

Compliance Assessment Report

Report ID:
CAR_NRW0033895

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

Site	RDA Recycling Ltd	Permit Ref	NP3895FH			
Operator/Permit holder	Kayleigh Parsons					
Regime	Waste Operations					
Date of assessment	29/08/2018	Time in	11:00	Out	11:40	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Bowder, Alex					
Accompanied by						
Recipient's name/position	Kayleigh Parsons/ Director	Date issued	04/09/2018			

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
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	C3	Table 3.1 - Site containment & drainage standards
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	C3	Condition 1.2.1 - General Considerations
D1 - Incident Management - Site security	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	X	

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	2	Total compliance score (see section 5 for scoring scheme)	8
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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

Officer Alex BOWDER attended RDA Recycling Limited at 3 Commercial Lane, Risca, NP11 6AN at 11:00 on Wednesday 29 August 2018 to carry out a routine inspection of permit **EPR-NP3895FH**. The weather was mild and dry at the time of visit. Met with business Director Kayleigh Parsons and walked around the yard discussing site operations.

GENERAL OBSERVATIONS

The site was very full at the time of inspection with many vehicles present in the yard. All batteries were stored in a sealed container inside a building. The TCM is still Kayleigh Parsons who was present on site and possesses a valid WAMITAB qualification.

Tyres were being stored in two areas across the yard - I was advised that the pile in the middle of the yard was getting ready to be transported out.

CATEGORY 3 BREACH

B1 – Infrastructure – Site drainage engineering (clean and Foul)

Table 3.1 - Site containment & drainage standards

c) ii) *“Emptying of interceptors shall be recorded in the site diary”*

g) i) *“inspection and maintenance of engineered containment shall be inspected no less frequently than monthly, to ensure the continuing integrity and fitness for purpose of their construction, and the inspection and any necessary maintenance shall be recorded in the site diary”*

INFRASTRUCTURE AND DRAINAGE

The main drain in the centre of the yard seemed clogged at the time of inspection. This indicates that sealed drainage system or interceptor hasn't been maintained properly in accordance with the permit.

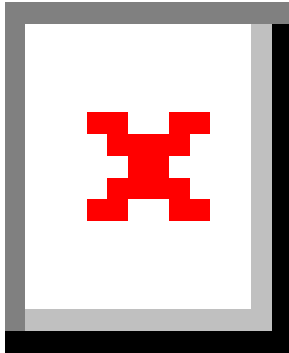
A vehicle was also stored very close to the drain entry. Better housekeeping should be executed to ensure the drainage system is fully accessible and functioning efficiently.

RECORDS MANAGEMENT

The site should be conducting strict site diary entries for all maintenance, spillages, and TCM attendance in accordance with **Section 6.2.1** of your permit. Please ensure this is carried out.

ENGINE STORAGE

The operation continues to store individual depolluted engines outside. Some residual oil was witnessed on the surface amongst the pile. The permit allows for storage on impermeable surface, however please be mindful about rain water washing through parts and leading potentially contaminated run-off towards the drain.



Picture 1 – showing depolluted vehicle engines stored outside on an impermeable surface

CATEGORY 3 BREACH

C4 - General Management – Storage, handling labelling and segregation

Condition 1.2.1 - General Considerations:

“the storage (including temporary storage) and treatment of waste motor vehicles shall only be carried out at the site if it meets the standards set out in schedule 5 of the End of Life Vehicles Regulations 2003 (now amended 2005)”

ELV shells were witnessed stacked five high at the time of the visit, as per *Picture 2* below.

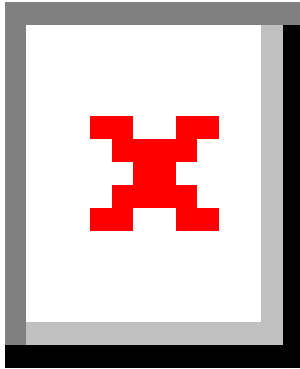
This not in-line with directly applicable legalisation (DAL) ELV Regs 2005 and considered a Health and Safety hazard. Three is the maximum, two being the favoured option if space permits.

Also, there does not seem to be any strict storage principles set out in your EMS document, specifying stacking heights and techniques of materials.

Action:

- Reduce stack height immediately.
 - Do not stack vehicle shells more than three high in the yard in future.
 - Include maximum storage heights and techniques for materials in your EMS.
- Send to NRW for checking once completed.

Deadline: 2nd October 2018



Picture 2 – showing ELV shells stacked five high in the yard

END-OF-LIFE VEHICLES (PRODUCER RESPONSIBILITY) REGULATIONS 2005

Your permit states that “*storage and treatment of ELVs shall meet the requirements of Schedule 5 of the ELV Regulations. Infrastructure and equipment provided to meet these obligations shall be maintained in working order and shall be used to give effect to their purpose*”. Please make yourself aware of the requirements of the regulations, especially in regards to depolluting principles, storage and treatment.

More details can be found online at:

<http://www.legislation.gov.uk/ukxi/2005/263/contents/made>

BAILING MATERIALS

The business stated that they intend to add a bailer machine to crush ELV shells, ready for removal to another site. NRW questioned whether this would require a permit variation to allow for this treatment option. Table 2.1 of your permit would allow this activity because it is classed as recycling/reclamation of metals and meal compounds. Also, it would not alter the waste code of the material leaving site.

You must be mindful that this activity is limited to processing **40 vehicles per week**. We would ask that the company keep strict records of how many vehicles are being bailed and provide this information to NRW on request

WASTE RETURN DOCUMENTS

The non-submittal of returns spreadsheets for the last two quarters was discussed. I was advised that there were formatting issues and spoke about hand-writing documents and scanning them in future. It is a requirement of your permit to submit your returns within the grace period without fail.

Please submit all future returns by the required date in future.

If you have any issues with this report please contact Alex Bowder on 0300 065 3394 or alex.bowder@naturalresourceswales.gov.uk

Thank you.

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

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0033895**

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Site	RDA Recycling Ltd	Permit Ref	NP3895FH
Operator/Permit holder	Kayleigh Parsons	Date	29/08/2018

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.

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			
G2	X	The site should be conducting strict site diary entries for all maintenance, spillages, and TCM attendance in accordance with Section 6.2.1 of your permit	02/10/2018
C4	C3	- Reduce stack height immediately. - Do not stack vehicle shells more than three high in the yard in future. - Include maximum storage heights and techniques for materials in your EMS. Send to NRW for checking once completed.	02/10/2018
B3	C3	Conduct regular maintenance on all drainage systems/interceptor and record in site diary	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.