

Compliance Assessment Report

Report ID:
CAR_NRW0026323

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

Site	Queensferry Car Breakers	Permit Ref	BP3493VS		
Operator/Permit holder	Queensferry Car Breakers Limited				
Regime	Waste Operations				
Date of assessment	24/08/2016	Time in	10:00	Out	11:05
Assessment type	Site Inspection				
Parts of the permit assessed	As below				
Lead officer's name	Thomas, Rhys				
Accompanied by	Briscoe, Ross				
Recipient's name/position	Eqbal Mohammadi/ site manager	Date issued	09/11/2016		

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
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B4 - Infrastructure - Containment of stored materials	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	C2	4.7.1 (WP: 3.3.1)
D1 - Incident Management - Site security	A	
D2 - Incident Management - accidents, emergency and incident planning	C3	4.2.3
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	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.

Number of breaches recorded	2	Total compliance score (see section 5 for scoring scheme)	35
-----------------------------	---	--	----

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

Routine site inspection carried out by Rhys Thomas and Ross Briscoe. Rhys Thomas has taken over as Regulating Officer for the site, if you need to discuss any issues please contact:

Tel: 03000 65 3765

e-mail: Rhys.thomas@cyfoethnaturiolcymru.gov.uk

During the inspection Officers were accompanied on site by site manager Eqbal Mohammadi. This is the first site inspection carried out since the site permit was transferred to 'Queensferry Car Breakers Limited' on 12/08/2016. Weather conditions at time of inspection were dry and sunny, with a slight breeze.

The following non-compliances with permit conditions were noted during inspection:

C4 General Management – Storage, Handling, Labelling and Segregation. Permit Condition 4.7.1, Schedule 5 of ELV Regs 2003. CCS Score C2.

During the inspection officers witnessed numerous un-depolluted ELV's stored on permeable ground. Approx 10 – 12 ELVs stored on permeable ground were inspected at random and most were found to contain some fluid including; engine oil, coolant, hydraulic oil, and screenwash. Some vehicles checked also still contained their battery. Permit condition 4.7.1 states that the storage of ELVs will be carried out as per Working Plan (WP) condition 3.3.1. WP 3.3.1 briefly states that all vehicles will be deposited in the vehicle breaking area and will be stored here prior removal of fluids. The vehicle breaking area is the only area within the permitted site that benefits from an impermeable surface with sealed drainage system. In addition Part 2, condition 1(a) of Schedule 5 of the ELV Regulations 2003 requires that storage (including temporary storage) of waste motor vehicles prior treatment must be carried out at a site having, in appropriate areas, impermeable surfaces and provided with spillage collection facilities, decanters, and cleanser-degreasers.

Action: Ensure that all ELVs stored on permeable ground are fully de-polluted. Any ELV's still containing hazardous material should be stored on an impermeable surface with sealed drainage. **Action by: 30th September 2016.**

A CCS score of C2 has been applied to this permit breach.

D2 Incident management – Accident, Emergency and incident planning. Permit Condition 4.2.3. CCS Score C3.

During the inspection it was noted that there had been a spillage of oil next to the waste oil tank on site. Oil was pooled on the ground next to the tank and there appeared to have been no attempt to clean or

contain the spill. Permit condition 4.2.3 states that in the event of a spillage on site, documented control and remediation procedures shall be implemented immediately and recorded, in accordance with section 4.1 and appendix 4 of the working plan. Appendix 4 of the working plan states 'if spills occur a spill containment kit (absorbent pads, booms, granules) will be used to prevent further spillage'. At time of inspection there were no spill containment materials available on site.

Action: Ensure that there is spill containment equipment on site and that staff are aware of where these are kept and how to use them. All spillages should be cleared immediately as detailed in section 4.1.3 of the working plan. **Action by: 30th September 2016.**

A CCS Score of C3 has been applied to this permit breach.

General Observations:

During the inspection the vehicle breaking area was inspected. There were numerous ELV's stored in this area waiting to be depolluted. There was no depolluting activities ongoing at time of inspection. Operator has invested in new vehicle depolluting equipment which was stored in the depolluting workshop. Engine blocks were being kept indoors inside the shed. Please ensure that all engine blocks are stored indoors in this area as engine blocks stored on the ground can be exposed to rainfall which can lead to contaminated run-off. The site's oil interceptor is located underneath the shed. Maintenance checks have not been carried out by the operator to date. A contractor has been instructed to carry out the required checks. Please ensure that records of checks and maintenance are retained for inspection by regulatory officers.

The ELV storage area was inspected during the visit. As mentioned above, this area of site does not benefit from an impermeable surface with sealed drainage therefore all ELV's stored here need to be fully depolluted. You are permitted to keep the airbags un-deployed and the shock absorbers undrained on the ELVs in this area, for the purpose of parts re-sale. Airbags must be suitably removed or deployed, and shock absorbers de-polluted before the ELV leaves site. A guidance note on depolluting ELV's is attached. Please ensure that your de-pollution procedure is to the standards specified in this guidance document. The hardstanding surface must be maintained to the standards specified in Table 2.1 of the permit.

Some documentation was reviewed in the site office during the inspection. Waste transfer notes for outgoing waste were viewed. As mentioned during the visit, Natural Resources Wales have recently been made aware that some catalytic converters contains Refractory Ceramic Fibre (RCF) support matting, which is classed as a Category B1 carcinogen. Due to the difficulties in identifying if a catalytic converter contains RCF matting all catalytic converters must now be classified and consigned as hazardous waste. A guidance letter was sent to site following the inspection. Please ensure that all catalytic converters removed from site are accompanied by a hazardous waste consignment note.

The site's Technically Competent Manager is named as Roger Hudspith. TCM was not on site at time of inspection. Please ensure that TCM attendance is recorded in the site diary. This will be inspected during future site visits. Officers were informed during the inspection that consultants are currently working on a revised working plan for the site. Please keep Natural Resources Wales updated on progress. A copy of the permit has been sent to site. It is a permit requirement that a copy is kept readily available on site at all times, and available to all staff.

It was disappointing to note that there were so many un-depolluted ELV's stored on permeable hardstanding areas during the inspection, despite previous warning about this issue during the last inspection. Please ensure that the non-compliances identified above are addressed accordingly, to the timescales agreed. A further inspection will be carried out after 30th September to check compliance.

Hazardous Waste Regulations – Premises notification requirements

Within Wales, under the Hazardous Waste Regulations if you produce or store over 500kg of hazardous waste per year at your premises, the premises are required to be registered with Natural Resources Wales unless exempt.

Recently within England, changes have taken place regarding the requirement to register premises. Please note that these changes are within England only, the requirement of premises registration within Wales has not changed and remains the same.

You may already be aware of this requirement and your premises may already be registered with Natural Resources Wales, however if not, you may wish to consider if your premises should be registered. In order to establish this and for details on if your premises maybe exempt a detailed guidance document titled 'Do I need to notify my premises? – A guide to the Hazardous Waste Regulations' is available via our website www.naturalresourceswales.gov.uk and by using the following file path 'Apply for a permit' > 'Waste' > Register as a producer of hazardous waste'.

Should you need to register your premises, details of how to do this can also be found via our website using the file path above.

If you would like to discuss anything mentioned in this report, please contact Rhys Thomas on 03000 65 3765, rhys.thomas@cyfoethnaturilcymru.gov.uk.

Photographs:

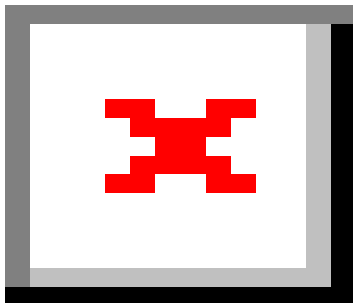


Photo 1: ELVs stored on permeable hard standing area of site.

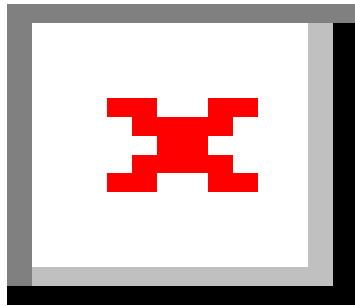


Photo 2: Undepolluted ELV stored on permeable ground. Engine coolant still present in the reservoir.

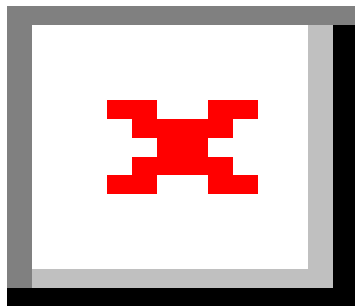


Photo 3: Undepolluted ELV stored on permeable ground. Battery not removed.

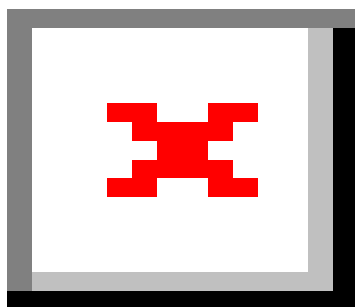


Photo 4: Oil spill on ground next to oil tank.

--

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0026323**

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

Site	Queensferry Car Breakers	Permit Ref	BP3493VS
Operator/Permit holder	Queensferry Car Breakers Limited	Date	24/08/2016

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.

In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.

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			
D2	C3	Ensure that there is spill containment equipment on site and that staff are aware of where these are kept and how to use them. All spillages should be cleared immediately as detailed in section 4.1.3 of the working plan.	30/09/2016
C4	C2	Ensure that all ELVs stored on permeable ground are fully de-polluted. Any ELV's still containing hazardous material should be stored on an impermeable surface with sealed drainage.	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.