

Compliance Assessment Report CAR_NRW0051693

Permit being assessed: NP3599FC.

For: J Pesci & Sons Ltd, **held by:** Pesci J & Sons Ltd

At: Wernddu, Caerphilly, Glamorgan, CF83 3DA.

Type of assessment: Site Inspection,

Reason: Routine.

On: 05/05/2026 between 11:50 and 12:40.

Parts of permit assessed: Various.

NRW Lead Officer: Anna Andrews, accompanied by Carla Curtis.

Report sent to: David Pesci, TCM , on 18/05/2026.

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	Condition B of 'The Environmental Protection (Miscellaneous Amendments) (England and Wales) Regulations 2018
W2A - Waste - Operations - Permitted activities	C3 Minor	Table 2.1 (iii) - Residual wastes produced as a result of depollution or further treatment maximum storage capacity 100 tonnes. Maximum storage time of 1 year prior to disposal or 3 years prior to recovery.
W2C - Waste - Operations - Operating techniques	Assessed (A)	
W2D - Waste - Operations - The site	Assessed (A)	
W2F - Waste - Operations - Technical requirements	Assessed (A)	

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W3C - Waste - Emissions and monitoring - Odour	Assessed (A)	
W3D - Waste - Emissions and monitoring - Noise and vibration	Assessed (A)	
W4A - Waste - Information - Records	Assessed (A)	
W4B - Waste - Information - Reporting	Assessed (A)	

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

Total non-compliances recorded	Total non-compliance score
2	8

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	Please review and update the sites working plan, otherwise known as an EMS, to adequately reflect current site activities and risk controls. Please provide an electronic copy of the updated EMS to NRW.	16/11/2026
W2A	Please ensure that the old tyres identified during the site visit are removed from the site by the 16 November 2026, and that permitted waste storage timeframes are complied with going forward.	16/11/2026

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.

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 report details the site visit made on the 5 May 2026 to J Pesci and Sons Limited for an unannounced routine site inspection. Natural Resources Wales (NRW) officers Anna ANDREWS and Carla CURTIS arrived at Wernddu Works, Van Road, Caerphilly, CF83 3EL at 11:50 am and met

with site manager David PESCI. Weather conditions were sunny with a slight breeze at the time of inspection.

Permit Breaches

W1A – General Management (Category 3) –

All permits that were granted before the 6 April 2008 are now required to have an Environmental Management System (EMS) as per Part 3 (1) of [The Environmental Protection \(Miscellaneous Amendments\) \(England and Wales\) Regulations 2018](#).

The permit and working plan do not reflect the level of detail or structure that would be expected of a modern EMS as required. Additionally, several matters were identified relating to waste storage, housekeeping, and the management of specific waste streams that could greatly benefit from an updated EMS. This has been detailed further in the site inspection observations section below.

Action: Please review and update the sites working plan, otherwise known as an EMS, to adequately reflect current site activities and risk controls by the 16 November 2026. Please provide an electronic copy of the updated EMS to NRW.

This breach is not an offence; however, we have the power to serve an enforcement notice for this breach. Failure to comply with the notice is an offence.

W2A – Permitted Activities (Category 3 Breach) –

Table 2.1 (iii) of your permit states: “Residual wastes produced as a result of depollution or further treatment maximum storage capacity 100 tonnes. Maximum storage time of 1 year prior to disposal or 3 years prior to recovery”.

A large number of corroded tyres have been observed across the site. This issue was previously identified in compliance assessment reports NRW0043809 and NRW0040593, dated 6 March 2024 and 4 October 2022, respectively.

Action: Please ensure that the old tyres identified during the site inspection are removed from the site by the 16 November 2026.

Site Inspection Observations

Mr PESCI gave NRW officers a tour of the metal recycling site. The hardstanding surrounding the skip storage area and the weighbridge was in good condition, and the site was generally observed to be tidy. There was no evidence of excessive dust, noise, or odour, and no signs of oil residue were present across the site. Mr PESCI indicated that the site had suffered from significant volumes of silt entering during periods of heavy rainfall or surface water runoff, which subsequently blocked the drainage system. He advised that, when the drains were blocked, they are promptly cleared to ensure the drainage system remains fully operational and the hardstanding is kept free from standing water.

Throughout the site there were containers that were used to store segregated waste following sorting activities, including batteries, which were appropriately contained. However, some containers holding sorted metal waste were damaged at the bottom and the contents were spilling onto the ground (see image 1). Mr PESCI indicated that he was in the process of transferring the contents of these containers to suitable replacements. Please transfer the contents of these containers into suitable replacements and ensure that all spilled material and debris are removed from the ground.



Image 1: Broken storage container containing metal fixtures and fasteners.

During the inspection, several containers holding gas cylinders fitted with valves were observed across site (see images 2 and 3). Mr Pesci informed officers that the cylinders were empty and awaiting treatment for scrap metal. However, British Compressed Gas Association (BCGA) Guidance ([Leaflet 2](#) and [Code of Practice 44](#)), which is supported by Natural Resources Wales, states that “*even a nominally empty cylinder will still contain residue gases and some pressure, therefore retaining its hazardous properties*” until they have been formally rendered safe. This process requires the complete discharge of any contents and the removal of the valve. Until then they must be stored upright in secure, well-ventilated (preferably outdoor) area and separated according to hazard before treatment. The storage method observed on site does not comply with this recognised good practice, please improve gas cylinder storage practices.



Images 2 and 3: Containers filled with gas cylinders at various locations across site.

The end-of-life vehicle (ELV) station was not in operation at the time of the visit; however, it appeared clean, and the hardstanding in this area was also intact. Mr PESCI advised that he has reduced the

number of ELVs he treats due to time constraints.

At the bottom of the site, a large scrap metal stockpile was observed awaiting sorting. During a previous site visit, it was noted that the stockpile height exceeded 5 metres, which was not in accordance with the site's working plan. At the time of this visit, the stockpile height had been reduced to below 4 metres (see Image 4). Ensure that stockpile heights continue to be maintained within the limits specified in the site's working plan.



Image 4: Unsorted metal stockpile.

Surrounding the metal stockpile and the area used for the storage of ELVs there was a significant amount of refuse on the grassed areas (see images 5 and 6). Please ensure that good housekeeping is maintained across the site.



Images 5 and 6: Left - Photograph taken next to the metal stockpile, showing a significant amount of refuse. Right - Photograph taken at the ELV storage area, showing a significant amount of refuse.

As mentioned in the permit breaches section, several skips containing end-of-life tyres were observed at the rear of the site (see image 7). The tyre rims appeared to be significantly corroded. Mr PESCI advised officers that he has experienced difficulty in sourcing a suitable contractor to separate the tyres from the rims due to their size, age, and condition. Please ensure that all waste is managed in accordance with the permitted waste management activities. In particular:

“Residual wastes produced as a result of depollution or further treatment maximum storage capacity 100 tonnes. Maximum storage time of 1 year prior to disposal or 3 years prior to recovery”.

This issue was previously identified in compliance assessment reports NRW0043809 and NRW0040593, dated 6 March 2024 and 4 October 2022, respectively. **Please ensure that the old tyres identified during the site inspection are removed from the site, and that permitted waste storage timeframes are complied with going forward.**



Image 7: Skips containing corroded tyres.

Site security included a gate with a suitable lock, the site identification board, and CCTV which was also in operation at the time of the visit. NRW officers Anna ANDREWS and Carla CURTIS left site at 12:40 pm.

Working Plan / Environmental Management System

As mentioned in the permit breaches section, all permits that were granted before the 6 April 2008 are now required to have an Environmental Management System (EMS) as per Part 3 (1) of [The Environmental Protection \(Miscellaneous Amendments\) \(England and Wales\) Regulations 2018](#). In regard to this, you are required to comply with the following conditions:

“Condition A is that the operator must manage and operate the waste operation in accordance with a system (a “written management system”), described in a document or documents, which identifies and minimises the risks of pollution arising from the waste operation, including (but not limited to) those—

- (a) arising from operations (including maintenance);*
- (b) arising from an accident or other incident;*

- (c) arising from a failure to comply with or from a contravention of the environmental permit in question;
(d) identified following a complaint; or
(e) arising from the closure of the operation.

Condition B is that the operator must—

- (a) from time to time, review the written management system and keep it up to date; and
(b) keep a written record of—
(i) activities carried out in accordance with the written management system; and
(ii) any review or update under paragraph (a).”

The site operates under a permit and working plan that were issued in 2005. The permit and working plan do not reflect the level of detail or structure that would be expected of a modern EMS as required. During the inspection, several matters were identified relating to waste storage, housekeeping, and the management of specific waste streams. These matters have been addressed individually within this report. While these issues do not indicate non-compliance with the permit or working plan, they indicate that some site activities are not adequately documented or clearly defined by the working plan.

Please review and update the sites working plan, otherwise known as an EMS, to adequately reflect current site activities and risk controls. Please provide an electronic copy of the updated EMS to NRW. This should include ensuring that all risks associated with site activities are identified, and that appropriate processes are put in place and documented to manage those risks to prevent harm to the environment and human health, while maintaining compliant with the permit and any relevant legislation.

WAMITAB

Mr PESCI presented officers with his WAMITABs issued on the 29th November 2023 and 2nd December 2025. In future once you have obtained your WAMITAB certificate please email a scanned copy to NRW for our records.

Waste Returns

The total quantity of waste accepted at the site per year shall not exceed 24,999 tonnes. In 2025, 791.12 tonnes of waste was received, and 904.26 tonnes of waste was removed. These amounts are within the permitted allowance.

Contact Details

If you have any queries regarding this compliance assessment report (CAR) please contact Dr Anna Andrews at anna.andrews@cyfoethnaturiolcymru.gov.uk.

In this document 'Natural Resources Wales' means the Natural Resource 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

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

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.