

Compliance Assessment Report

Report ID:
CAR_NRW0032154

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	01/09/2017	Time in	14:30	Out	15:15	
Assessment type	Site Inspection					
Parts of the permit assessed	Accident, emergency and incident planning					
Lead officer's name	White, Steven					
Accompanied by						
Recipient's name/position	Gari Jones/ Site Manager	Date issued	29/09/2017			

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
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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

This was an unannounced visit following a report from the Fire Service that a fire had broken out at Lelo Metals, the inspection was carried out by regulating officer Steven White who was accompanied around site by Gari Jones, Mervyn Jones joined us later on during the visit.

On the morning of 01/09/2017 Natural Resources Wales received a report from the Fire Service that there had been a fire at Lelo Metals where approx. 35m3 of waste metals were on fire (WIR ref: 1704666)

At 14:30 I met with Gari Jones on site who explained that they had a fire in their metal baler at ~09:30 which then spread to a pile of metal adjacent (see photos below), this was likely due to residual fluids/ fuel from large number of vehicles put through in recent days that had heated up or caused a spark (they usually put through a load of metals following vehicles to 'flush' baler). Fire extinguishers were initially used but once they ran out the Fire Service was notified and attended with two appliances, the fire was extinguished by 10:20.



Baler and metal pile that ignited

There have been extensive improvements in recent months to the site, specifically in the area where the depolluted vehicles, crushed vehicles and baler are located. There has also been upgrades to the site to drainage, site boundary and concreting of the yard; these improvements to site meant that the vast majority of the fire-runoff was contained on site and went to interceptor - this was to be emptied by GEWS in the forthcoming days.

It would be worth assessing whether the current method of 'flushing' the baler with metals is the most appropriate method and the proximity of the metals to the baler once they have been crushed, I have been contacted by an officer from North Wales Fire Service with regards to a follow-up visit (which normally happens following a fire at a business), NRW currently has a Fire Officer seconded to us to carry out work on Fire Prevention Plans on permitted waste sites - a joint visit may be arranged in the near future, I will let you know if this is being planned in.

An inspection will be carried out in Q3 following the conclusion of the improvements on site at Lelo Metals, likely toward the end of October.

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

**Report ID:
CAR_NRW0032154**

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Site	Lelo Metal Recycling Ltd	Permit Ref	EB3038RW
Operator/Permit holder	Lelo Metal Recycling Ltd	Date	01/09/2017

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			

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.