

Compliance Assessment Report

Report ID:
CAR_NRW0033770

This form will report compliance with your permit as determined by an NRW officer

Site	Llantrisant Autos	Permit Ref	BP3695FA			
Operator/Permit holder	A Griffiths					
Regime	Waste Operations					
Date of assessment	25/07/2018	Time in	14:00	Out	14:40	
Assessment type	Site Inspection					
Parts of the permit assessed	Management & infrastructure					
Lead officer's name	Dearle, Nessa					
Accompanied by						
Recipient's name/position	Andrew Griffiths/ Site manager	Date issued	10/08/2018			

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS Scores can be consolidated or suspended where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit conditions and compliance summary	CCS Category	Condition(s) breached
B1 - Infrastructure - Engineering for prevention and control of emissions	C3 - Suspended	C11
	C2 - Suspended	C8
C1 - General Management - Staff competency/training	C2 - Suspended	D24

KEY: See Section 5 for breach categories, suspended scores will be indicated as such.

A = Assessed or assessed in part (no evidence of non-compliance), **X** = Action only,

O = Ongoing non-compliance, not scored.

Number of breaches recorded	3	Total compliance score (see section 5 for scoring scheme)	0
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details of any multiple non-compliances
- Information on the compliance score accrued inc.
- Details of advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

Environment officer Nessa Dearle completed a site inspection on the 23rd of July 2018. The aim of this visit was to discuss and assess compliance with the Regulation 36 notice that was issued on the site in May 2018. I was shown around site by the site technically competent manager, Andrew Griffiths.

Thank you for taking the time to show me around site. I was happy to see that progress had been made in line with the notice. Spill kits had been put in place on site and oil contamination had largely improved on site. Significant improvements have also been made to the sites drainage system, although further work is needed. The drainage surrounding the depollution bay had been unblocked and new drains with silt traps had been put in place. The impermeable surface within the depollution bay had also been repaired.

However, further improvements are required to achieve compliance with your permit and Regulation 36 notice. Breaches, advice and guidance are outlined below.

Breaches

A1) Specified by permit, Category 2 breach

Condition C8 outlines that "all areas used for storage or processing at the facility shall consist of an impermeable pavement that is able to withstand penetration by substances handled and vehicles that use the facility".

I was happy to see that progress had been made in clearing the end of life vehicle waste and residual contamination from the area of unmade ground to the rear of your site. However, a significant amount of waste and contamination could still be seen at the time of my inspection.

Action: This area of your site must be completely cleared of all waste and contamination by the end of your section 36 notice, on the 18th of September 2018.

On site, we discussed your intention to provide an impermeable surface with sealed drainage in this area to enable you to use this section for waste storage. However, until this infrastructure is put in place no waste should be stored in this area. Under your permit waste storage is limited to areas with an impermeable surface and a sealed drainage system.

This breach has been suspended until your notice deadline has ended. If the entire notice is not complied with then these scores will be reactivated.

B1) Engineering to control emissions, Category 3 breach

Condition C11 outlines that “site drainage arrangements shall be constructed and maintained so that water does not accumulate at the facility. This shall include interception of contaminated surface water and spillage’s, to prevent contamination of the drainage system, or any watercourse or ground water”.

Progress had been made on upgrading the sealed drainage system, including the repair of the impermeable surface and drainage surrounding the depollution bay. However, further works is required to bring the drainage system in line with your permit. The drains surrounding the end of life vehicle storage area did not appear to be functioning effectively and require upgrading.

Action: Please ensure that the entire site drainage improvements have been completed by the end of your notice period on the 18th of September 2018. This should include the unblocking of all drains from site and the installation of new drains where required.

This breach has been suspended until your notice deadline has ended. If the entire notice is not complied with then these scores will be reactivated.

C1) Staff competency and training, Category 3 breach

Condition D24 outlines that “the facility shall be manned at all times by a proficient person, that is a person trained to understand the terms and conditions of this licence, to recognise the general descriptions of waste that may arrive at the facility, and actions to be taken to deal with such wastes and what action to take in the event of an emergency”.

A formal, written training procedure has not yet been put in place on site for staff.

Action: Please ensure that this training procedure is put in place and delivered to all staff by the 14th of September 2018. This training should demonstrate that all staff are fully aware of their responsibly to work within the conditions of the permit and the sites environmental management system.

Notes

I was happy to see that in line with advice outlined in my last CAR form, the storage of tyres has been moved from beside the depollution bay to a location further from the bay. This in turn has improved fire safety on site.

Thank you for providing waste transfer notes from the last time that your interceptor was emptied. Your drainage system should be regularly inspected and maintained as required.

If you have any queries in relation to this form or your permit, please get in contact on the details below.

Nessa Dearle

03000653352

nessa.dearle@naturalresourceswales.gov.uk

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0033770**

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Site	Llantrisant Autos	Permit Ref	BP3695FA
Operator/Permit holder	A Griffiths	Date	25/07/2018

Section 3 – Enforcement Response

You must take immediate action to rectify any non-compliance and prevent repetition. Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			
C1	C2	A written training procedure is required, this must demonstrate that all staff have a full understanding of the site permit and EMS	14/09/2018
B1	C3	Further improvements to the drainage system are required, including the unblocking of all drains and the installation of new drains where required.	18/09/2018
B1	C2	This area must be cleared of all contamination and waste. If a decision is made to use this area for storage an impermeable surface with sealed drainage system must be put in place.	18/09/2018

Section 5 – Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- Advise on corrective actions verbally or in writing
- Require you to take specific actions verbally or in writing
- Issue a notice
- Require you to review your procedures or management system
- Change some of the conditions of your permit
- Decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and/or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- Ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- Ensure you comply with other legislative provisions which may apply

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance that could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- Offering/providing you with its literature/services relating to environmental matters
- Consulting with the public, public bodies and other organisations (eg. 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 its service
- Freedom of Information Act/Environmental Regulations request

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within fifteen working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with officer's line managers using the informal appeals procedure. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00 – 18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.