

Compliance Assessment Report CAR_NRW0038697

Permit being assessed: UP3495FT.

For: Fred Lloyd & Sons Ltd, held by Fred Lloyd & Sons Ltd

At: New Inn, Pontypool, Gwent, NP4 0TW.

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

On 18/08/2021 between 13:00 and 13:30.

Parts of permit assessed: A / B / C / D / F / G

NRW Lead Officer: Greg Gardner, accompanied by Alex Bowder.

Report sent to: Oliver Hazell, Technically Competent Manager on 13/09/2021.

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)	
B1 - Infrastructure - Engineering for prevention and control of emissions	Assessed (A)	
B2 - Infrastructure - Closure and decommissioning	Assessed (A)	
B3 - Infrastructure - Site drainage engineering (clean and foul)	Assessed (A)	
B4 - Infrastructure - Containment of stored materials	Assessed (A)	
B5 - Infrastructure - Plant and equipment	Assessed (A)	
C1 - General Management - Staff competency/training	Assessed (A)	
C2 - General Management - Management system and operating procedures	Assessed (A)	
C3 - General Management - Materials acceptance	Assessed (A)	
C4 - General Management - Storage, handling labelling and Segregation	Assessed (A)	
D1 - Incident Management - Site security	Assessed (A)	
D2 - Incident Management - Accidents, emergency and incident planning	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)	
G1 - Monitoring and Records, Maintenance	Assessed (A)	

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
and Reporting - Monitoring of emissions and environment		
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	Assessed (A)	
G3 - Monitoring and Records, Maintenance and Reporting - Maintenance records	Assessed (A)	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	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 report details the site visit made on the 18 August 2021 to Fred Lloyd & Sons, Permit number EPR-UP3495FT.

Officers Alex BOWDER and Greg GARDNER attended the Fred Lloyd & Sons Site at Stricks Works, Polo Grounds Industrial Estate, New Inn, Pontypool, Torfaen, NP4 0TW, for an unannounced routine site inspection at 13:00pm where we met with Mr. Adrian LEWIS (Site Manager). Mr. Oliver HAZELL is the designated TCM (Technically Competent Manager) for this site. The weather was dry and mild all through the site visit.

To remind the company following each visit Natural Resources Wales will produce a Compliance Assessment Report (CAR) detailing our comments from the inspection. If we substantiate reasonably foreseeable risks or actual impact to the environment, we can breach the business against your permit conditions which can affect your site banding and annual subsistence fees; this is scored on a Category 1 - 4 basis:

- 1 - Major, serious persistent and/or extensive impact on the

environment/people/property

- 2 – Significant impact or effect on the environment/people/property
- 3 – Minor impact or effect on the environment/people/property
- 4 – A non-compliance which has no potential environmental effect

PERMIT HISTORY

See extract from EPR-UP3495FT regarding permit history.

Status Log of the permit

Detail	Date	Response Date
Licence EAWML 30223 issued	17/10/00	
Variation of EAWML 30223 issued	05/12/03	
Variation of EAWML 30223 issued	24/06/05	
Variation of EAWML 30223 issued	15/12/05	
Variation of EAWML 30223 issued	07/11/08	
Environmental Permitting Regulations number EPR/UP3495FT allocated		
Application EPR/UP3495FT/V006	Duly made 15/06/10	
Variation issued	29/07/10	

PREVIOUS CAR FORM (CAR_NRW0037678) COMPLIANCE BREACHES - SITE VISIT 09/02/21

ACTION - Stockpile of vehicle shells significantly high causing environmental and health & safety issue along with waste still being received on site despite EMS stating none to be received in event of machine breakdown. Reduce all stockpiles heights to compliant levels and adhere to waste acceptance procedures going forward to ensure waste volumes are managed appropriately

COMPLETE - This has been improved significantly and maintained since NRW's last visit to site on 9 February 2021 and NRW Officers were satisfied with the improvements made.

ACTION -Despite machinery breakdown, the site knowingly accepted waste material whilst it was at capacity which as a result breached their permit conditions. This has caused a root cause breach of permit condition 4.4.1 as a result. Reduce all stockpiles heights to compliant levels and adhere to waste acceptance procedures going forward to ensure waste volumes are managed appropriately

COMPLETE - Since NRW's last visit on 9 February 2021, a new machine has been added to improve reliability. The baler, which was out of service on NRW's last visit, now has new control systems installed to improve reliability. Continued preventative maintenance also takes place, again, to improve reliability.

ACTION - Improve housekeeping and remove excess pooling of oil especially near ELV depollution area.

COMPLETE - This has been improved significantly and maintained since NRW's last visit to site on 9 February 2021 and NRW Officers were satisfied with the improvements made.

GENERAL OBSERVATIONS

Fred Lloyd & Sons operate under a bespoke environmental permit. This site is used as a waste transfer station and an ELV (End-of-Life Vehicle) treatment facility with the waste being distributed to other companies / sites within the UK. The site was in operation at the time of the visit and there was no waste of any type was stored outside of the permit boundary at the time of the visit. The site is permitted to accept a maximum of 75,000 tonnes of waste per annum.

SITE INFRASTRUCTURE

The general housekeeping on the site was in good condition with no major amounts of loose debris located on the floor (as seen in photo 1). It was also noted that the concrete impermeable flooring was generally in good condition. The site has a 3 tier interceptor drainage system which was operational at the time of the site inspection. Mr. LEWIS indicated it is regularly maintained / emptied.



Photo 1 - Good housekeeping standard witnessed on site

It was noted by NRW officers that the engine removal / dismantling area contained a small collection of excess oil (as seen in foreground of photo 2). Mr. Adrian LEWIS identified as part of the dismantling process excess oil will be present from engine parts however countermeasures have been put in place to ensure any excess loss of containment is adequately managed I.E. working and regularly maintained interceptor drainage system and oil absorbing materials such as sawdust. Following this visit, Mr. Oliver HAZELL has provided evidence that this excess oil has been appropriately managed. Always ensure any excess liquids, such as oil, from the dismantling process are adequately managed / mitigated to prevent any environmental damage.



Photo 2 - Engine dismantling area with small collection of oil (foreground of photo)

WASTE ACTIVITIES - ELV WASTE

From a previous site visit on 9 February 2021, the site had a significantly high pile of scrap vehicle shells (as seen in photo 2) due to the on site baler being out of service for approximately 2 weeks and the site still accepting scrap cars to site. This was a major cause for concern from an environmental and health & safety perspective and a warning letter was issued to Mr. Oliver HAZELL (Technically Competent Manager) on 10 March 2021.



Photo 2 - Taken on 9 February 2021 showing significantly high stockpile of vehicle shells

During the site visit on 18 August 2021 there was a significant improvement to the height of the scrap metal / vehicle shells stockpile (as seen in photo 3). This has been due to a new machine being added to improve reliability. The baler, which was out of service on NRW's last visit, now has new control systems installed to improve its reliability. There is also continued preventative maintenance which takes place, again, to improve reliability of on site operations. The vehicle shells also had a clear separation distance between other waste streams. Always ensure that waste stockpile heights remain under 4 metres at all times to prevent the spread of fires should one occur. NRW Officers were satisfied with the improvements made.



Photo 3 - Improved stockpile of scrap metal / vehicles

WASTE RETURN SUBMISSIONS

Fred Lloyd and Sons, Pontypool have submitted their waste return data for permit, EPR-UP3495FT, on time and in full. To date (2021), the site has received 8,666.45 tonnes of waste(s) and removed 9,292.90 tonnes of waste(s). There are no unauthorised wastes that have been accepted on site and are within the annual permitted allowance for the amount of waste to be accepted on site (75,000 tonnes).

Officers Alex BOWDER and Greg GARDNER left site at 13.30pm the same day.

If you have any issues with this report please contact Greg Gardner on greg.gardner@naturalresourceswales.gov.uk

I look forward to working with the site in 2021.

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.

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.