Cyfoeth Naturiol Cymru
Natural Resources Wales

Compliance Assessment Report CAR_NRW0037085

Permit being assessed: BP3090ST.
For: Potters Yard, held by James Edward Potter
At: Severn Road, Welshpool, Powys, SY21 7AZ.

Type of assessment carried out: Site Inspection, Reason: Routine.
On 07/10/2020 between 14:00 and 15:00.
Parts of permit assessed: Permitted activities, Infrastructure

NRW Lead Officer: Liz Park.
Report sent to: Kevin Pryce, TCM, Manager on 29/10/2020.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	Assessed (A)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	

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

Total number of non-compliances recorded	Total non-compliance score
0	0

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?

No action required.

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

Liz Park arrived on site to undertake an announced compliance visit. Liz met with Kevin Pryce (TCM, Manager) and Deborah Hall (Environment, Health and Safety Compliance

Manager). The weather at the time of the visit was sunny and cool.

The purpose of the compliance visit was to check the storage of waste, particularly waste wood, in accordance with the Fire prevention and Mitigation Plan and Management System and to view the new storage area for waste chemicals. A site walkover was undertaken.

Fire Prevention and Mitigation Plan (FPMP)
There was clear separation between the stacks of wood, both chipped and unchipped. Please ensure that the separation distances required in the guidance document are maintained.


Separation distacne between wood stacks

Red Fire boxes containing the FPMP have been placed at both entrances. They are currently hand labelled. Kevin is looking into getting sticker to go on all the fire boxes to clearly identify them.

Amenity - Wood emissions
Kevin and Deborah confirmed that they had not received any further reports concerning the emission of dust from the chipping of wood onto the adjacent railway. Liz confirmed that NRW had not received any either. It is noted that neither party have been onto the platform to confirm that there have not been any emissions. This should periodically be checked.

Amenity - Dust
Whilst on site the wind picked up and dust was beginning to be blown around the site. Instructions were given to staff to start the dust suppression measures which is a sprinkler at the rear entrance. Water is then tracked across the yard by vehicles reducing the dust. Please ensure these measures are commenced in a timely manner to prevent to emission of dust off the site.

Infrastructure
The new chemical storage area consisted of reinforced IBCs within a concreted bunded area which is on the main yard. The area was clean and tidy and all the chemicals were clearly labelled. This area needs to be included in the FPMP. Please provide a copy of the

updated FPMP and any relevant sections of the management system. Chemical spill equipment should be available in this area.

Secure bunded area for chemical storage (the IBCs on the shipping container are empty)

Scrap Metal
A large stack of scrap metal was on site at the time of the visit. Liz was unable to check the shock absorbers on the End-of-Life vehicles as none were visible. Kevin confirmed that there have been no issues with End-of-Life vehicles with intact shock absorbers from Welsh Border Motor Spares.

Household Waste and Recycling Centre
This facility was clean and tidy. All skips/ containers were clearly labelled. One empty battery container which had a hole in it was on site. This needs to be removed from service.

Action: To provide an updated version of the Fire Prevention and Mitigation Plan and any Standard Operating Procedures (SOPs) in the management system that have been updated.

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.