

Compliance Assessment Report

Report ID:
CAR_NRW0035983

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

Site	Bayliss Metals	Permit Ref	WB3893HZ			
Operator/Permit holder	Bayliss Recovery Limited					
Regime	Waste Operations					
Date of assessment	12/11/2019	Time in	10:00	Out	12:00	
Assessment type	Audit					
Parts of the permit assessed	infrastructure, waste acceptance, storage, sgeregations, management sysstem paperwork					
Lead officer's name	Thomas, Ffion					
Accompanied by						
Recipient's name/position	Ian Lewis/ Environment manager	Date issued	22/11/2019			

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
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	A	
D2 - Incident Management - Accidents, emergency and incident planning	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	A	
G3 - Monitoring and Records, Maintenance and Reporting - Maintenance records	A	

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	0	Total compliance score (see section 5 for scoring scheme)	0
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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

This Compliance Assessment Report (CAR) form has been completed following the site inspection undertaken on the 12th November 2019 of the Bayliss Recovery Cardiff site, permit number EPR – WB3893HZ.

The inspection was planned and pre-arranged. Ffion Thomas met with Ian Lewis, Environment Manager, who accompanied during the inspection.

The permit allows for metal recycling storage and treatment as well as depollution of end of life vehicles.

Site walk over:

This was the first time Ffion Thomas had visited the site and so a walk over tour of operations was provided. During this site walkover Ffion was able to inspect the waste activities on site, segregations and storage arrangements, and drainage infrastructure were checked.

Incoming waste metals are stored in a designated bay area. Wastes were incoming during the visit. From here ferrous metals are sheared by an electric powered mechanical shears, and then stored in an adjacent storage bay prior to transfer off site for recycling. Loading of outgoing waste was being undertaken during the visit.



The impermeable pavement in the yard area, that could be visually assessed was free of damage and well maintained.

The site drainage arrangements have the impermeable pavement cast with falls to an Arco drain. From here the drainage system flows through a 3-chamber interceptor, through a cut off valve chamber and into the soakaway system.



During the inspection the cut off valve arrangements were shown. The chamber has a metal sheet cover that can be slid to the side. Within the manhole chamber a penstock style valve leaver is always left in situ, meaning that the leaver can be turned, and the valve switched off preventing flows off site.

Non ferrous metals (copper etc) are sorted, graded, cut/sheared, bailed and stored within the building. The building has impermeable pavement and no drains.



De-pollution of end of life vehicles (ELV) is also permitted, however the site finds that there is very little de-pollution of ELV's undertaken. However the de-pollution bay had the correct equipment in place for the de-pollution of vehicles, with integrated storage of removed fluids. External to this bay was also the fuel storage tanks for de-polluted vehicles. Wastes could therefore be stored segregated. There were no drains within the de-pollution bay and the surface was impermeable and in good condition with no visible damage.

Tyres were stored within skips, 2 in total.

Non-conforming wastes, such as incidental wood or packaging are segregated and stored within roll on roll off skips stored on site. This area could also be utilised for any quarantine of wastes.

The weighbridge was operated whilst on site with loads entering and leaving site. A previous check of the annual waste returns had shown no non-compliances related to annual tonnage limits. The site reports annually on waste returns.

Office based paperwork inspection.

Ian Lewis provided copies of the daily and weekly checks undertaken, all was found to be in good order. Ian, as the TCM for all 3 Bayliss sites, is normally tasked with undertaking the checks, but the yard managers are also trained to undertake them.

The interceptor maintenance paperwork was also inspected. Removal of wastes from the interceptor is undertaken by OK Environmental, the cleaning via jetting of the chambers is also undertaken. The documents produced were exemplar. The maintenance report produced for each maintenance/cleaning includes the details of waste removal company but also detailed photographs of each stage of cleaning along with word descriptions of the activity. This report is signed and dated to cross reference. The same style of report is held for all 3 sites operated by Bayliss under EPR permits.

Waste returns:

An inspection of the waste returns confirmed that the site was exporting to no UK destinations. A copy of the annex 7 TFS paperwork was supplied covering this export. No issues were identified with regards to this paperwork all appeared in good order and compliant.

Fire Prevention Management Plan:

Following a permit variation undertaken in May of 2018 a condition requiring a fire prevention management plan was included in the permit. NRW filing system did not contain the details of the submitted report. On request Ian Lewis was able to quickly retrieve the email trail that evidenced that this submission had been made by the operators within the timeframe of the improvement condition.

Ffion acknowledged the submission and confirmed, and assessment of the submitted Fire plan would now be undertaken against the relevant guidance to assess compliance. This work is planned to be undertaken during Dec 2019 and any comment arising will be documented and reported under separate CAR.

Once this work is undertaken an update of the sites EMS can be completed.

No Non-compliances were identified during this inspection. The site is well maintained, and waste activities managed well. I thank you for your time.

EPR Compliance Assessment Report

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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.

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			

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.