

Compliance Assessment Report CAR_NRW0037757

Permit being assessed: RP3098FM.

For: Ammanford Metal Recycling, held by Ammanford Recycling Ltd

At: Shands Road , Ammanford, Carmarthenshire, SA18 3QU.

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

On 04/03/2021 between 10:30 and 12:30.

Parts of permit assessed: See Below

NRW Lead Officer: Michael Edwards, accompanied by James Kinkead.

Report sent to: Richard Safadi & Adrian Stewart, Directors on 10/03/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C2 - General Management - Management system and operating procedures	C3 Minor	2.1.1
A1 - Specified by permit	C3 Minor	2.2.1
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
D2 - Incident Management - Accidents, emergency and incident planning	C3 Minor	5.1.4
B1 - Infrastructure - Engineering for prevention and control of emissions	C3 Minor	3.1.3 & 3.1.4
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	Assessed (A)	
C1 - General Management - Staff competency/training	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Action only (X)	

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

Total number of non-compliances recorded	Total non-compliance score
4	16

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
C2	Ensure that all depollution processes are carried out in the marked area of the EMS as required by permit condition.	02/04/2021

Criteria	Action needed	Complete by
A1	The ELV's must be stored in a suitable area that is not marked as the area for the use of the T9 Waste Exemption under the EMS.	02/04/2021
D2	Operator must ensure that full remediation is undertaken once a spill is identified on site to the standards set out in Table 5.1.	02/04/2021
B1	provide the required evidence that the site infrastructure is fit for purpose as detailed in the above conditions and in Table 3.1.	02/04/2021
F3	Ensure that no wastes are able to escape the site .	02/04/2021

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.

You are non-compliant with your permit.

We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.

4. Details of our assessment

Routine site inspection undertaken by Michael Edwards and James Kinlead of Natural Resources Wales accompanied by Richard Safadi, Adrian Stewart and Andy Davies of Ammanford Recycling Limited and Ben Rees of Geotechnology.

Depollution Process

On arrival to site, a demonstration on the depollution of End of Life Vehicles (ELV's) was given. The operator was able to perform this in accordance with the methodology written in the Environmental Management System (EMS).

However, this was done on the yard outside of the ELV bay. The depollution process must be undertaken in an area marked on the site plan as specified in Table 2.1. At present the current EMS states "ELV depollution will occur under cover within a three-sided extension to the main building".

This has been marked as a **Category 3 breach of permit condition 2.1.1.**

Action – Ensure that all depollution processes are carried out in the marked area of the EMS as required by permit condition.

As discussed on site the operator is looking to install a large extension to the main building to allow the depollution process to be undertaken on a larger scale. Please be aware that given the current permit conditions the site is only able to treat a maximum of 40 vehicles per week.

Storage of liquids

During the previous inspection (**CAR_NRW0037250**) an issue was raised with the storage of liquids on site under **condition 3.1.2**. Actions have been completed and a new bund as been erected around the storage area as required.

T9 Waste Exemption

Under **condition 2.2.1** of the permit, the site is required to ensure clear separation of the specified permitted operations and the exempt waste operations. This issue has been raised previously and an issue was identified on the most recent inspection.

Under the conditions of the registered T9 waste exemption operators cannot store or treat any ELV's or components of ELV's.

This has been scored as a **Category 3 breach of permit condition 2.2.1**

Action – The ELV's must be stored in a suitable area that is not marked as the area for the use of the T9 Waste Exemption under the EMS. This action was agreed on site during the inspection with the operator confirming the wastes to be moved into a storage bay near the front gate.

Leaks and Spillages

During the inspection several small oil spillages were identified on site, with absorbent granules being used on the affected areas. The same issue was raised with oil spillages on site in the previous inspection that were not cleared appropriately as required under permit **condition 5.1.4**.

Under **condition 5.1.4** the operator is required to complete remediation processes in the event of any leak or spillage to the standards set out in Table 5.1 (d) which states "Minor spillages of oil, fuel or other end of life vehicle fluid shall be cleaned up immediately, using sand or a proprietary absorbent to clean up liquids and placed in an alternative container".

This has been scored as a **Category 3 breach of permit condition 5.1.4**.

Action – Operator must ensure that full remediation is undertaken once a spill is identified on site to the standards set out in Table 5.1.

Site Infrastructure

Infrastructure improvements have been made to the T9 area with new concrete surface laid following issues identified in previous inspection with ongoing infrastructure improvements taking place during the inspection with the installation of a new sealed tank which will be connected to an interceptor prior to discharge to foul with the written agreement of Dwr Cymru Welsh Water (DCWW).

Under **conditions 3.1.3 and 3.1.4** of the permit, the operator is required to provide evidence of Quality Assurance of new and existing infrastructure (site containment and drainage systems) to ensure that they are fit for purpose to the standards set out in Table 3.1. A request was made for this information following the previous inspection but was not provided as detailed under the above permit conditions. This information was not available to officers during the inspection.

This has been scored as a **Category 3 breach of permit conditions for 3.1.3 and a Category 3 breach of permit condition 3.1.4**.

Action – provide the required evidence that the site infrastructure is fit for purpose as detailed in the above conditions and in Table 3.1.

Site Records Management

Officers noted that improvements have been made to the records management on site with copies of the Permit and EMS available on request and the improvements to daily inspections highlighting issues that were identified in the inspection including small scale oil spillages and issues with infrastructure.

Technically Competent Persons

Evidence was provided during the inspection demonstrating compliance with condition 2.3.1 with the addition of David Evans to staff with appropriate certification of competence in Metal Recycling, Waste Electrical and Electronic Equipment and End of life Vehicles.

Site ID board

A new site ID board has been installed following the issues identified during the previous inspection under condition 4.2.2. On exiting the site officers noted that there is an issue with the contact information for Natural Resources Wales. The contact numbers provided on the board are correct under the conditions of the permit however, the correct incident hotline number for Natural Resources Wales is 0300 065 3000. This was highlighted to Elis Philips prior to the officers leaving site.

General Observations

During the inspection officers also raised concerns that had been brought to the attention of Natural Resources Wales of waste exiting the site through the constructed bund and entering the watercourse below.

Officers inspected the riverbank from the opposite bank and noted some waste items on the bund that had the potential to enter the river below. Please ensure that no wastes are able to escape the site.

Improvements have been made from the previous inspection however non-compliances have still been identified as detailed above. Natural Resources Wales will consider taking enforcement action for the identified non-compliances. Natural Resources Wales is also considering the use of enforcement notices to ensure compliance with the permit conditions.

Thank you for your time during the inspection.

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.