

Compliance Assessment Report

Report ID:
CAR_NRW0020663

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

Site	A J T Recycling Ltd	Permit Ref	BB3737RS			
Operator/Permit holder	AJT Recycling Ltd					
Regime	Waste Operations					
Date of assessment	04/05/2016	Time in	09:00	Out	17:00	
Assessment type	Audit					
Parts of the permit assessed	Permitted Area					
Lead officer's name	Medcraft, Jodie					
Accompanied by	Morgan, David					
Recipient's name/position	Jonathan Davies/ Operations Manager	Date issued	15/06/2016			

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
B3 - Infrastructure - Site drainage engineering (clean and foul)	C4	2.3.1
C2 - General Management - Management system and operating procedures	C4	1.1.1

KEY: See Section 4 for breach categories, suspended scores will be indicated as such.

A = Assessed or assessed in part (no evidence of non-compliance), **N** = Not Assessed, **X** = Action only

Number of breaches recorded	2	Total compliance score (see section 5 for scoring scheme)	0.2
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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

Jonathan Davies - AJT Recycling

Jodie Medcraft - Natural Resources Wales

David Morgan - Natural Resources Wales

A routine site inspection was undertaken on Wednesday 4th May 2016.

Since the last inspection there has been a variation of the environmental permit, which changed the Tier 3 bespoke permit to add two standard rules sets;

SR2008 No. 3 (Household, Commercial and Industrial waste transfer station with treatment); and

SR2012 No. 12 (Metal Recycling, vehicle storage, depollution and dismantling [Authorised treatment] facility).

This variation also increased the permitted area of the site to include part of the site previously covered under a T9 exemption (Recovering scrap metal). This exemption has now been deregistered and the activity included in the new permit.

Action - Please could you confirm what exempt activities are currently taking place at the site. It should be noted that no exempt activities should be undertaken within the boundary of the permitted area.

At the time of the visit the yard was busy, and despite there being large volumes of material being stored on site, the site appeared to be very well organised.

Some smoke was observed coming from the area where cable cutting had recently been carried out. On closer inspection this did not appear to be a fire. However, please ensure such waste activities (i.e. cutting, etc) are undertaken as described in the Environment Management System and that any incidents are kept on record. It was noted that general housekeeping was of a good standard. Please ensure these standards are maintained.

A walk around the site was undertaken, during which Jonathan Davies explained that the waste transfer site of the business is not yet operational.

The site are currently in the process of being connected to the foul sewer. In addition to the samples that are being taken on site, Welsh Water have confirmed their intentions to acquire their own samples before granting a Trade Effluent Discharge Consent.

Table 2.3 - Following the recent variation, now states that "*All waste shall be treated on an impermeable surface with sealed drainage system*". This requirement is not being complied with as the drainage system is still connected to the soak away system.

This is a breach of Condition 2.3.1 and has been scored a Category 4 Breach (No environmental impact) under B3 Infrastructure - Site drainage engineering (Clean and Foul)

Action - Please provide a copy of the Trade Effluent Discharge Consent to Natural Resources Wales when it is issued.

The permit requires an Environment Management System to reflect current operations, procedures, personnel et al on site. The current Environment Management System (EMS) has not been updated to reflect the new operations on site following the variation of the permit.

This is a breach of Condition 1.1.1 and has been scored a Category 4 breach (No environmental impact) under C2 General Management - Management System and Operating Procedures.

Action - Please ensure that the EMS is updated accordingly and a copy is sent to Natural Resources Wales.

It should be noted that there does not appear to be any environmental impacts from these breaches and as a result, only minor non-compliances have been recorded.

Many thanks for your time during the inspection.

EPR Compliance Assessment Report

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Operator/Permit holder	AJT Recycling Ltd	Date	04/05/2016

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.

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.

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			
C2	C4	Update the EMS to reflect current operations and procedures etc. on site and ensure that a copy is forwarded to Natural Resources Wales.	30/09/2016
B3	C4	Ensure that the drainage requirements are compliant with condition 2.3.1 of the permit and a copy of the Trade Effluent Discharge Consent is forwarded to Natural Resources Wales.	30/09/2016

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.