

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

Site	Queensferry Car Breakers		Permit Ref	37220		
Operator/ Permit holder	Bennet Emma					
Date	18/09/2014	Time in	11:51	Out	12:50	
What parts of the permit were assessed	Part - see below					
Assessment	Site Inspection	EPR Activity:	Installation	Waste Op	X	Water Discharge
Recipient's name/position	Emma Bennet					
Officer's name	Mefty Haider, Julia Frost		Date issued	02/10/2014		

Section 1 - Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations. A detailed explanation and any action you may need to take are given in the "Detailed Assessment of Compliance" (section 3). 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			Condition(s) breached
a) Permitted activities	1. Specified by permit	N	
b) Infrastructure	1. Engineering for prevention & control of pollution	N	
	2. Closure & decommissioning	N	
	3. Site drainage engineering (clean & foul)	N	
	4. Containment of stored materials	N	
	5. Plant and equipment	N	
c) General management	1. Staff competency/ training	N	
	2. Management system & operating procedures	N	
	3. Materials acceptance	N	
	4. Storage handling, labelling, segregation	N	
d) Incident management	1. Site security	N	
	2. Accident, emergency & incident planning	N	
e) Emissions	1. Air	N	
	2. Land & Groundwater	N	
	3. Surface water	N	
	4. Sewer	N	
	5. Waste	N	
f) Amenity	1. Odour	N	
	2. Noise	N	
	3. Dust/fibres/particulates	N	
	4. Pests, birds & scavengers	N	
	5. Deposits on road	N	
g) Monitoring and records, maintenance and reporting	1. Monitoring of emissions & environment	N	
	2. Records of activity, site diary, journal & events	N	
	3. Maintenance records	C3	7.2.1, WP 3.4.1
	4. Reporting & notification	C3	7.2.2, WP 3.4.5
h) Resource efficiency	1. Efficient use of raw materials	N	
	2. Energy	N	

KEY: C1, C2, C3, C4 = CCS breach category (* suspended scores are marked with an asterisk),

A = Assessed (no evidence of non-compliance), N = Not assessed, NA = Not Applicable, O = Ongoing non-compliance – not scored

Number of breaches recorded	2	Total compliance score (see section 5 for scoring scheme)	8
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If the Total No Breaches is greater than zero, then please see Section 3 for details of 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 (e.g. 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 suspended or consolidated scores.
- details of advice given
- any other areas of concern
- all actions requested
- any examples of good practice.
- a reference to photos taken

This report should be clear, comprehensive, unambiguous and normally completed within 14 days of an assessment.

A pre-arranged site inspection carried out. Operator Ms Bennet present on site. Purpose of the visit was to inspect records of waste movement from the site.

G3/ MRMR - Maintenance Records (permit 7.2.1, WP 3.4.1)

Permit condition 7.2.1 briefly requires operator to keep records of waste received and removed from the site. The records should include specific details (date, time, origin etc.) as required by the permit condition. The site working plan (WP)/management system version 2.5 also states in section 3.4 that waste movement record will be kept including waste transfer notes where required.

Records kept on site are incomplete or not produced. At present operator is writing down the date/partial date on the V5 document when an ELV is received on site. There are no other record keeping system in place at present, which is contrary to WP section 3.4.

There is evidence that operator is attempting to address this matter and has begun to make records of waste received and removed from the site. In general the record keeping needs improving by adding the relevant details as stated in permit condition 7.2.1.

Site has received a CCS score 3 for this non-compliance with permit condition.

G4/ MRMR - Reporting & Notification to NRW (permit 7.2.2, WP 3.4.5)

Operator has now submitted waste returns data from 2011 to present day. Regulating officer inspected the waste returns data and have the following comments:

Data submitted for 2011 and first quarter of 2012 period are incomplete as there is no information regarding waste received on site.

Q2 Apr-Jun 2012 data missing

Q2 Apr-Jun 2014 submitted twice with different values

Q3-Q4 Jul-Dec 2012 data has no information regarding waste removed from site

Between 2011 and June 2014 site has removed only 13.52 tonnes (approx 10-15 ELVs) of depolluted ELVs from the site

Q2 Apr-Jun 2014 data states no ELV was removed from the site but 34 waste transfer notes for ELVs sent to Entrec in Wrexham for the same period available on site.

In general the waste return data are incomplete and unreliable. Please review the data from Apr 2011 to Jun 2014 and re-submit the data.

Site has received a CCS score 3 for this non-compliance with permit condition.


Hazardous waste consignment notes

According to the waste returns submitted to NRW site has removed un-depolluted ELVs (EWC code 16 01 04) multiple times between 2011-2014. However, there are no consignment note available on site for inspection. If you receive any hazardous waste from businesses (e.g. cab company, lease cars etc.) or remove hazardous waste from your site to another site then you must ensure the waste is transported with a hazardous waste consignment note at all times.

This is a legal requirement and failure to do so is an offence under Hazardous Waste (England & Wales) Regulations 2005.

Should you need to discuss this report or any other issues please contact Mefty Haider the regulating officer on 03000 653696.

In this document 'Natural Resources Wales' means the Natural Resources Body for Waste established by Article 3 of the Natural Resources Body for Wales (Establishment) order 2012.

	EPR Compliance Assessment Report	Report ID: 37220/0220960
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Section 3- Enforcement Response **Only one of the boxes below should be ticked**

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

Section 4- Action(s)

Where non-compliance has been detected and an enforcement response has been selected above, this section summarises the steps you need to take to return to compliance and also provides timescales for this to be done.

Criteria Ref.	CCS Category	Action Required/Advised	Due Date
See Section 1 above			
G3	C3	Ensure compliance with permit condition 7.2.1 by keeping relevant data for all waste received and removed from the site	Immediately
G4	C3	Review and re-submit accurate waste return data from April 2011 to present day.	31/10/2014

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 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 which 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 fulfill 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 (e.g. 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 and taking any resulting action
- preventing breaches of environmental law
- assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Information 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 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 the officer's line managers. 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.