

Compliance Assessment Report CAR_NRW0037885

Permit being assessed: RP3598FN.

For: Carew Car Dismantlers, held by Phillip Jones

At: Sageston, Tenby, Pembrokeshire, SA70 8SQ.

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

On 30/03/2021 between 12:30 and 13:00.

Parts of permit assessed: General Site inspection

NRW Lead Officer: Sally Wakeford, accompanied by Linda Warrick.

Report sent to: Leeann Jones, TCM on 22/04/2021.

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)	
C1 - General Management - Staff competency/training	C3 Minor	2.3.1
C3 - General Management - Materials acceptance	C3 Minor	2.1.1 Table 2.1

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

Total number of non-compliances recorded	Total non-compliance score
2	8

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	Already Complete - course booked for 17 July 2021	Already completed
C3	cease to accept waste which is not listed, or apply to vary your permit to include the required codes.	30/06/2021

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

A site inspection was undertaken at Carew Car Dismantlers, permit number RP3598FN, was inspected on 30 March 2020 by Sally Wakeford and Linda Warrick.

On arrival on site we were shown around the site by Philip Jones.

C1 – Staff Competency and Training – Permit Condition 2.3.1 – CAT 3

You have been given a score of the above permit condition as Leeann Jones' Technically Competent Management WAMITAB certification had expired in June 2020.

During the inspection Leeann organised the retest, which is booked for 17 July 2021.

ACTION: already complete.

C3 – Materials Acceptance – Permit Condition 2.1.1 and Table 2.1 – CAT 3

You have been given a score of the above permit condition as your waste returns showed you were accepting scrap metal, this was confirmed during the site inspection.

Table 2.1 as shown below contains only those codes for End of Life vehicles, not for general scrap.

ACTION: cease to accept waste which is not listed, or apply to vary your permit to include the required codes.

Table 2.1 Specified end-of-life vehicle storage and treatment operations

Specified Operation	Permitted Waste Types (and European Waste Catalogue number) which may be subject to the Specified Operation	Limits on Specified Operations
STORAGE		
R13: Storage of wastes pending any of the operations numbered R1 to R12 (excluding temporary storage, pending collection, on the site where it is produced).	(i) 16 01 04 End of life vehicles **	- Maximum storage capacity 100 vehicles stored on an impermeable Pavement with a sealed drainage system at any one time. - Vehicles shall only be stored on the area marked on the site plan referenced CC/002.
D15: Storage of wastes pending any of the operations numbered D1 to D14 (excluding temporary storage, pending collection, on the site where it is produced)		
	(ii) 16 01 06 End of life vehicles (containing neither liquids nor other hazardous components)	Maximum storage capacity 1000 vehicles at any one time.
	(iii) Residual wastes produced as a result of depollution or further treatment	- Maximum storage capacity 50 tonnes, not exceeding 10 tonnes of hazardous waste. At any one time. - Residual wastes arising from depollution of vehicle shall only be stored on the area marked on the site plan referenced . - Maximum storage time of 1 year prior to disposal or 3 years prior to recovery The overall maximum storage capacity shall not exceed 1100 vehicles and 50 tonnes of residual waste, not exceeding 10 tonnes of hazardous waste removed from depolluted vehicles
TREATMENT		
R3: Recycling / reclamation of metals and metal compounds:	(i) 16 01 04 End of life vehicles **	40 vehicles per week - Treatment of vehicles shall only be carried out on the area marked on the site plan referenced CC/002.
R4: Recycling / reclamation of other inorganic materials		
	(ii) 16 01 06 End of life vehicles containing neither liquids nor other hazardous components)	40 vehicles per week - Treatment of vehicles shall only be carried out on the area marked on the site plan referenced CC/002. The overall annual through put of the site shall not exceed 2500 tonnes.

EWC entries marked with a ** may be hazardous depending on threshold concentrations. Please refer to Agency

Information about varying your permit can be found here:

<https://naturalresources.wales/permits-and-permissions/waste-permitting/apply-for-a-waste-permit/apply-to-vary-change-a-permit-for-waste-operations/?lang=en>

The current charging scheme can be found here:

<https://cdn.cyfoethnaturiol.cymru/media/693372/environmental-permitting-charging->

[scheme-2021-22-005.pdf](#)

Variation charges can be found from page 14.

The guidance can be found here, from page 15 about variation charges.

<https://cdn.cyfoethnaturiol.cymru/media/693373/environmental-permitting-charging-scheme-guide-2021-22-005.pdf>

This would be considered to be a minor technical variation if the variation is changes solely to the list of wastes the facility is permitted to accept, provided the change would not alter the nature of the facility's operation or increase the environmental risk posed.

Rear Yard

Vehicles were being stored on the concrete pad to the rear of the site. At the time of the inspection we were informed that these vehicles were being sold, and were not waste.

This location is outside your permit boundary.

Cars stored in this location must not be classed as waste. All waste vehicles must be stored within the permit boundary.

More information on when a vehicle becomes waste can be found here:

<https://www.gov.uk/guidance/when-a-motor-vehicle-is-waste#:~:text=If%20the%20stored%20vehicle%20is,is%20classed%20as%20hazardous%20waste.>

“(Natural Resources Wales)... will not normally class an accident damaged vehicle stored at a salvage yard waiting for an insurance claim assessment as waste. It becomes waste when the insurer concludes the claim settlement with the vehicle's owner, has issued payment and has identified the vehicle as suitable for scrapping.

If the stored vehicle is severely damaged and/or is leaking fluids then action must be taken to prevent pollution.

If the insurer assesses that the vehicle is a category A or B write-off, it is classed as waste. If it has not been depolluted, it is classed as hazardous waste.

If the insurer assesses that the vehicle is a category S (repairable structural) or N (repairable non-structural), it is not classed as waste unless the decision is made to scrap the vehicle rather than to sell it for repair.”

As such, there needs to be clear segregation between cars which are waste and those which are not. The paperwork for those who still classed as “not waste” will require to have the ownership paperwork available for inspection.

There is an increased risk of fire when a large number of cars are stored together.

If you wish to consider the storage waste cars on this area of the site, then you should consider completing a permit variation to extend the boundary of the permitted area. Further information can be found in the links listed above.

The concrete pad in this area is showing signs of damage.



Photographs of Site inspection:





Thank you for taking the time to accompany us around the site.

Any compliance criteria not highlighted in the above summary should be considered as not assessed.

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resource Body for Wales (Establishment) Order 2012.

You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1st April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the Forestry Commissioners and the Environment Agency for Wales.

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.