

Compliance Assessment Report CAR_NRW0039062

Permit being assessed: YP3992EN.

For: Heads Of The Valley Salvage Limited, held by Heads Of The Valley Salvage Limited

At: Dowlais Top, Merthyr Tydfil, CF48 2YG.

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

On 25/10/2021 between 15:33 and 16:35.

Parts of permit assessed: 1.1.1a; 1.1.1b; 3.2.3; Table S1.1;

NRW Lead Officer: Gillian Coates, accompanied by Laoni Tye.

Report sent to: COLIN WILLIAMS, SITE MANAGER on 17/12/2021.

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	C3 Minor	Table S1.1 Activities - Lead acid batteries shall be stored in containers with an impermeable, acid resistant base and a lid to prevent ingress and egress of water. 3.2.3 All liquids in containers, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has caused other appropriate measures to prevent, or where that is not practicable, to minimise, leakage and spillage from the primary container.
C1 - General Management - Staff competency/training	Assessed (A)	
C2 - General Management - Management system and operating procedures	C3 Minor	1.1.1 (a) The operator shall manage and operate the activities: (a) in accordance with a written management

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
		system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints;
C4 - General Management - Storage, handling labelling and Segregation	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
2	8

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
B4	Ensure batteries are stored in suitable containers in line with your permit. Ensure that all pollution causing liquids are stored in suitable secondary containment storage in line with the requirements of your permit.	14/01/2022
C2	Unblock the drainage channel, clear up the deposited mud and deploy the spill kit on the oily deposits	14/01/2022
C4	As agreed with CW - place all loose tyres in the tyre skips and arrange for them to be emptied prior to the Christmas holidays	24/12/2021

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.

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

NRW officers Gillian Coates (GC) and Laoni Tye (LT) met with Heads of the Valleys Salvage Owner COLIN WILLIAMS (CW) on Monday 25 October 2021. Weather conditions

during the inspection were dry with sun and some cloud. The inspection was unannounced and the site was not pre-warned of our visit. Thank you for taking the time to conduct us around your site and explain the processes.

OBSERVATIONS

There were no vehicles being de-polluted at the time of the visit.

Officers observed that a spill kit was being kept in a wheeled bin kept close to the workshop entrance.

B4 CONTAINMENT OF STORED MATERIALS

Condition Table S1.1 Activities - Lead acid batteries shall be stored in containers with an impermeable, acid resistant base and a lid to prevent ingress and egress of water.

Officers noted that there were battery containers in the workshop but a number of batteries were being stored on the workshop floor as shown in the photos below: This was discussed with CW who said that the batteries were reusable and might be re-sold but agreed that they would be placed in suitable containers.

ACTION: Ensure batteries are stored in suitable containers in line with your permit



Condition 3.2.3 *All liquids in containers, whose emission to water or land could cause pollution, shall be provided with secondary containment, unless the operator has caused other appropriate measures to prevent, or where that is not practicable, to minimise, leakage and spillage from the primary container.*

Officers noted that there were drums and containers of oils and fuel in the workshop that were not being stored inside a secondary containment bund and might cause pollution should they leak. Photos shown below: This was raised with CW who replied that he would arrange for the fuel to be put into the company's vehicles.

ACTION: Ensure that all pollution causing liquids are stored in suitable secondary containment storage in line with the requirements of your permit.



OUTCOME: You have been given a **Category 3** score for these breaches.

C1 STAFF COMPETENCY AND TRAINING

Condition 1.1.1 (b) *The operator shall manage and operate the activities: (b) using sufficient competent persons and resources.*

Officers noted that Colin Williams had a valid WAMITAB Continuing Competency Certificate for End of Life Vehicles (ELV) and Metal Recycling Sites (MRS) valid until February 2022. **COMPLIANCE DEMONSTRATED.**

C2 MANAGEMENT SYSTEMS

Condition 1.1.1 (a) *The operator shall manage and operate the activities: (a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints;*

Officers noted that the drainage channel located at the end of the impermeable surface area was blocked which would reduce its efficiency in draining all run off into the interceptor. Photos of blocked channel shown below:

OUTCOME: You have been given a **Category 3** score for this breach.

ACTION: CW agreed to unblock the drainage channel, clear up the deposited mud and deploy the spill kit on the oily deposits.



C4 STORAGE, HANDLING, LABELLING AND SEGREGATION

Condition Table S1.1 *All hazardous and non-hazardous waste must be stored and treated on an impermeable surface with sealed drainage system that discharges to surface water via a Class 1 full retention interceptor (unless otherwise permitted).*

Officers noted that the large quantity of tyres found on the south east bank during the previous visit, 20/11/2020, had been removed and placed in skips which were awaiting collection by Welsh Tyre Recycling. There were a few other tyres on the yard.

ACTION ONLY: CW agreed to put the loose tyres in the tyre skips and arrange for them to be emptied prior to the Christmas holidays.

Gillian.Coates@cyfoethnaturiolcymru.gov.uk

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) Order.

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.