

Compliance Assessment Report CAR_NRW0037015

Permit being assessed: GP3095FF.

For: 1st Choice Vehicle Dismantlers, held by Malcolm David Harrison

At: Units 12/13, Tremorfa Ind Estate, Cardiff, Glamorgan, CF24 5SD.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 07/10/2020 between 13:00 and 14:00.

Parts of permit assessed: B3, B4, C1, C2, C4, D1, G2, G4

NRW Lead Officer: Robert Andrews, accompanied by Craig Coleman, Loku Ranasinghe.

Report sent to: Malcolm David Harrison, Owner on 26/10/2020.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
C1 - General Management - Staff competency/training	C3 Minor	1.4 Continued certificate of competency
C2 - General Management - Management system and operating procedures	C3 Minor	1.7 Amendments to working plan and supported information
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4 No impact	6.2 records of waste movements

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

Total number of non-compliances recorded	Total non-compliance score
3	8.1

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
C1	Complete WAMITAB certificate	11/01/2021

Criteria	Action needed	Complete by
C2	Update working plan	16/11/2020
G4	Update waste returns	16/11/2020

Action 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.

At this time, we do not intend to take any further action.

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

Environment Officer Robert Andrews, Waste Regulation Officer Loku Ranasinghe and Hazardous Waste Officer Craig Coleman visited 1st Choice Vehicle Dismantlers (Permit Number - GP3095FF) to conduct a routine site visit, depollution check and hazardous waste check. The weather was dry and cold at the time of inspection and waste was not being accepted at the time of the visit.

They were met on site by company owner, Malcolm Harrison, who introduced his son James. Mr Harrison explained that his son James had taken on an increased role operating the site. They both proceeded to give us a tour of the site alongside demonstrations of some depolluting techniques on a black Ford Focus (MF09 OSV).

Thank you for taking the time to show us around the site and explain your waste activities. In general, the site appeared well managed, with very low levels of oil contamination and good organization of scrap vehicles. However, three minor breaches of the permit were recorded while on site, these breaches and additional advice and guidance are outlined below.

(B3) Site drainage engineering-clean and foul *(Compliant at time of visit)*.

Within the area where depollution occurs, is a concreted impermeable surface. This area has a drainage system that captures all the yard run-off and leads to an interceptor system before entering the public foul sewer. The oil had recently been removed.

(B4) Containment of stored materials *(Compliant at time of visit)*

Overall, the dismantled components of the vehicles were organised and stored correctly. All the waste products (screen wash, fuel and hydraulic oils) from the depollution process were stored separately, banded and clearly labelled.

(C1) Staff competency/training *(Category 3 Breach)*

1.4 Continued certificate of competency

Condition 1.4 of the permit requires technically competent management to be in place on site. The operator is required to have their continued certificate of Technical Competence up to date, this certificate expires every two years.

The WAMITAB certificate was out of date, this was also identified on a previous inspection on the 28/07/2017.

We have decided to score this a **Category 3 breach**.

The continued certificate of technical competence must be completed by the operator as it has now expired. A link can be found below containing details of the WAMITAB continued competency and how to book a test.

<https://wamitab.org.uk/competence/>

We request that a new test be booked within 3 months of the receipt of this form. Please can you also send confirmation when a test date has been booked. If you have any queries relating to the information outlined in this form, please do not hesitate to get in touch.

(C2) Management system and operating procedures (compliant at time of visit)

The depollution process was carried out by Mr James Harrison, the battery and air conditioning gas were removed before the vehicle was put on the depollution stand. All liquids were then drained without any spillages and stored in a double bunded area within the building, the spill kit was also stored here. These measures ensure that Mr Harrison and his team can contain and effectively clean up any spillages that occur.

(C2) Management system and operating procedures (Category 3 Breach)

1.7 Amendments to working plan and supported information

Condition 1.7.1. The license holder shall give the agency prior notice in writing to any proposed change to those sections in the working plan which are specified in table 1.7 below, and to any appendices, drawings and figure which are referenced in those sections.

Table 1.7 Sections of working plan requiring prior consent for amendments	
Number and Heading of Working Plan Sections and Appendices	Sections, Subsections and Appendices requiring Prior Consent for Amendments
2. Site Description & Characterisation of Risk Source	2.1. & 2.2.
3. Site Engineering for Pollution Prevention & Control	3.2.
4. Site Infrastructure	4.2.
5. Site Operations	5.3., 5.4., 5.5., 5.6. & 5.8.
7. Amenity Management & Monitoring	7.1., 7.2., 7.4. & 7.5.
8. Security and Availability of Records	All of section
APPENDIX 2 – Site Layout Plan	All of the Appendix

While on site we observed that the assigned depollution area has been moved from the main building to an area in front of the building outdoors. Sections 3.2 and 5.4 of the sites working plan state that the depollution bay will be permanently located at the designated area in the building.

As the current Environmental Management System reflects the use of the depollution bay indoors, a risk assessment will need to be submitted to the NRW outlining the associated risks with depolluting vehicles outdoors. If this risk assessment is accepted and the change is agreed with the NRW then the EMS will need to be updated to reflect the changes to these activities on site, these updates must include Sections 3.2 and 5.4.

This risk assessment should be submitted within 1 month of the receipt of this CAR form. This breach was observed on a previous inspection 28/07/2017, this has been scored as a **Category 3 breach**.

(C4) Storage, handling, labelling and segregation (Compliant at time of visit)

The yard was well maintained, and the vehicles were stacked no more than two cars high, on a hard standing and arranged in an orderly fashion. There was adequate spacings in between the rows of vehicles, enabling easy access to emergency services vehicles if required. Mr Harrison was recently visited by South Wales Fire Service and received advice on how to prevent and mitigate any fires.

Depolluted engines and tyres were stored neatly on the impermeable surface. The tyres were stacked in a herringbone pattern with satisfactory separation between adjacent stacks to create adequate fire breaks.

(D1) Site security (*Compliant at time of visit*)

The infrastructure, parameter fence and security were well maintained and in good condition.

(G2) Records of activity, site diary/journal/events (*Compliant at time of visit*)

The permit, working plan and diary were easily accessible and records were meticulously kept.

When discussing the destinations of waste materials created from the depollution process, Mr Harrison explained that much of the material was recycled through his adjoining garage. These included air conditioning gas, screen wash, fuel and hydraulic oils, any oils that are not in suitable condition to be reused are collected by Slicker Recycling. All metals go locally to Bayliss Metals and used tyres to Unipex Tyres. Mr Harrison explained that normally he would leave the catalytic converters, shock absorbers and airbags sealed and sell them privately. We completed the audit by visiting the site office to inspect the site diary, waste transfer and consignment notes. These were all available to inspect and in order.

(G4) Reporting and notification to Natural Resources Wales (*Category 4 Breach*)

6.2 records of waste movements

6.2.2. A summary of the information, including nil returns, shall be submitted to the agency, in the format specified by the agency in Annex 1 which forms part of this condition. Summaries shall be for each financial year and shall be submitted to the agency within one month of the end of each financial year.

The waste returns have not been updated since 27/02/2017. This has been scored as a **Category 4 breach**, we request to have the latest waste returns from **2019** uploaded within 1 month from receiving this form.

Hazardous Waste Inspection:

Operator: 1st Choice Dismantlers

Hazardous Waste Registration: OLX545 (Expired)

Hazardous wastes that are derived as part of the depollution process undertaken on site, namely motor oils (13 02 XX) and break fluids (16 01 13*) are stored in a double bunded tank that is housed indoors adjacent to the depollution bay. The oil containment unit is in good condition and houses the waste liquids prior to their removal from site by Slicker. Some oil filters are maintained within the engine block to prevent the system for drying out, as engines from some vehicles depolluted on site are sold and need to be in usable condition. The oil filters that are removed are drained and then consigned with the waste oils and collected by Slicker. Anti-freeze (16 01 04*) and radiator fluid (16 10 XX) are collected and reused as 1st Choice operates a garage and MOT centre on the site next door. The waste materials collected are stored within bunded containers until they are transported to the adjacent facility to be used.

Batteries (16 06 XX) removed as part of the depollution process are stored in a bunded container that is resistant to acid corrosion. The container is clearly marked as a battery bin. Batteries are currently disposed

of by Baylis Metals.

The catalytic converters (16 01 21*) are stored securely until they are disposed of. Most recently these were sold to Newbery Metals, but the recipient changes depending on price.

Waste tyres (16 01 03) that are generated as a result of the activities on site are consigned to an authorised waste tyre operator. The most recent collection was undertaken by Unipex tyre recycling.

All airbags (16 01 10*) are checked prior to depollution due to the danger they possess. Airbags that have not already been deployed prior to delivery are inspected and if feasible are removed for resale. Airbags that are in poor or unusable condition are discharged safely.

All municipal waste is removed from site by the staff member that generated it and it is taken home to be recycled or disposed of with their home waste.

Malcom Harrison is currently the technically competent manager (TCM) for the site and holds the a WAMITAB certification, although the continuing competence needs to be completed on this to bring the certification back in to compliance. It is understood that James Harrison will undertake his WAMITAB certification in the future to take over as the sites TCM. The site has an EMS available for staff to access in the event of an environmental emergency and all staff have been trained to this document.

The site has good waste segregation and labelling with no mixing between hazardous and non-hazardous waste types.

Consignment notes were readily available on site for inspection and the waste transfer notes inspected were completed correctly.

1st Choice Dismantlers is not currently registered as a hazardous waste producer. Thus far in 2020 the site has produced and transferred 805kg of hazardous material, specifically Lead Batteries (16 06 01*) under their expired hazardous waste registration (OLX545). As such the site will have to re-register as a hazardous waste producer.

Craig Coleman
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We wish to thank Mr Malcolm and James Harrison for their time and appreciate your co-operation and assistance in resolving the issues raised and look forward to continuing working with you in the future.

Robert Andrews

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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.

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.

What are suspended scores?

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 Industry and Waste action criteria (used in section 1 and 2):

A: Permitted activities

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance 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 20 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 – 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.