

Joe Gatley

Waste Management and Environmental Services

Caldey View, Clos Sant Cenydd, Llangennith, Swansea, SA3 1JT



Natural Resources Wales

Llys Afon
Hawthorn Rise
Haverfordwest
Pembrokeshire
SA61 2BQ

My Ref: JM/NRW/VAR/Pre-App/JG

Your Ref: Report ID: **CAR_NRW0026303**

Date: 30th September 2016

Sent by e-mail

For the attention of Cathy Lloyd and Jonathan Willington

Meeting at NRW Haverfordwest Offices, 27th September 2016

EPR Reg 36 Permit Compliance Notice, Dated 23rd August 2016

Jay Metals, Wern Glyd, Cilrehdyn, Llanfrynach, Pembrokeshire, SA35 0AG,

Dear Ms Lloyd and Mr Willington

Thank you for time and advice given to Julie Young and I during our meeting at your offices earlier this week to discuss the site drainage, site operations and permit compliance for the Standard Rules Permit (**SR2014No14**) currently in place for the ELV and Scrap Metal Recycling Facility at the Jay Metals (**Permit Number: FP3907EZ**).

We discussed improvements to the existing site drainage and other less environmentally sound methods and actions to comply with your interpretation of the standard rules permit conditions with regards to the point source release of surface rain waters from the clean open yard storage areas to a soakaway.

We agreed that there is some ambiguity in the standard rules regarding **point source emissions vs point source releases of clean surface rain waters**, albeit in this case via oil interceptors (installed as good pollution prevention measures for on-site accidents and spillages) and that there is a need for **NRW to review the standard rules permits on this issue**.

We also agreed to resolve this ambiguous issue and to comply with the Reg 36 Compliance Notice without taking it to appeal, **Julie Young of Jay Metals is seeking the opportunity to apply for a Variation** to her Standard Rules Permit **to a Bespoke (Tier 3) Permit** in accordance with the **EPR Fees and Charging Guidance 2016** as reproduced below:

Varying a tier 2 permit to one that incurs tier 3 charges

If you apply for a variation that will result in your permit changing from one that incurs tier 2 charges to one that incurs tier 3 charges, you will need to submit an OPRA profile with your application. **The variation charge you will have to pay will be based on this OPRA profile multiplied by the appropriate variation charge multiplier.**

/...



As discussed and agreed, **the Bespoke Variation Application will retain existing drainage from the clean open yard areas via the interceptors to the soak-away**, but re-routing / by-passing the **roofed rain waters from the secondary interceptor directly to the soak-away**.

We also proposed that **Additional Wastes will be applied for**, commonly & previously referred to as **"White Goods"** (typically; metal Cookers and Washing Machines) which includes the non-hazardous WEEE items:

- 16 02 14 discarded equipment other than those mentioned in 16 02 09 to 16 02 13
- 16 02 16 components removed from discarded equipment other than those mentioned in 16 02 15

We will keep you informed / copied in on the Variation Application Process and hope to have the Variation Application Submitted to your Permitting Section asap, **we do however, as discussed and agreed, wish to seek your written assurance** that when a valid application and fee has been submitted to NRW Permitting, **the compliance dates specified in the Reg 36 Notice will not be enforced** as a non-compliance with the Notice during the Permitting Processing period, should this processing period cause delay on the issue of the Variation Notice and exceed those dates as reproduced below:

SCHEDULE 1 STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
2.3.1	(1) Cease the point source discharge via the oil interceptor from hard standing areas of the site to adjacent ground.	(1) 16 February 2017
	(2) Ensure that activities on site are operated using techniques in accordance with Condition 2.3.1 and Table 2.3 of environmental permit EPR/FP3097EZ.	(2) 16 February 2017
	(3) Update the written management system for the site to incorporate changes to drainage from hard standing areas	(3) 16 March 2017

I hope you find my summary and conclusions of our meeting helpful and I look forward to your written assurance and any other comments or advice you have.

Yours sincerely

Joe Gatley

C.c. Julie Young, Jay Metals
juliejaymetals@googlemail.com