

Compliance Assessment Report CAR_NRW0038919

Permit being assessed: CB3197HF.

For: Davies Motors, held by Mr Gareth Lloyd Davies and Mr Arwyn Lloyd Davies

At: Mill Garages, Betws Gwerfil Gich, Corwen, LL21 9PU.

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

On 05/11/2021 between 10:15 and 11:30.

Parts of permit assessed: Specified by permit

NRW Lead Officer: Steven White, accompanied by Kathryn Bradshaw.

Report sent to: Gareth Davies & Arwyn Davies, Site Owners on 18/11/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
D1 - Incident Management - Site security	Action only (X)	
C1 - General Management - Staff competency/training	Action only (X)	
A1 - Specified by permit	Action only (X)	

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?

Criteria	Action needed	Complete by
D1	Site must have a secure fence to stop waste leaving site and public access to the site	25/02/2022
C1	Suitably qualified TCM to be appointed until WAMITAB course has been passed. Gareth/Arwyn to enrol on the relevant course	03/01/2022
A1	Numerous action as laid out in details section regarding infrastructure that must be in place before any depollution/breaking operations are carried out	25/02/2022

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.

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 initial site inspection carried out by Senior Waste Regulation Officer Steven White and Hazardous Waste Regulation Officer Kathryn Bradshaw.

On arrival at site we were met by Gareth Davies and Arwyn Davies, who accompanied us throughout the visit. The site was not operational at the time of the inspection, however there were approximately 40 buses and coaches stored within the permitted area. This large number of busses and coaches is a concern as the potential for pollution from these increases the longer they are on site. It is advised that a significant number of these busses be removed in order to put the relevant infrastructure in. As discussed on site there is minimal room at the Ruthin Depot so it is advised that these coaches are disposed of at a suitably permitted site.



Vehicles in permitted area

The building that is to be used for de-pollution also contained buses and coaches. No de-pollution equipment, storage tanks or drainage systems have been installed in the de-pollution building. The permitted area only has hardstanding inside and to the front of the de-pollution building. The rest of the permitted area only has unsurfaced ground where the majority of coaches and buses are being stored.



Proposed depollution building

The site does not have a foul water connection.

The site at the time of the inspection was not secure as it was surrounded by a low barbed wire fence.



Site fence that requires improvement to be secure

The site has an EMS and FPMP although these cannot be fully implemented and followed until the actions below have been completed.

Following discussions on site the plan is to complete the following in approximately 6 months:

- Secure the site perimeter with suitable fencing
- Clear out the de-pollution building
- Purchase suitable de-pollution equipment
- Purchase bunded tanks to store hazardous liquids
- Create more space on site by removing some of the older vehicles to enable access and to move and organise the site operations

- Install an interceptor tank for the de-pollution building to capture any leaks or spills and implement a system to check and empty the tank when required.
- Concrete an area of the permitted site to allow the storage of un-depolluted vehicles
- Install another interceptor tank for this area to capture any run off
- Source suitable waste brokers or sites to remove the different types of waste from the site including scrap metal, tyres, batteries, oils
- As an alternative the site to register as a waste carrier and transport some of the waste themselves to a suitably permitted site
- Install mains water further into the permitted area
- Gareth Davies to complete the relevant WAMITAB qualification to enable him to become the site TCM. In the meantime it was advised to use a suitably qualified person as the site TCM until Gareth Davies has completed and passed the course. Confirmation of enrolment on the relevant course must be sent to the regulating officer by the end of December 2021.

There were no breaches to score from this site inspection.

The actions in the bullet points above, all need to be completed before any site operations commence. It was discussed on site at the time of the visit for Gareth & Arywn Davies to keep me informed of their progress in the actions detailed above. It was indicated that it could take until Spring 2022 for the infrastructure to be put in place, the dates for the actions to be completed reflect this.

Site regulating officer must be informed of progress with the actions detailed above.

Advice and guidance was emailed to Gareth & Arywn Davies on 09/11/2021 which included;

How to comply with your permit

De-polluting end of life vehicles

GPP 8 - Oil Storage & Disposal

Waste duty of care

Completing hazardous waste consignment notes

Registering as a waste carrier, broker or dealer.

Many thanks for your time during the visit.

Kind Regards,

Kathryn Bradshaw

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.