

Compliance Assessment Report CAR_NRW0037193

Permit being assessed: MP3894VQ.

For: Old Barry Sidings, held by R R Davies Ltd

At: Hopkinstown, Pontypridd, Mid Glamorgan, CF37 2PE.

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

On 12/11/2020 between 11:30 and 12:30.

Parts of permit assessed: Management and infrastructure

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

Report sent to: Robert Davies , Site manager/director on 04/12/2020.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4 No impact	D25
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3 Minor	D42
C3 - General Management - Materials acceptance	C3 Minor	D28

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
G4	Submit Waste Returns from 2017 onwards and continue to submit annually.	31/01/2021
B3	To have the yard cleared of any standing water/liquid within 6 weeks of site visit.	24/12/2020
C3	Provision should be made to have checks on waste being accepted on the site is in line with the permit, and where this is not the case, to reject waste.	31/03/2021

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**CAR Comments**

Weather- overcast and cold, been raining earlier

Hazardous Waste Officer Craig Coleman and Environment Officers Robert Andrews and Loku Ranasinghe attended site and met Site manager/director Mr. Robert Davies on site.

Management and infrastructure were the main points covered by the EPR part of the visit, with Craig Coleman focussing on hazardous waste aspects.

While on site we observed a vehicle being depolluted, and this followed depollution steps to arrive at an acceptable level of depollution.

There is a dedicated depollution bay with an impermeable surface and equipment for extracting liquids etc. There is also a spill kit available nearby. A bunded oil store is available. Also marked closed containers are available for contaminated parts such as oil filters.

Removed batteries are securely stored.

There are not that many cars that come for depollution, due to Covid and I could not see many depolluted shells in the yard. But they receive already de-polluted cars from another business in the area.

There is a front shop floor where various separate metal streams are weighed and stored.

The main segregation currently appears to be that of separate piles of (2) of ferrous metals and non- ferrous metals in the yard.

Mr. Davies has 5 staff including himself, but only 2 others are involved with the yard/ ELV side of the business.

Mr. Davies was not successful in completing his WAMITAB continuing competency in January and since then have been unable to book a re-take due to Covid. However he has now got David Jones, one of his employees enrolled in the course. David showed the confirmation email he had received from the training provider Brightwater based in Port

Talbot. The course is expected to be of 12- month duration.

Specific areas needing attention are stated below.

Breaches

(g4) Waste Returns – Category 4

We mentioned that no waste returns have been made since 2017 onwards. Mr. Davies accepted that he has not done this and said that the change in format was a problem. There is guidance provided in the Excel spreadsheet itself and a contact number to ring if any further help is required.

Link : <https://naturalresources.wales/guidance-and-advice/environmental-topics/waste-management/operator-waste-return-and-deadlines-for-returns/?lang=en>

Action – Submit Waste Returns from 2017 onwards and continue to submit annually (By 31st January, for returns covering previous calendar year)

(b3) Site Drainage engineering (Clean and Foul)- Category 3 – Condition D42

Towards the back of the site where the baler is and where the baled ELVs are stacked, there appears to be oil contaminated surface water. There was a large pool of water near the middle of the yard running towards the back (see photo) and this appears to be contaminated by a thick black oily substance. We believed this may have come from the baled vehicles which may not have been depolluted properly and from the discussions it appears that the cars that arrive as shells may still have some oil residue in them. (See c3 below)

Mr. Davies said the pooled area was supposed to be drained through to the interceptor (via the silt- trap in the middle of the yard). He was supposed to have a contractor come in to cut a trough to do this week but they re-scheduled for next Monday.

Action- To have the yard cleared of any standing water/liquid within 6 weeks of site visit.

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(c3) Waste Acceptance – Category 3 – Condition D28

We note that the 2011 Variation allows the site to accept 16 01 06 – already depolluted vehicles, which cannot contain liquids or other hazardous components.

However our observations mentioned above and from the discussion at the site it appears that this depollution may not have been fully/correctly done and the possible cause of the oil observed in the yard area. We advised that these should not be accepted at the site.

Action- Provision should be made to have checks on waste being accepted on the site is in line with the permit, and where this is not the case, to reject waste.

Action Only

(c4) Storage, Handling, Labelling and Segregation

Tyres:

The tyres are usually sold to Creigiau tyres.

As you enter the site on the left-hand side there is a storage of tyre in a skip placed within a bunker. This skip is however overfilled now and the build up of tyres have reached the top of the bunker wall. While we understand that the Covid-19 pandemic and unfavourable market conditions have resulted in the accumulation of tyres, it is imperative that the tyre storage does not cause a fire hazard or other environmental impact.

Action- Tyre storage need to be in accordance with the permit and fire prevention measures.

Please refer guidance here : <https://naturalresources.wales/media/684379/guidance-note-16-fire-prevention-mitigation-plan-english.pdf>

Also we noticed a vehicle placed inside the baler which had a tyre in the back seat.

There were also some WEEE items on the same pile as baled vehicles.

Action- Different waste fractions should be kept separate.

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(c2) Management systems (Working Plan or Environment Management System- EMS)

We mentioned that the previously submitted EMS was not adequate as reflected in the comments by officers (Laoni Tye) in file. We had a look in the folder with the EMS which a consultant had done for him. From a quick look through this it was evident that this was about health and safety and not relating to the environment, which echoed the comments Laoni made and Loku's own perusal of the last version of the EMS.

Email containing comments on the last draft will be sent to Mr. Davies under separate cover.

Action- A revised Working Plan / Environment Management system document to be

submitted by the operator in line with the comments.

Hazardous Waste Inspection:

Operator: RR Davies Ltd

Hazardous Waste Registration: CAS885

RR Davies Ltd does not operate solely as an End of Life Vehicle depollution centre. The focus of the business is split between waste metals from various outlets, such as construction and demolition wastes (metals only), rag and bone metal collection operations and members of the public who wish to weigh in scrap metals that they have accumulated at home. The site maintains a depollution bay for vehicles that are brought on to site. No parts are extracted from the vehicles for re-sale. Hazardous wastes that are derived as part of the depollution process, namely motor oils (13 02 XX) and break fluids (16 01 13*) are stored in a double bunded tank that is housed indoors in the shelter adjacent to the depollution bay. The oil containment unit is in good condition and houses the waste oils prior to their removal from site by Slicker Recycling (CBDU125624). Oil filters are removed and drained into a container which is then emptied into the oil storage tank. The filters are also collected by Slicker Recycling. Anti-freeze (16 01 04*) and radiator fluid (16 10 XX) are removed from the car during depollution and are stored in the single bunded containers until collection, these waste liquids are also collected by Slicker Recycling.

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 and is housed indoors. Batteries are currently collected by Fordpad Ltd (CBDU6297).

The catalytic converters (16 01 21*) are stored securely until they are disposed of. The most recent consignment of catalytic converters was sold to Fordpad Ltd. Although this can change depending on the market prices.

Waste tyres (16 01 03) that are generated as a result of the depollution process are collected by Creigiau tyres (CBDU5590), although Mr Davies has acknowledged that it is becoming harder to procure removal as tyres continue to be a difficult waste stream.

All airbags (16 01 10*) are deployed prior to depollution due to the danger they possess.

David Jones who works at RR Davies is currently undertaking his WAMITAB certification and will be the sites TCM moving forward.

Consignment notes were readily available on site for inspection and the waste transfer notes inspected were mostly completed correctly. Prior to the visit it was noted that 1200kg of contaminated sludge (17 05 03) had been removed from site. Mr Davies confirmed that this material was from the cleaning of their drainage system, which is significant. The tank is cleaned on a bi-annual basis and received a lot of sediment as the site is located at the foot of a hill that discharges a significant amount of rainwater through the site which sits next to the Rhondda River.

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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.