

Compliance Assessment Report

Report ID:
CAR_NRW0031393

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

Site	Flintshire Commercial Dismantlers	Permit Ref	YP3194FU			
Operator/Permit holder	Sarah McGilloway					
Regime	Waste Operations					
Date of assessment	16/02/2017	Time in	12:50	Out	13:40	
Assessment type	Site Inspection					
Parts of the permit assessed	Staff competency, training; Storage, handling, labelling, segregation; Management System aand operating procedures					
Lead officer's name	White, Steven					
Accompanied by	Haider, Mefty					
Recipient's name/position	Sarah McGilloway/ Site manager	Date issued	29/03/2017			

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 - Specified by permit	C3	1.2.2

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)	4
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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 inspection was carried out as a handover visit from the previous regulating officer, Mefty Haider, to the new regulating officer Steven White. Officers met with Sarah and Sean McGilloway on site; details of the inspection and discussions are listed below.

Site was generally tidy and the majority of the ELVs on site were stacked neatly, 3 high, with a small number (3-4) not stacked like the rest of the vehicles on site and stored alone.

There was an IBC of waste oil observed in the front yard (see photo below) - this needs to be moved to the designated waste oil tank in the oil storage area



There was a skip partially covered by corrugated sheet that was full of engines, the skip was not fully sealed and was leaking some oil onto the hardstanding (see photos below). The engines will need to be removed from the skip



Approximately 10 vehicles were checked at random during the inspection, of these 5 were found that had not been fully depolluted: fluids and oil still in engine, oil filters were still in the vehicle, and airbags not deployed. You must ensure that all the vehicles that are stored on the yard are fully depolluted with all hazardous fluids removed prior to storage.

Condition 1.2.2 of the site permit states that: Storage and treatment operations of waste motor vehicles shall meet the requirements of Schedule 5 of ELV Regs 2003. As there were vehicles observed during the inspection that were not fully depolluted subsequently a CCS C3 has been scored against the permit for this breach.



Oil filter, fluids and engine oil observed in vehicles



Oil still in engine

The area of hard standing outside the permitted boundary - currently used for storing vehicles (25 vehicles were counted); as this is not part of the sites permitted area all waste ELV's must be removed. Since the inspection there have been some issues with the removal of the vehicles from a third party, all waste vehicles must be removed from this area by a date of 1 month from the issue of this CAR form (April 25th 2017)



Area of hardstanding with vehicles stored

The COTC for the site (Sarah McGilloway) is out of date - this must be re-applied for immediately or a suitably technically competent person employed to act for the site; this has been brought to the attention of the site on previous inspections and has not yet been addressed.

Haz waste producer registration was checked (Ref No CAJ465 under name McGills Car & Commercial Ltd) the registration runs out on 07/09/2017. All hazardous waste produced on site must be included on the haz waste returns; a link to the NRW webpage on how to do this is below:

<http://naturalresources.wales/waste/hazardous-waste-returns/?lang=en>

Thank you for your time during the inspection, please find my contact details below.

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

EPR Compliance Assessment Report

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CAR_NRW0031393**

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Site	Flintshire Commercial Dismantlers	Permit Ref	YP3194FU
Operator/Permit holder	Sarah McGilloway	Date	16/02/2017

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.

We will now consider what enforcement action is appropriate and notify you, referencing this form.

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			
A1	C3	You must ensure that all the vehicles that are stored on the yard are fully depolluted with all hazardous fluids removed prior to storage.	19/04/2017

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. 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.