

Compliance Assessment Report

Report ID:
CAR_NRW0032649

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

Site	Lelo Metal Recycling Ltd	Permit Ref	EB3038RW		
Operator/Permit holder	Lelo Metal Recycling Ltd				
Regime	Waste Operations				
Date of assessment	30/11/2017	Time in	10:45	Out	12:30
Assessment type	Site Inspection				
Parts of the permit assessed	Site drainage; Containment of stored materials; Staff Competency/training; Management system and operating procedures; Storage,handling, labelling, segregation; Reporting and notification				
Lead officer's name	White, Steven				
Accompanied by	Barrett, Philip				
Recipient's name/position	Gari Jones,/ Manager	Date issued	03/01/2018		

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
C1 - General Management - Staff competency/training	C4	1.1.4

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	1	Total compliance score (see section 5 for scoring scheme)	0.1
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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

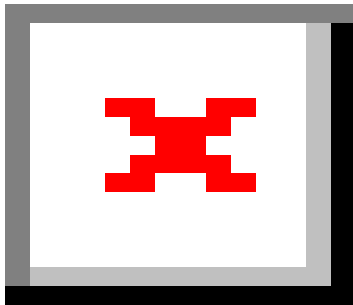
This section contains a report of our findings and will usually include information on:

- 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

This was a pre-arranged visit following the previous incident-related inspection (fire on site baler) and the near completion of site improvements to drainage and site security. Regulating Officer Steven White and Environment Officer Phil Barratt were accompanied around site by Gari Jones and Mervyn Jones.

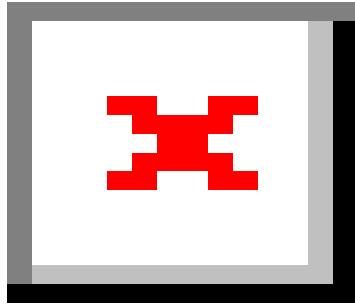
Waste Returns for the site were checked prior to the visit, the returns for Q2 had been sent to the Environment Agency in error - these were re-sent to the correct address during the inspection.

A substantial amount of concreting and drainage improvements have been carried out in the past 6 months, the area with the waste metals and crusher now all drains to the site interceptor; this should have a beneficial impact on site operations, in conversations with both Gari and Mervyn the outlook was positive. Due to the improvements in drainage in this area the interceptor should be checked on a more regular basis to ensure that it is emptied when required.



New concreting on site

New bays for the storage have been constructed and are in operation site security has been improved by the construction of concrete walling around the perimeter

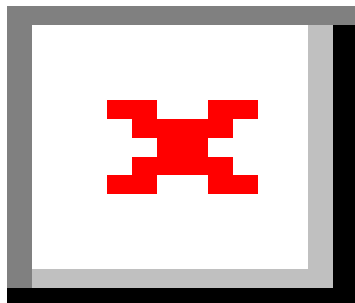


New bays and site perimeter walls

New buildings (office and improvements to ferrous/non ferrous treatment) to start construction in May 2018

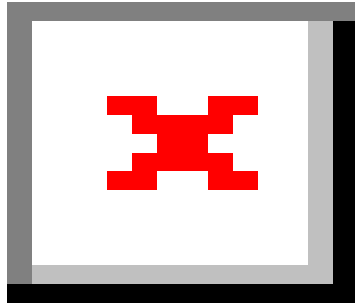
Gari Jones is the Technically Competent person for Lelo Metals, according to our records the COTC certificate ran out on 17/12/2017; this will need to be re-sat as soon as possible. Not having a Technically Competent person on site is a breach of Permit condition 1.1.4 'the operator shall comply with the requirements of an approved competence scheme' and has subsequently been scored as a C4 breach against the appropriate permit condition.

There were some contaminants observed in the waste piles, a new employee is being brought in to help with waste treatment and movements



Contaminants in the waste (prior to being sorted)

The bottom yard was checked, this area is currently being used as a storage area for various non-wastes and waste tyres (the baled tyres are from when Lelo bought the tyres from GMR) these will need to be removed as soon as possible.



Tyres on bottom yard - baled tyres were ex-GMR stock

Discussions were had regarding the depollution of electric cars in the near future, separate advice and guidance will be sent to site email address once it has been finalised.

Due to the substantial improvements to site in the past few months and the proposed work in the pipeline you will need to review and update your site EMS to show these changes. You will also need to look into having a Fire Mitigation and Prevention Plan for the site; guidance on this will be sent separately.

Thank you for your time during the visit.

Regards

Steven White

Environment Officer (Waste Regulation Team)

Direct dial 03000 653 913

Email: steven.white@naturalresourceswales.gov.uk

Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ

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.

EPR Compliance Assessment Report

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Site	Lelo Metal Recycling Ltd	Permit Ref	EB3038RW
Operator/Permit holder	Lelo Metal Recycling Ltd	Date	30/11/2017

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			
C1	C4	WAMITAB certification must be re-applied for	26/01/2018

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.