore been given to ensure all remaining waste is removed from non-permitted areas. **There should be no further deposits within this area.**

As a result of the site inspection the following non-compliances have been identified.

**2.3.1 (a) The activities shall, subject to the conditions of this permit, be operated using the techniques and in the manner described in the documentation specified in schedule 1, table S1.2, unless otherwise agreed in writing by the Environment Agency.** Table S1.2 states 'All batteries shall be stored in containers with an impermeable, acid resistant base and a cover.' As shown in the above photo not all batteries were being stored correctly.

As a result of the above a Category 3 non-compliance has been issued.

**2.3.2 Waste shall only be accepted if: (a) it is of a type and quantity listed in schedule 2 table S2.1, S2.2 etc.** Tyres and wood are not a permitted waste type and should be removed from site.

As a result of the above a Category 3 non-compliance has been issued.

**2.2.1 The activities shall not extend beyond the site, being the land shown edged in green on the site plan at schedule 7 to this permit.**

Although this has improved, waste was still identified as being stored outside the permitted area. An action has therefore been given to ensure all remaining waste is removed from non-permitted areas. Although the non-compliance is on-going, as there has been a significant improvement this has now been recorded as a Cat 3 non-compliance score. **There should be no further deposits of waste within this area. Natural Resources Wales is considering further enforcement action for the removal of the remaining waste and to bring the site back into compliance.**

**An action has also been given to send over the updated copies of the site EMS & FPMP.**

Thank you for your time during the site inspection.

Should you have any queries regarding this CAR form please contact [amy.henderson@cyfoethnaturiolcymru.gov.uk](mailto:amy.henderson@cyfoethnaturiolcymru.gov.uk)

Kind regards

Amy Henderson

Swyddog Rheoleiddio Gwastraff / Waste Regulation Officer

Cyfoeth Naturiol Cymru / Natural Resources Wales

Swyddfa Bwcle / Buckley Office

*"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 required for the permit condition assessed to avoid non-compliance. No non-compliance scored at this time
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(1) – Emissions to water
- W3A(2) – Emissions to air
- W3A(3) – Emissions to 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.

### Disputing the Content of this Compliance Assessment Report Form

If you disagree with the content of this Compliance Assessment Report form, you should submit your concerns, in writing, to the regulating officer who issued it within **15 working days** of its issue. This will be treated as a **Stage 1 review**.

If you are not satisfied with the outcome of the stage 1 review, you may request a **Stage 2 appeal**. This request must be submitted **within 21 working days** of receiving the response from the stage 1 review.

Further details on our review and appeal process are available at: [Natural Resources Wales / Appeal a regulatory decision from Natural Resources Wales](#)

### Concerns Not Related to the Content of this Compliance Assessment Report Form

If your concerns do not relate to the content of the Compliance Assessment Report form, you should first attempt to resolve the issue with the regulating officer or their line manager.

If the issue remains unresolved, please contact our **Customer Contact Team**:

- **Telephone:** 0300 065 3000 (Monday to Friday, 09:00–17:00)
- **Email:** [enquiries@naturalresourceswales.gov.uk](mailto:enquiries@naturalresourceswales.gov.uk)

They will provide details on how to escalate your concerns through our **Complaints and Commendations procedure**.

If you are dissatisfied with our response, you may contact the **Public Services Ombudsman for Wales**:

- **Telephone:** 0300 790 0203
- **Email:** [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.