

	EPR Compliance Assessment Report	Report ID: 37231/0235945			
This form will report compliance with your permit as determined by an NRW officer					
Site	H K Motors, Ruabon		Permit Ref	37231	
Operator/ Permit holder	Williams H K; K; D H; A K; C A; I J And N G Williams				
Date	11/03/2015	Time in	15:30	Out	16:00
What parts of the permit were assessed	Permitted Area and Waste Return				
Assessment	Site Inspection	EPR Activity:	Installation	Waste Op	X Water Discharge
Recipient's name/position	HK Motors				
Officer's name	Andrew Sowerby		Date issued	27/03/2015	

Section 1 - Compliance Assessment Summary					
This is based on the requirements of the permit under the Environmental Permitting Regulations. A detailed explanation and any action you may need to take are given in the "Detailed Assessment of Compliance" (section 3). 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				Condition(s) breached	
a) Permitted activities	1. Specified by permit	A			
b) Infrastructure	1. Engineering for prevention & control of pollution	N			
	2. Closure & decommissioning	NA			
	3. Site drainage engineering (clean & foul)	N			
	4. Containment of stored materials	A			
	5. Plant and equipment	A			
c) General management	1. Staff competency/ training	A			
	2. Management system & operating procedures	A			
	3. Materials acceptance	A			
	4. Storage handling, labelling, segregation	A			
d) Incident management	1. Site security	A			
	2. Accident, emergency & incident planning	N			
e) Emissions	1. Air	A			
	2. Land & Groundwater	A			
	3. Surface water	N			
	4. Sewer	NA			
	5. Waste	NA			
f) Amenity	1. Odour	A			
	2. Noise	A			
	3. Dust/fibres/particulates	A			
	4. Pests, birds & scavengers	N			
	5. Deposits on road	A			
g) Monitoring and records, maintenance and reporting	1. Monitoring of emissions & environment	N			
	2. Records of activity, site diary, journal & events	N			
	3. Maintenance records	N			
	4. Reporting & notification	A			
h) Resource efficiency	1. Efficient use of raw materials	NA			
	2. Energy	NA			
KEY: C1, C2, C3, C4 = CCS breach category (*suspended scores are marked with an asterisk), A = Assessed (no evidence of non-compliance), N = Not assessed, NA = Not Applicable, 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 Total No Breaches is greater than zero, then please see Section 3 for details of 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 (e.g. 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 suspended or consolidated scores.
- details of advice given
- any other areas of concern
- all actions requested
- any examples of good practice.
- a reference to photos taken

This report should be clear, comprehensive, unambiguous and normally completed within 14 days of an assessment.

Comments

No obvious breaches observed during my inspection of the site.

I did, however, raise one concern on site regarding the length of time some of the ELVs have been stored on site. There are a number of depolluted ELVs stored around the edge of the site that look to have been there for some time. This concern has been highlighted in the past as well. The Environment Management System you have for the site details in Section 1.5.4 that depolluted vehicles will only be stored for a maximum of 24 months. Any depolluted ELVs that have been on site for more than 24 months need to be disposed of. Some noticeable ELVs that were being stored on the bank included a couple of old 3 wheel Reliants and a number of old Land Rovers.

Waste Returns

We have received your waste returns for the period January to December 2014. I have reviewed these waste returns and have some concerns regarding the information recorded.

1. Undepolluted ELVs (16 01 04) have been accepted onto site but there is no weight recorded for depolluted ELVs (16 01 06). I am assuming that the ferrous metal (16 01 17 on the form) is in fact these depolluted ELVs. Until the depolluted ELVs have been processed to remove any contaminants, they should not be classed as ferrous waste and should instead remain as depolluted ELVS (both whole and baled).
2. Other waste recorded as being removed from site include 13 02 08 (other engine, gear and lubricating oils), 16 01 07 (oil filters) and 16 01 03 (end of life tyres). As an ATF/ELV site we would expect to see other waste types on this list, such as batteries, air bags, fuel, air conditioning gas, antifreeze fluids and probably some other miscellaneous waste such as glass and plastics.
3. The amount of waste received is 1671.36 tonnes whereas the amount of waste leaving site is 1096.577 tonnes. What has happened to the difference?

Export of reusable engines

During the site visit it was mentioned that some engines are removed from ELVs and sent abroad to be re-used.

There is guidance available (attached) on whether the engines would be regarded as waste if they are reused. If an engine has been properly assessed as working and we are satisfied they are intended to be re-used for their original purpose we will not regard the engines as waste. However, you should bear in mind that any country receiving these engines may take a different view and if this is the case then they should be regarded as waste.

In order to ensure the engines are not regarded as waste within the UK I would suggest you follow the assessment procedures described in the guidance sent with this inspection form.

This procedure includes:

- Assessing engines as suitable prior to depollution and removal from ELV.

- Ensure that details of the engine are recorded and retained.
- The engine should be drained and bunged to prevent leaks prior to export and they should contain only as much oil as is required to prevent corrosion during storage and transit.

In addition to this the engines intended for reuse should be stored on an impermeable surface with sealed drainage and they should be covered to ensure there is no runoff of oil. This is a requirement of the ELV directive.

Information to provide regarding any engines to be reused:

- Vehicle marque
- Engine size (cc)
- Fuel
- Engine number
- Unit Value

Other information needed:

- A statement that "All items listed originate from de-registered UK vehicles and are sold as working used parts for reuse only".
- Details of the seller (yourself) - to include name, address, VAT number and permit number and contact details.
- Details of the purchaser (ideally both the carrier and the destination if different) - to include company name, address, contact details and regulation authority reference.
- The form should be signed by all parties.

The paperwork should also include the shipping container seal number if applicable.

As long as the destination country is happy the reusable engine are not waste then we have no issues. If the engines are regarded as waste then I would suggest you contact me so that I can provide the appropriate advice and guidance.

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 2012.

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Section 3- Enforcement Response	Only one of the boxes below should be ticked
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.	☐
In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.	☐
We will now consider what enforcement action is appropriate and notify you, referencing this form.	☐

Section 4- Action(s)			
Where non-compliance has been detected and an enforcement response has been selected above, this section summarises the steps you need to take to return to compliance and also provides timescales for this to be done.			
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 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 which 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 fulfill 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 (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 and taking any resulting action
- preventing breaches of environmental law
- assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Information 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 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 the officer's line managers. 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.