

Compliance Assessment Report

Report ID:
CAR_NRW0023809

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

Site	Tremorfa Melt Shop EA/EPR/TP3639BH/V002	Permit Ref	TP3639BH			
Operator/Permit holder	Celsa Manufacturing UK Ltd					
Regime	Installations					
Date of assessment	28/07/2016	Time in	N/A	Out	N/A	
Assessment type	Report/Data Review					
Parts of the permit assessed	1.4 Avoidance, recovery and disposal of wastes produced by the activities					
Lead officer's name	Richards, Gareth (Rivers House)					
Accompanied by						
Recipient's name/position	Richards Lewis/Sara Jones/ Environment Dept.	Date issued	29/07/2016			

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. 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
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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

Report on waste classification of scrap metal screenings

Celsa Manufacturing UK Ltd. provided NRW with a final version of the report on the waste classification assessment for the screenings from the scrap sorting process on 26th July 2016. The final version had been prepared following previous dialogue with NRW and a specific request for further information regarding the identity of the oil contaminating the screenings.

It had previously been noted by NRW that the report was comprehensive and represented an appropriately detailed assessment of the stockpiled and recently produced screenings.

The screenings are produced from the sorting of received scrap prior to its use in the Electric Arc Furnace. The sorting minimises the inclusion of non ferrous and inert material, typically included with received HMS 1 and HMS 2 scrap grades. Exclusion of such material from the melt leads to significant process benefits. However, the screening process produces a waste stream for which it has been difficult to find a disposal or recovery outlet and which required a waste assessment to confirm the most appropriate EWC coding. At the request of NRW Celsa commissioned a WM3 assessment of the waste stream.

A key aspect of the report is the assessment of the waste properties that could result in a hazardous rather than non-hazardous classification. In this respect NRW is satisfied that there is no evidence presented in the report that indicates the waste is hazardous based on the assessment undertaken. In addition NRW concurs, based on the same information, that the most appropriate EWC coding for the waste is 19 12 12. This view is restricted to the level of waste screening described within the report. In the event that any further screening/separation of the waste is carried out then there remains the possibility that specific waste components will be concentrated and the waste classification may change.

The assessment was carried out on stockpiled and recent screenings. The analysis indicates that there is variation in the level of oil contamination (the most likely component that would result in a hazardous classification) in scrap received from different suppliers. To ensure that there is no overall change to the waste classification over time NRW requires that the following actions are completed at an 18 month frequency, commencing from the date of this CAR form:

Actions

- 1) Ensure the levels of TPH in the scrap screenings remain at a level that supports a non-hazardous classification
- 2) Lead levels are assessed to ensure no significant deterioration, and
- 3) Where high TPH levels are identified to be associated with specific scrap suppliers appropriate action is taken.

It may also be necessary to undertake further assessment if the requirements for WM3 are changed at any time.

A written report detailing the above should be provided to NRW within one month of each 18 month period, unless otherwise agreed.

EPR Compliance Assessment Report

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Operator/Permit holder	Celsa Manufacturing UK Ltd	Date	28/07/2016

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.

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 reports should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within twenty 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.