

Compliance Assessment Report CAR_NRW0037244

Permit being assessed: DB3097TJ.

For: G L J Recycling Limited, held by G L J Recycling Limited

At: Chapel Bridge Yard, Lower Chapel Bridge Industrial Estate, Cwmcarn, Newport, NP11 7NL.

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

On 02/12/2020 between 09:30 and 10:30.

Parts of permit assessed: Various

NRW Lead Officer: Jonathan Lee.

Report sent to: Gareth Jones, Site Manager / Director on 18/12/2020.

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)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Action only (X)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
C2 - General Management - Management system and operating procedures	Action only (X)	
C3 - General Management - Materials acceptance	Assessed (A)	
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
D2 - Incident Management - Accidents, emergency and incident planning	Action only (X)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4 No impact	4.3.1

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

Total number of non-compliances recorded	Total non-compliance score
1	0.1

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
B3	Complete minor repairs to areas of impermeable surface	15/02/2021

Criteria	Action needed	Complete by
	which are showing evidence of cracking/minor damage due to heavy operational activity	
C2	Continual review of site management documentation to any changes with infrastructure/activity of the site. Adhere to hours of operation as outlined within site EMS document and planning permission documentation.	18/12/2020
D2	Continual review of site FPMP document subject to any changes with infrastructure/activity of the site. Continual compliance of site activity in relation to FPMP guidance.	18/12/2020
G4	Site management to notify the NRW Incident Communication Centre on 0300 065 3000 if there has been an incident on site.	18/12/2020

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.

You are non-compliant with your permit.

At this time, we are issuing you with a warning for the non-compliance recorded above. Warnings may influence future enforcement response for continued or further non-compliance.

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

Compliance Assessment Report – EPR/DB3097TJ

Officer Jonathan LEE in attendance of GLJ Recycling Limited, Cwmcarn to complete a compliance inspection of the permit **EPR-DB3907TJ**. Weather was cool with some light rain. Officer LEE met with Gareth Jones, Colin Manning and Mark Tuckey on site.

This permit comprises the following standard rulesets: -

- SR2008 No20– Vehicle storage, depollution & dismantling (authorised treatment) facility
- SR2008 No21 – Metal recycling site

The visit was made to complete an inspection of the permitted area. It should be noted that no inspections were carried out during the Spring/Summer of 2020 due to the Covid-19 pandemic.

Previous compliance breaches

A single Category 3 breach was listed during the previous compliance inspection (CAR_NRW0036048). This breach required improvements in relation to fire prevention on site including establishing 360-degree access to all waste stockpiles and to not store waste against the site boundary.

Inspection Observations

The site was operational at the time of the inspection. End of Life Vehicles were being processed and depolluted and subsequently processed through the shear on site. No issues observed in relation to the permitted End of Life Vehicle activities.

It was noted that the recently installed shredder was now operational following a period of pre-operational testing and setup. At the time of the inspection input material was being processed through the shredder. Subsequently processed waste fractions were stored within stockpiles awaiting removal from the site. It was noted that following the successful installation of the shredder, several changes to the location of scrap metal waste stockpiles had been made since the previous inspection. Indeed, this has allowed the operator to make significant improvements in relation to fire-risk as access could be afforded to all stockpiles in the event of an incident and that all stockpiles were below the 4-metre height restriction set within the Fire Prevention and Mitigation Plan (FPMP) guidance. It was noted that there is intention to further improve site infrastructure and reduce fire-risk via the installation of several bunkers/covered bays for the storage of waste material.

The high-wear surface areas of the site subject to heavy vehicle traffic were showing some minor signs of cracking and damage. It was noted that improvements/maintenance of areas of impermeable surface were due to be completed over upcoming festive period.

An application for an Industrial Emission Directive (IED) permit was submitted by the operator (reference PAN-008083) for the new shredder that has been installed. To date, this application has not been fully determined. Up to date site management documentation was submitted as part of this application and it was noted that this documentation is being followed by the operator in relation to the current permitted activities.

Compliance

B3 – Site drainage and engineering – Action only – Permit Condition 2.3.1

Permit condition 2.3.1, Table 2.3 requires all waste to be treated on an impermeable surface with sealed drainage system.

It was noted during the inspection that minor repairs to high-wear areas of impermeable surface on site are required. It was stated that this is due to be completed over the festive period.

Action – Complete minor repairs to areas of impermeable surface which are showing evidence of cracking/minor damage due to heavy operational activity.

A deadline of the **15th February 2020** has been set for this action to be completed. It is appreciated that this work is subject to weather conditions and operational constraints.

C2 – Management systems and operating procedures – Action only – Permit Condition 1.1.1 (a)

Permit condition 1.1.1 (a) states that the operator shall manage and operate the activities, in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints.

During the Spring/Summer of 2020 Natural Resources Wales (NRW) received several incident reports and evidence concerning active operation of the site outside of the operational hours as listed within the site Environmental Management System (EMS) document and as specified within the relevant planning permission for activities at the site. During the inspection it was reminded that the operator is only permitted to conduct the permitted activities as specified with the EMS and relevant planning conditions. If

further incidents of out of hours activity are received and substantiated, NRW will consider the scoring of a breach of permit condition 1.1.1 (a).

Given recent and ongoing changes to infrastructure at the site, it is reminded that the operator is required to routinely update site management paperwork to reflect these changes, and any risks to the environment these changes may pose.

Action: Continual review of site management documentation to any changes with infrastructure/activity of the site.

Action: Adhere to hours of operation as outlined within site EMS document and planning permission documentation.

Deadline is on receipt of this report.

D2 Incident management – Action only – Permit Condition 3.4.1.

Permit condition 3.4.1 states that the operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance.

It was noted that the operator had made significant improvements in relation to fire-risk and prevention since the previous inspection. However, NRW will continue to complete announced and unannounced site inspections to ensure that this condition is being adhered to at all times.

Action: Continual review of site FPMP document subject to any changes with infrastructure/activity of the site. Continual compliance of site activity in relation to FPMP guidance.

Deadline is on receipt of this report.

G4 – Reporting and notification to NRW – Permit Condition 4.3.1 – Category 4 Breach

Permit condition 4.3.1 (a) states that Natural Resources Wales shall be notified without delay following the detection of; any malfunction, breakdown or failure of equipment or techniques, accident or emission of a substance not controlled by an emission limit which has caused, is causing or may cause significant pollution.

It was noted during the inspection that at approximately 8am on the morning of the inspection, there was an incident whereby a gas canister was accidentally loaded into the new shredder on site. NRW received information that this had caused a loud 'explosion' noise to be heard by residents in close proximity to the site. NRW have received similar incident reports during the summer of 2020 and a notification process has been set up between the Incident Communication Centre (ICC) and the operator. In addition, during the time this Compliance Assessment Report was being compiled NRW received further incidents of a loud explosion being heard at approximately 15:15pm on the 11th December 2020 (*Incident References 2008608 and 2008612*).

Whilst it is noted that the loading of any gas canisters into the shredder is accidental, and that there are robust management procedures in place in relation to the checking of input material, NRW should be notified if any further incidents of this nature occur.

You have been scored a **Category 4 Breach** of permit condition 4.3.1 for failure to notify NRW of a noise/explosion incident.

Action: As per condition 4.3.1 (a), if there are any further incidents of this nature, **as soon as it is safe to do so**, the site manager should notify the NRW Incident Communication Centre on 0300 065 3000 that there

has been an incident on site.

Deadline is on receipt of this report.

Summary

If you have any queries regarding this Compliance Assessment Report please contact regulatory officer Jonathan Lee on 0300 065 3908, or via email at jonathan.lee@naturalresourceswales.gov.uk

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.