

Compliance Assessment Report

Report ID:
CAR_NRW0034830

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

Site	Edwards Coaches	Permit Ref	AP3395FF		
Operator/Permit holder	Michael C Edwards				
Regime	Waste Operations				
Date of assessment	08/03/2019	Time in	10:30	Out	11:00
Assessment type	Site Inspection				
Parts of the permit assessed	Permit, working plan & site history in accordance with current site activities				
Lead officer's name	Warwick-Brown, David				
Accompanied by	Bowder, Alex				
Recipient's name/position	Michael Edwards/ Operator	Date issued	19/03/2019		

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
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4	6.1.2

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)	0.1
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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

Compliance Assessment Report – Unit 9, Newtown Industrial Estate (EPR-AP3395FF)

Officers David WARWICK-BROWN and Alex BOWDER visited Edwards Coaches Ltd at Unit 9, Newtown Industrial Estate on 08/03/19 at 10:30 for a routine site inspection, and to introduce myself as the new regulatory officer. The weather was cold and windy at the time of visit. We met with current Site Supervisor Scott Barratt who walked with around the site during our inspection.

1 category 4 breach was recorded following our assessment of the permitted conditions, relating to the submission of your waste returns.

Compliance

G4 – reporting & notification to NRW – permit condition 6.1.2 – category 4 breach:

Permit condition 6.1.2 states that 'a summary of the waste types and quantities accepted and the waste types and quantities removed from the site shall be made for each financial year and shall be submitted to the Agency within 1 month following the end of that year'. The deadline for the submission of your waste returns was due to be received by the end of January 2019. A **category 4 breach** is therefore being scored for this non-compliance with the permit.

Action: Please submit your waste returns to NRW as required.

Inspection

General observations:

Unit 9 is currently permitted to accept and depollute End-of-Life Vehicles, but no such treatment activities were occurring on site at the time of our inspection. Mr Barratt explained to us that these activities had moved to their other site in Barry, and that Unit 9 was solely being used for the storage of depolluted vehicles and residual wastes produced as a result depollution. The garage spaces on site that were previously used for depollution activities have now been rented out to other local businesses for other means.

From walking around the permit boundary during our inspection, we can confirm that the site appeared to be in a satisfactory condition. The sites surface was engineered appropriately according to table 3.1 of the permit, constructed on a hardstanding surface, which was maintained evenly, free of any ruts and free of standing water.

Vehicle storage:

There were approximately 25 vehicles being stored on the site at the time of our inspection, meeting the requirements specified within table 2.1 of the permit, which states that a maximum of 30 ELV's

(containing neither liquids nor other hazardous components) are permitted for storage on site. Table 2.1 of the permit states that wastes are permitted for a maximum storage time of 1 year prior to disposal or 3 years prior to recovery.

Advice & Guidance: Based on our observations of the varying states and conditions of the coaches on site, it was apparent that some of the vehicles may have been on site for longer than the specified time. Please ensure that these vehicles are being stored on site for the allowed length of time as specified within the permit.

Tyre storage:

During our inspection there were some tyres being stored between two coaches (as shown in image 1 below), which were not being stored in compliance with the guidelines in the permit. Table 5.4 of the permit states that tyres, air bags and liquefied gas tanks shall be stored in separately designated areas provided with an impermeable pavement and sealed drainage system.



Image 1 – tyres observed on site during the inspection

Advice & Guidance: Please ensure that residual wastes such as tyres are being stored appropriately in accordance with table 5.4 of the permit.

Burning of waste:

It was evident that there may have previously been some burning activities taking place on site prior to our inspection, as there was an oil drum containing some burnt material near the storage shed on site (as shown in image 2 below).



Image 2 – inside of an oil drum found during inspection, which indicated burning activities may have occurred on site, and contained some plastic packaging material

Advice & Guidance: The burning of waste material in the open requires a D7 exemption, which permits the burning of clean wastes including sawdust, shavings and cuttings from untreated wood, waste bark and wood. Please note that the burning of any other waste is considered an illegal activity and further action may be taken should there be any further evidence of such burning activities on site.

Please see the following link for further information regarding an application for a D7 exemption:
<https://naturalresources.wales/permits-and-permissions/waste/register-your-waste-exemptions/?lang=en>

Documentation on site:

During the inspection, we were informed that all the sites relevant documents, such as the sites Environmental Management System (EMS) and WAMITAB certification, were currently being kept at the other site in Barry. It is recommended that copies of these documents are kept somewhere on every site for reference purposes.

Technically Competent Manager (TCM)/WAMITAB Certification:

We currently do not have an up to date copy of your WAMITAB Certification for the relevant TCM on site.

Action: Please send through an up to date version of this certificate as required.

Thank you for taking the time to show us around the site during our inspection.

If you have any issues with this report please contact David Warwick-Brown on 0300 065 3683 or david.warwick-brown@cyfoethnaturiolcymru.gov.uk

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

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0034830**

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Site	Edwards Coaches	Permit Ref	AP3395FF
Operator/Permit holder	Michael C Edwards	Date	08/03/2019

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			
G4	C4	Submit waste returns as required	20/05/2019

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.