

Compliance Assessment Report

Report ID:
CAR_NRW0031237

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

Site	Dragon Recycling Solutions Limited	Permit Ref	YP3339EC		
Operator/Permit holder	Dragon Recycling Solutions Ltd				
Regime	Installations				
Date of assessment	14/02/2017	Time in	10:30	Out	14:30
Assessment type	Site Inspection				
Parts of the permit assessed	Permit, operations & business review				
Lead officer's name	Green, Rebecca				
Accompanied by					
Recipient's name/position	Mick Young/ Director	Date issued	23/02/2017		

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	
B2 - Infrastructure - Closure and decommissioning	A	
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
E5 - Emissions - Waste	A	

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	0	Total compliance score (see section 5 for scoring scheme)	0
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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

A meeting was arranged to discuss recent developments at Dragon Recycling Solutions and to discuss the implications of the publication of the BREF Conclusions for the non-ferrous metal sector. No agenda was issued.

Present:

Mick Young, Director, Dragon Recycling Services (DRS);

Wayne Hoskins, Director, DRS;

Tracy Medlicott, Compliance Manager, DRS;

Rebecca Green (RVG), PPC Compliance Officer, Natural Resources Wales (NRW).

Business Update

The business mix has changed significantly over the past year.

The contract for mercury recycling has gone to another company, so volumes of mercury produced are very much reduced. However, a significant number of old meters are sent to DRS for assessment and storage if they are suitable for re-installation. The meters are scanned and kept in stock for 30 days. Old meters are scrapped, newer ones kept in storage for an unlimited time in case they are needed for re-use. Meters are stored on site and at a warehouse on the Rassau Industrial Estate.

DRS have outgrown their present site and will be re-locating in the summer.

The dismantling of scrap supply equipment is generating much more metal scrap than previously; this is traded into the market.

The drum washer is no longer in use and has been decommissioned.

Lithium batteries from the meters are returned to the German manufacturer using the original packaging.

DRS are still taking in scrap plastics and shredding them. They no longer take scrap from plastic moulders, concentrating on that from meters and gas supply pipework.

Permit Review

All operators having a non-ferrous activity (2.2A(1)) as their primary activity are due to have their permits reviewed to ensure that their operations are compliant with the BREF conclusions. DRS fall into this category, but given the size of their operation and the fact that they plan to move premises within the next six months, Permitting have agreed that the BREFc permit review can be postponed.

As DRS will be moving their operations to a new site the permit for the present site will have to be surrendered and a permit for the new site applied for. It is not possible to change the address for an operator as the permit conditions are site specific and have to take into account the vulnerability of the new site and its surroundings to the proposed activities.

DRS will need to prepare a site condition report for the present site to show that they have not caused any harm. They will also need to assess the new site so that they know the condition of the site before their activities could have had any impact. They have a site survey undertaken when they first took occupation of the Heads of the Valley site which may be sufficient. These could be fairly simple documents, given the size of their operations and the fact that this is a low impact installation. NRW will be pleased to advise if necessary.

Action: *RVG to forward EU guidance for writing site condition reports and the BREF conclusions.*

Once DRS have identified a suitable new site they should apply for a permit for that site first so that they can move operations with minimal delay. The permit for the existing site can be surrendered once operations are moved and the existing site returned to its original condition.

RVG agreed to check a number of things on behalf of DRS -

- if meters are subject to any storage conditions under EPR;
- precise definition of WEEE with respect to meters and smart meters containing circuit boards as home hubs are defined as WEEE;
- seek advice from Permitting about whether monitoring on a low impact installation site is required prior to permit surrender;
- clarify why DRG have been told to report nil waste returns, contradicting permit condition 4.2.3.

Site Inspection

Heads of the Valley: The buildings were clean and tidy, but very full of equipment that was either to be recycled or scrapped. Outside, on unmade ground, a large amount of material was stored in "dumpy" bags. This is not acceptable. I was assured that there was no danger of any pollutants leaching into the ground and that the material was due to be removed soon.

Two IBCs containing an unlabelled reddish liquid were stored close to the drains and there were several 25 litre drums nearby. These had obviously been outside for a long time. It transpired that these drums and IBCs contained residue from the drum washing operation. Old containers can split without notice and these therefore pose a risk to the environment and should be removed as soon as possible.

Action: *Remove from site by 17th February 2017.*

Rassau: This is the storage area for meters that could be reused. No permitted activities are carried out on this site. It is clean and tidy, everything being stored on numbered racks in numbered containers and fully traceable.

A meeting will be held in early September 2017 to discuss the proposed move and the application for and surrender of permits.

END.

EPR Compliance Assessment Report

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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.

Other than the provision of advice and guidance, at present we do not intend to take further enforcement action in respect of the non-compliance identified above. This does not preclude us from taking enforcement action if further relevant information comes to light or advice isn't followed.

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			

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.