

Compliance Assessment Report CAR_NRW0038427

Permit being assessed: FP3795LX.

For: G Lock Scrap Metal Processors, held by Philip Lock

At: Llandygai Ind Est, Llandygai, Bangor, Gwynedd, LL57 4YH.

Type of assessment carried out: Audit, Reason: Other.

On 10/06/2021 between 10:00 and 10:50.

Parts of permit assessed: See below

NRW Lead Officer: Donna Muirhead, accompanied by Daniel Grant.

Report sent to: Phillip Lock, Owner on 25/06/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
D1 - Incident Management - Site security	Assessed (A)	
F1 - Amenity - Odour	Assessed (A)	
F2 - Amenity - Noise	Assessed (A)	
F3 - Amenity - Dust/fibres/particulates and litter	Assessed (A)	
F4 - Amenity - Pests/birds and scavengers	Assessed (A)	
F5 - Amenity - Deposits on road	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.

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

End of Life Vehicle (ELV) Hazardous Waste Audit.

This was an announced visit carried out on Thursday 10 June 2021 by Natural Resources Wales officers Daniel Grant (Hazardous Waste Regulation Officer) and Donna Muirhead (Waste Regulation Officer).

The purpose of the visit was to undertake a Hazardous Waste Audit to assess for compliance against the Hazardous Waste Regulations (Wales) 2005 and general site inspection.

Officers were accompanied around the site by Philip Lock and Huw Lock (Site Operative).

Weather conditions throughout the audit was overcast but dry.

The depollution bay where all ELV's are depolluted benefits from an impermeable surface with sealed drainage. As seen in Figure 1 the depollution bay was kept in excellent working order and was free of any debris, spillages or waste during the visit, thank you for your compliance here.

All Hazardous waste liquids that are derived as part of the depollution process undertaken at G Locks are stored in double bunded containers which are situated outside the depollution bay. All double bunded containers are clearly labelled with waste types and quantity limits as seen in Figure 2.

The motor oils (13 02 XX) and Hydraulic oils (13 01 XX) are stored in separate 2,500 litre and 1,350 litre double bunded containers, respectively. These oils are removed from site by Slicker Recycling who are a registered waste carrier (CBDU125624).



Figure 1. Depollution bay where all ELV's are depolluted.





Figure 2. Screen-wash liquids including Antifreeze (16 01 04*) and coolants were stored in a 2,500 double bunded container (Figure 2) which is also removed from site by Slicker Recycling Ltd.

Batteries (16 06 XX *) collected at site and those that are removed as part of the depollution process are stored in bunded containers that are resistant to acid corrosion (Figure 3). These are situated inside the warehouse, thus, free from rainwater ingress. All batteries are taken to H J Enthoven Limited, Derbyshire, DE4 2LP for disposal who have an environmental permit (BL5598IR).





Figure 3. Batteries stored in acid resistant containers which are situated inside the warehouse.

Catalytic converters (16 01 21*) are also removed from ELV's as part of the depollution process using specialist removal equipment. All catalytic converters are stored securely indoors within an acid resistant container (Figure 4). Catalytic converters are removed from site and taken for disposal to H J Enthoven.

All airbags (16 01 10*) are checked prior to depollution due to the danger they possess, any which remain armed are removed and discharged in a secure manner within the depollution bay.



Figure 4. Catalytic converters in acid resistant containers which are situated inside.

Waste tyres (16 01 03) that are generated as a result of the activities on site are stored in skips indoors (Figure 5). These tyres are currently being taken from site for disposal to J.J Jones, Gaerwen, LL60 6DP who currently hold a suitable exemption for the acceptance of this waste.



Figure 5. Waste tyres stored within separate skips indoors.

G Lock Scrap Metal is currently registered as a hazardous waste producer (CAC309) until the 29TH July 2021. As advised on site, when you register your site again next year you might want to consider asking for a renewal of your existing registration rather than a new one. By doing this, you will keep your existing premises registration code.

Consignment notes were requested and sent to Daniel Grant for inspection following the site visit. It was found that all these consignment notes were compliant.

Overall, the site has good waste segregation with no apparent mixing between hazardous and non-hazardous waste types. The only issue concerning the mixing of hazardous and non-hazardous waste is related to the site's current practice of inserting emptied oil filters back into the ELV after depollution. Further information on this can be found below.

Non-compliances with the Hazardous Waste Regulations (Wales) 2005 and the End-of-Life Vehicles Directive (2000/53/EC) noted during the audit:

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Article 6) 3) b - End-of-Life Vehicles Directive (2000/53/EC)

Hazardous materials and components shall be removed and segregated in a selective way so as not to contaminate subsequent shredder waste from end-of life vehicles

During the site visit it was identified that Oil filters (160107*) are removed and emptied of their contents. All waste oil collected is placed in the waste oil container for storage. Oil filters are then inserted back into the same vehicle prior to crushing.

Oil filters that aren't properly crushed are still classed as hazardous waste. Thus, by inserting such an oil filter back into the depolluted ELV, this would mean that the above requirements of the ELV directive (2000/53/EC) has not been met.

Please read the below advice and guidance and act immediately to rectify this situation.

Oil filters disposal

As was discussed on site it is possible to place oil filters back into ELV's as non-hazardous waste prior to crushing. However, in order to do this, a certain set of criteria's must be met, as per the End of life Vehicle directive;

- A specialist piece of equipment must be used to crush the oil filters that has been designed for that specific purpose.
- The specialist piece of equipment must be used in accordance with the manufacturer's instructions.
- The process of crushing must be carried out by an operative who is suitably trained and competent to do so.
- The operative must assess each process individually to ascertain that all oil has been effectively removed from the oil filter.

Only after meeting the above criteria are oil filters considered non-hazardous and thus suitable to be inserted back into the depolluted ELV.

Alternatively, if the above criteria cannot be met you can remove the oil filter, empty its contents and store them in a suitable container prior to disposal as hazardous waste to an authorised facility.

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Hazardous Waste Regulations (Wales) 2005, regulation 53.

Every consignee must make a return, in these Regulations referred to as a consignee quarterly return, to the Agency of information relating to all consignments of hazardous waste received by him or her in any quarter.

It was noted during the audit that “consignee returns” have never been submitted to Natural Resources Wales by G Locks. During the site visit it was established that commercial hazardous waste is accepted at G Locks- namely in the form of batteries from various garages and local authority depots.

Please read the below advice and guidance and act immediately to rectify this situation.

Hazardous Waste consignment note

When hazardous waste is moved from one premises to another a hazardous waste consignment note must be used except under certain strict exemptions (such as when the hazardous waste is domestic waste). Certain specified information must be accurately detailed and recorded by specified individuals involved within the transfer of the hazardous waste.

You should ensure that if hazardous waste is being transferred to or from your premises an accurate consignment note accompanies the waste.

Further information on how and when to complete consignment notes can be found using the following link along with a consignment note template which can be found at the bottom of the following webpage:

<https://naturalresources.wales/guidance-and-advice/environmental-topics/waste-management/completing-hazardous-waste-consignment-notes/?lang=en>

Hazardous Waste consignee returns

Hazardous waste consignee returns are required to inform Natural Resources Wales (NRW) about the hazardous waste consignments that have been received at your site. This should not be confused with your requirement to provide NRW with waste returns which are a separate requirement.

If hazardous waste has been received, stored or disposed of at your site, you are legally required to submit a consignee return to NRW documenting your activities (receipt, removal, disposal of hazardous waste).

On site, discussions took place regarding when a consignee return is required and not required for hazardous waste accepted at your site.

If a householder decides to dispose their unwanted car to your site for disposal it will be classed as hazardous waste. The householder is not required to produce a hazardous waste consignment note for the journey from their home to your site and you do not have to provide NRW with a consignee return. This is because domestic waste is exempt from the hazardous waste regulations.

However, if you accept commercial hazardous waste this is not exempt from the regulations. For example, if a commercial vehicle operator, takes their ELV to your site or you collect hazardous waste batteries from other businesses, these are not domestic waste produced at domestic premises. Therefore, a consignment note is needed for the journey from the business where the waste was produced to your site and you must then provide NRW with consignee returns of this hazardous waste acceptance.

Consignee returns must be submitted for each three-month period:

Quarter 1: Jan – Mar,

Quarter 2: Apr – Jun,

Quarter 3: Jul – Sep,

Quarter 4: Oct – Dec.

The return must be submitted within one month of the end of that specific quarter.

Further details regarding consignee returns including detailed guidance and the submission requirements can be found upon our website:

<https://naturalresourceswales.gov.uk/guidance-and-advice/environmental-topics/waste-management/submit-your-hazardous-waste-return/?lang=en>

Our enforcement response to the above non-compliances with the Hazardous waste regulations (Wales) 2005 will follow soon. Should any of these non-compliances persist Natural Resources Wales will take further enforcement action.

If you have any further questions about the contents of this audit report or any aspect of hazardous waste in general, please do not hesitate to contact me.

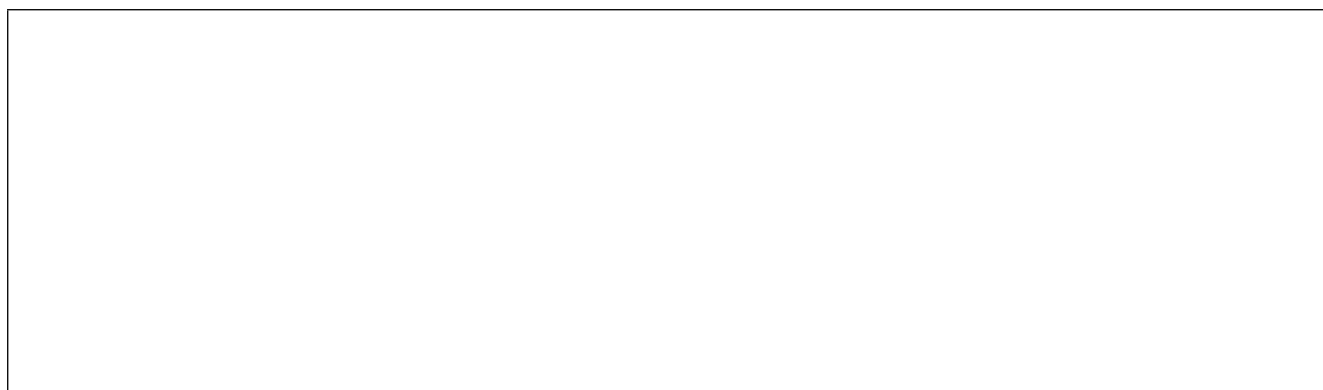
Yours sincerely

Daniel Grant

Hazardous Waste Regulation Officer

E-mail: daniel.grant@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.