

Compliance Assessment Report

Report ID:
CAR_NRW0036371

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

Site	Fordpad Scrap	Permit Ref	PP3098FS			
Operator/Permit holder	Fordpad Ltd					
Regime	Waste Operations					
Date of assessment	18/02/2020	Time in	14:30	Out	14:50	
Assessment type	Audit					
Parts of the permit assessed	General Site Inspection					
Lead officer's name	Wakeford, Sally					
Accompanied by	Kinhead, James					
Recipient's name/position	Mr Brian Giddings/ Manager	Date issued	25/02/2020			

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	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C3	7.2.2

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	1	Total compliance score (see section 5 for scoring scheme)	4
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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

Waste Regulation Officers Sally Wakeford and James Kinhead of Natural Resources Wales (NRW) carried out a routine site inspection of Fordpad Ltd, Neath on 18/02/2020. This was an unannounced inspection to assess compliance with permit EPR-PP3098FS.

Heavy rainfall was experienced by the site on the day and the days prior to the visit.

NRW officers were met by Brian Giddings on site who accompanied Officers on a site tour.

Waste Storage.

All mixed metal waste due to be sorted was stored within the main building. No waste sorting activities were being carried outside the main building and segregated wastes were being kept in appropriate bays.

Brian explained the main plant machinery for sorting and moving waste within the building had been out of operation for January and as a result they had a slight backlog of waste on site. Despite this backlog, it appeared that the site was operating within its limits for waste storage. Please ensure that plant breakdown events are recorded in your site diary, as described in **section 7.3.1** of your permit.

A large number of full battery containers were on site, however Brian explained these were due to be taken off site on 20/02/2020. Please refer to your permit for maximum amounts of material to be kept onsite at any time (this includes 10T of batteries maximum at any time) according to **section 1.2.2** – permitted quantities of wastes in your environmental permit.

A number of containers containing waste were being stored outside the main building. The containers appeared to be in good condition and no waste was deposited outside of the containers. Please remember that any waste sorting or bulking activity can occur inside your main building only according to your permit.

Site Infrastructure.

The main building where sorting and bulking activity is being carried out was in good condition. No apparent leaks in the roof or pooling of water/spills was observed inside the building. CCTV was observed in operation whilst on site.

Additional Observations.

Annual waste returns for Fordpads activity in 2018 are not available in our records. Brian explained that he thought that these were submitted. Action : please forward NRW a copy of your 2018 waste returns as we do not have a copy on our system. He also explained that due to the recent plant malfunction he was behind in submitting the annual returns for 2019 and that he would endeavour to have these completed and sent to NRW by the end of the week (21/02/2020). As is stated in **section 7.2.2** you are required to submit your waste returns.

Our system is showing that your Hazardous Waste registration expired on 25/02/2019. Due to the fact your 2015 and 2017 waste returns indicate that you store over 500Kg hazardous waste (batteries) per year you are required to register as a producer and submit consignee returns. **Action: please register as a hazardous waste producer with NRW. You can find guidance on this and an online application form at <https://naturalresources.wales/permits-and-permissions/waste-permitting/register-or-renew-as-a-hazardous-waste-producer>. These two issues have been given a category 3 score under G4 - Recording and reporting to Natural Resources Wales.**

NRW would like to thank Brian for his time to accompany us on our site inspection.

Hazardous Waste Regulations – Premises notification requirements

Within Wales, under the Hazardous Waste Regulations if you produce or store over 500kg of hazardous waste per year at your premises, the premises are required to be registered with Natural Resources Wales unless exempt.

Recently within England, changes have taken place regarding the requirement to register premises. Please note that these changes are within England only, the requirement of premises registration within Wales has not changed and remains the same.

You may already be aware of this requirement and your premises may already be registered with Natural Resources Wales, however if not, you may wish to consider if your premises should be registered. In order to establish this and for details on if your premises maybe exempt a detailed guidance document titled 'Do I need to notify my premises? – A guide to the Hazardous Waste Regulations' is available via our website www.naturalresourceswales.gov.uk and by using the following file path 'Apply for a permit' > 'Waste' > Register as a producer of hazardous waste'.

Should you need to register your premises, details of how to do this can also be found via our website using the file path above.

Any compliance criteria not highlighted in the above summary should be considered as not assessed.

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resource Body for Wales (Establishment) Order 2012.

You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1st April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the Forestry Commissioners and the Environment Agency for Wales.

EPR Compliance Assessment Report

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Operator/Permit holder	Fordpad Ltd	Date	18/02/2020

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			
G4	C3	Please submit outstanding waste returns and register the premises as a hazardous waste producer.	31/03/2020

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.