

Compliance Assessment Report CAR_NRW0038852

Permit being assessed: RP3098FM.

For: Ammanford Metal Recycling, held by Ammanford Recycling Ltd

At: Shands Road , Ammanford, Carmarthenshire, SA18 3QU.

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

On 14/10/2021 between 10:00 and 12:00.

Parts of permit assessed: See Below

NRW Lead Officer: Michael Edwards.

Report sent to: Richard Safadi & Adrian Stewart, Operators on 21/10/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
C2 - General Management - Management system and operating procedures	C3 Minor	5.1.4
B1 - Infrastructure - Engineering for prevention and control of emissions	C3 Minor	3.1.1
A1 - Specified by permit	C3 Minor	2.2.1
C4 - General Management - Storage, handling labelling and Segregation	C3 Minor	2.1.1

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
4	16

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?

Criteria	Action needed	Complete by
C2	Ensure that oil spills are cleared as required under the conditions of the permit.	28/10/2021
B1	Action – Ensure that the impermeable surface and site sealed drainage for the affected areas are maintained and repaired to the standards required in the permit conditions.	28/10/2021
A1	Remove all non conforming waste types from the identified T9 area .	28/10/2021
C4	Ensure that all wastes are stored on site in accordance to the conditions of the permit.	28/10/2021

Action criteria codes are listed in the 'Important information' section below.

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.

We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.

4. Details of our assessment

Routine unannounced site inspection undertaken by Michael Edwards of Natural Resources Wales accompanied on site by Richard Safadi and Andy Evans of Ammanford Recycling Limited.

Depollution Process

Since the previous inspection, the new depollution bay extension has been erected as shown on the most recently submitted work plan.

New equipment is currently awaiting installation for the new extended bay. Including new bunded storage tanks for liquid wastes from the process, drainage channels to collect any spills, and specialised depollution equipment.

Depollution activities were confined to the marked area of the EMS as required under permit **condition 2.1.1.**

As discussed during the previous inspection the current permit conditions will only allow the treatment of a maximum 40 ELV's per week.

Storage of Liquids

No issues were identified with the storage of waste liquids arising from the depollution process.

Leaks and Spillages

Several oil spills were identified during the inspection. The largest of which had been identified by staff and treated with granules waiting to be cleared. However, other spills had not been treated in the manner required under the permit conditions.

Under **condition 5.1.4** the operator is required to complete remediation processes in the event of any leak or spillage to the standards set out in **Table 5.1 (d)** which states "Minor spillages of oil, fuel or other end of life vehicle fluid shall be cleaned up immediately, using sand or a proprietary absorbent to clean up liquids and placed in an alternative container".

This has been scored as a **Category 3 breach of permit condition 5.1.4.**

Action – Operator must ensure that full remediation is undertaken once a spill is identified on site to the standards set out in Table 5.1.

Please note that this issue has been raised on several previous site inspection.

Site Infrastructure

Site infrastructure was found to be in good condition for the majority of the site, however a small area of the impermeable surface above the depollution area was found to be in a state of disrepair. Under

condition 3.1.1 no wastes shall be deposited, stored, treated or handled in an area of the site unless the engineered site containment and drainage system for that area has been constructed, and completed in accordance with **condition 3.1.2** referring to the standards specified in **Table 3.1**.

This has been scored as a **Category 3 breach of permit condition 3.1.1**.

Action – Ensure that the impermeable surface and site sealed drainage for the affected areas are maintained and repaired to the standards required in the permit conditions.

Storage of Wastes

During the inspection it was also noted that some of the depolluted baled ELV's were not stored on the impermeable surface but stored on the earth bank surrounding the site.

This has been scored as a **Category 3** breach of permit **condition 2.1.1** referring to the specified activities in **Table 2.1**

Action - As was discussed on site, you are required to store wastes in a manner described in the conditions of the permit and in line with the working plan.

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T9 Waste exemption

Under **condition 2.2.1** of the permit, the site is required to ensure clear separation of the specified permitted operations and the exempt waste operations. The T9 waste exemption does not allow the storage of or treatment of ELV's.

During the most recent site inspection several ELV's were stacked in the T9 area along with several engines. This issue has been raised during several previous inspections.

This has been scored as a **Category 3 breach** of permit **condition 2.2.1**.

Action – remove all non-conforming wastes from the T9 area

Furthermore, Natural Resources Wales will be considering its enforcement action and you will be written to separately regarding this decision.

Many thanks for your time during the visit.

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.