

## Compliance Assessment Report CAR\_NRW0038685

**Permit being assessed:** BP3395CT.

For: Welsh Border Motor Spares, held by K S Nunns

At: Welshpool, Powys, SY21 7AZ.

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

On 19/08/2021 between 13:00 and 14:00.

Parts of permit assessed: storage

**NRW Lead Officer:** Kim Jones, accompanied by Ffion Quan.

**Report sent to:** Kevin Nunns, Owner on 31/08/2021.

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

| Part of permitted activity assessed (criteria)                        | Assessment result | Permit condition |
|-----------------------------------------------------------------------|-------------------|------------------|
| B4 - Infrastructure - Containment of stored materials                 | Assessed (A)      |                  |
| C4 - General Management - Storage, handling labelling and Segregation | 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.

**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

This was an announced visit carried out on Thursday 19 August 2021 at 1pm by Natural Resources Wales officer Kim Jones (Hazardous Waste Regulation Officer) and Ffion Quan (Waste Officer)

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

The depollution process is carried out in a dedicated depollution bay. All hazardous waste oils that are derived as part of the depollution process are stored in a plastic oil tank that is contained within a purpose built bunded area at the rear of the depollution bay.

The waste oil is removed from site by either Slicker or Oil Recovery but only once a year at most.

Oil filters (160107\*) are removed, and oil is drained into the oil containment unit. Upon emptying the contents of the oil filters, they are placed back into the same ELV they were originally removed from.

Guidance for this practice advises that unless the oil filter is crushed to remove as much oil as possible from the filter and the following criteria below are met, then the oil filter cannot be placed back in the depolluted vehicle and must be classified as hazardous and removed from site separately as such.

- 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.

The remaining liquid hazardous wastes that are derived as part of the depollution process, namely brake fluids (16 01 13\*), anti-freeze (16 01 04\*) and fuel are all stored in adequate containment units that are labelled, prior to their removal from site or re use in the bunded area. This area also has a purpose built fire extinguishing system.



Batteries (16 06 XX\*) removed as part of the depollution process are stored in two containers that are resistant to acid corrosion and are stored in a separate container on the yard. Batteries are currently disposed of by Ecobat. The catalytic converters (16 01 21\*) are stored at Mr Nunns home due to security concerns and are collected by Newbury Metals.



Waste tyres (16 01 03) that are generated as a result of the activities on site are stored on the yard and collected by Lovatt.

All airbags (16 01 10\*) are checked prior to depollution and would be deployed if necessary. Majority are found to be already deployed in the vehicle so remain in the vehicle.

The depolluted vehicles are taken to Potters which is next door and this waste is on a season ticket.

Contaminated wastes (15 02 02\*) such as gloves, rags and spillkits are very rarely produced and any waste would go to Lovatt. The mixed municipal waste (20 03 01) and cardboard/plastic is also taken to the Potters site next door.

There is dedicated area in the main storage and workshop for cleaning parts. The solvent waste is collected by Safety Kleen.

The site has good waste segregation and labelling with no mixing between hazardous and non-hazardous waste types.

Hazardous waste consignment notes and waste transfer notes were readily available on site for inspection and the few that were inspected were completed correctly.

We discussed whether there was any training regarding hazardous waste and Mr Nunn has the WAMITAB certification and all staff are aware of the regulations.

Welsh Border Motor Spares is currently registered as a hazardous waste producer, CAF575 which expires on 18/1/2022.

The fire plan which is a requirement of the permit is displayed on the back of the workshop door and the entrance gates.

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](mailto: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](mailto: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.