

**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	15/02/2017	Time in	13:00	Out	15:30
Assessment type	Audit				
Parts of the permit assessed	Operational area and paperwork				
Lead officer's name	Bacon-Weekes, Liane				
Accompanied by					
Recipient's name/position	Jonathan Davies/ Site Manager	Date issued	15/03/2017		

### 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
A1 - Infrastructure - Specified by permit	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
C2 - Infrastructure - Management system and operating procedures	A	
C3 - Infrastructure - Materials acceptance	C3	2.2.1(a)
C4 - Infrastructure - Storage, handling labelling and Segregation	C3	2.3.1
D1 - Infrastructure - Site security	A	

**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.

<b>Number of breaches recorded</b>	<b>2</b>	<b>Total compliance score</b> (see section 5 for scoring scheme)	<b>8</b>
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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

A routine inspection was undertaken on Wednesday 15<sup>th</sup> February 2017. Present at the inspection was Liane Bacon-Weekes (NRW), Jonathan Davies (AJT) and Andrew Thomas (AJT).

### Actions from Previous CAR dated 4<sup>th</sup> May, 2016

Listed below are the actions highlighted on the CAR for the previous inspection were:

- Please can you confirm what exempt activities are taking place at the site? As mentioned in the CAR, no exempt activities should be undertaken within the permit boundary. **You have confirmed that there are no exemptions registered on site.**
- Please provide a copy of the DCWW Trade Effluent consent – **this has been received thank you.**
- Please ensure the EMS is up-dated to reflect current activities. **A copy of the EMS was submitted with the trade effluent consent, thank you.**

### Inspection findings, observations and recommendations SR 2008 No.3

During the inspection on the 15<sup>th</sup> February 2017 a number of observations were made. It was established that the recent variation, which changed one of the permits to a SR2008 No.3 permit, does not allow you to undertake the activity that is currently occurring on site.

At the time of the inspection, depolluted vehicles (EWC: 16 01 06), were being stored within the boundary of this permit. This waste is not permitted to be accepted, stored or treated under the SR2008 No. 3 Permit. Also the permit requires that all waste, other than Specified waste, must be stored within a building. Currently there is no building, so you are only permitted to store specified wastes (which are listed in the interpretation section of the permit) in this area.



There has obviously been an oversight and confusion with the permits and this will need to be rectified. I queried whether the specified wastes, listed in the Standard Rules, could be changed, but these can only be added to, or amended, if the permit is varied into a bespoke permit. A meeting has been arranged with yourself and your environmental consultant on the 6<sup>th</sup> April 2017 so that we can discuss and agree steps to resolve this issue and in a suitable timeframe.

**The above is a breach of conditions 2.2.1 (a) and condition 2.3.1 of the SR2008 No. 3 Permit. Both have been scored as a category 3 breach and recorded under General Management C3 and C4 respectively.**

**Action: Discuss and agree appropriate steps to resolve this issue within a suitable timeframe.**

### **Waste oil storage area**

It was noted during the inspection that water was pooling in the oil and fuel storage area (tank farm) and some improvements are required to clean and tidy this area up. Ideally these storage areas need to be covered and engineered to prevent the ingress and pooling of water, as this helps to reduce the quantity of contaminated water generated and therefore reduces disposal costs.



It is a requirement of your permit (condition 3.1.3) that all liquids in containers, which emission to land or water could cause pollution, should be provided with secondary containment. This is unless other appropriate measures to prevent or minimise leakage and spillage, from the primary container, are used.

The 'How to Comply with your Permit' Guidance explains the conditions of your permit and how to comply with them. It also provides the standards and measures you must use to control the most common risks of pollution and what you must do to protect the environment and people.

Guidance on compliance with Permit condition 3.1.3 is listed on page 29 and 30.

**Action: Please read this and ensure that you meet the requirements stipulated in the document.**

As mentioned in my email on the 9<sup>th</sup> March 2017 The Water Resources (Control of Pollution)(Oil Storage)(Wales) Regulations 2016 are now in force in Wales. The Regulations apply to any kind of container which has a capacity greater than 200 litres which is being used to store oil or fuels above ground, whether inside or outside a building. This includes fixed tanks, IBCs, drums or mobile bowsers. The Regulations almost mirror the requirements of 'How to Comply' but there may be additional requirements to be aware of.

These Regulations come into force in three stages.

1. Any new tanks installed after 15<sup>th</sup> March 2016 will need to comply with the regulations from the date they are installed;
2. Existing tanks at facilities located within 10 metres of any surface water or wetland, or 50 metres of a borehole or well, will have to comply by 15 March 2018;
3. Existing tanks, not close to the above, will have to comply by 15 March 2020.

Please note, if drums/IBCs are filled and then replaced with empty containers then you are currently required to comply with these regulations.

### **Waste Returns**

Thank you for submitting your annual waste returns in January 2017. However, please be mindful that the SR2008 No.3 permit requires you to submit quarterly returns. A CAR form has been issued for this, so please submit your returns as soon as possible.

Many thanks for your time during the inspection

## EPR Compliance Assessment Report

**Report ID:  
CAR\_NRW0031361**

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Site	A J T Recycling Ltd	Permit Ref	BB3737RS
Operator/Permit holder	AJT Recycling Ltd	Date	15/02/2017

### 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.

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			
C4	C3	remove or move waste	06/04/2017
C3	C3	Move depolluted vehicles	06/04/2017

## 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](mailto: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.