

Compliance Assessment Report

Report ID:
CAR_NRW0034839

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

Site	RDA Recycling Ltd	Permit Ref	NP3895FH			
Operator/Permit holder	Kayleigh Parsons					
Regime	Waste Operations					
Date of assessment	19/03/2019	Time in	14:00	Out	14:30	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Bowder, Alex					
Accompanied by						
Recipient's name/position	Kayleigh Parsons/ Director	Date issued	20/03/2019			

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
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	C2	Table 3.1 - [g] i) - Drainage standards
B4 - Infrastructure - Containment of stored materials	A	
C1 - General Management - Staff competency/training	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	C3	Condition 5.3 [c] - Tyres
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	X	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	C4	Condition 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	3	Total compliance score (see section 5 for scoring scheme)	35.1
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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

Officer Alex BOWDER attended RDA Recycling Ltd at 14:00 on Tuesday 19th March 2019 to carry out the Quarter 4 inspection of permit **EPR- NP3895FH**. The weather conditions were mild and dry at the time of visit. Met with business Director Kayleigh Parsons and walked around the permitted area highlighting any areas of interest.

PREVIOUS CAR FORM ACTIONS

- Reduce the stacking height of ELV's – **Complete**
- Do not stack vehicle shells more than three high – **Complete**
- Do not store parts on top of drain openings - **Complete**
- Use of site diary - **INCOMPLETE**
- Submit outstanding Waste Return spreadsheets – **INCOMPLETE**
- Maintain the drainage system - **INCOMPLETE**

CATEGORY 2 BREACH

B3 – INFRASTRUCTURE – SITE DRAINAGE ENGINEERING (CLEAN AND FOUL)

Table 3.1 - Site containment & drainage standards

[g] i) "inspection and maintenance of engineered containment shall be inspected no less frequently than monthly, to ensure the continuing integrity and fitness for purpose of their construction, and the inspection and any necessary maintenance shall be recorded in the site diary;"

Both drains were clogged at the time of inspection. This indicates that the drainage system and interceptor has not been maintained properly in accordance with the permit.

It is essential to regularly maintain the drainage system to ensure all potential contaminants are captured by the sealed system and do not leave the site.

This was highlighted on your last inspection. When asked about when the drains were last cleaned, the Operator was again unsure. This has escalated the breach to a Category 2 to ensure action is taken to comply with this permit condition going forward.

There was also an object in the gulley channel leading to one of the drains. This has the potential to disrupt the pathway to the system in times of heavy rainfall, for instance.

ACTION:

- Set in place weekly maintenance checks for the drainage channels and system.

- Keep all channels leading to drains free from obstruction.

Deadline: 27 March 2019



Picture 1 – showing the clogged drain in the yard on 19/03/19

CATEGORY 3 BREACH

C4 - GENERAL MANAGEMENT – STORAGE, HANDLING LABELLING AND SEGREGATION

Condition 5.4 - [c] - tyres, air bags
and liquefied gas tanks

ii) tyres shall be stored in stable
stacks with individual capacities of
no greater than 20 cubic metres
and to a height of no greater than
3 metres

We are concerned with the number of tyres currently stored on site. Although they are being stored away from the depollution area, they still present an arson risk due to the volume and limited size of the site.

The Operator claimed to be looking at changing its business model regarding tyres acceptance and removal.
If this is the case, you will be required to vary your permit.

ACTION:

Improved storage management is required. The site should be removing tyres from site in smaller volumes, rather than waiting for a large collection.



Picture 2 – showing large volume of tyres stored in the yard

CATEGORY 4 BREACH

G4 - MONITORING AND RECORDS, MAINTENANCE AND REPORTING – REPORTING AND NOTIFICATION TO NATURAL RESOURCES WALES

Condition

6.1.2

“A summary record of the waste types and quantities accepted and removed from site shall be submitted to the Agency within once month of the end of the year”

Waste returns for 2018 have still not been submitted to NRW.

ACTION:

Please submit completed Waste Return spreadsheet immediately to:

waste.returns@cyfoethnaturiolcymru.gov.uk

Deadline:

27 March 2019

No depolluting was taking place at the time of inspection and no unauthorised waste streams were witnessed. All removed batteries were stored in a suitable container and all engines were on an impermeable surface and little oil/diesel was witnessed across the yard, which is an improvement on last inspection. Please endeavour to keep up this standard.

However, housekeeping was quite untidy with engines being stored in various places across the yard, leaving little room for manoeuvre.



Picture 3 – showing untidy housekeeping with depolluted engines stored across the yard

The bailer is now in use which assists with crushing vehicle shells. The Officer queried the stacking heights of crushed vehicles and stated that this needs to be written in the Environment Management System. Please see that this is updated.

It was also evident that the site diary had not been entered in since the last inspection. This needs to be actioned as a priority, to start keeping records of all site activities to have better control of site management.

The office has now moved above the parts storage section of the yard. Please see that this is updated on your site map along with your EMS.

WAMITAB QUALIFICATION

The Technically Competent Manager for the site is still Kayleigh Parsons. The WAMITAB qualification will expire on 15/05/19 and so the Continuing Competency assessment will be required to keep it valid.

ACTION: Complete your continuing competency assessment and notify NRW of the result.

If you have any issues with this report, please contact Alex Bowder on 0300 065 3394 or alex.bowder@naturalresourceswales.gov.uk

Thank you.

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

EPR Compliance Assessment Report

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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.

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 completed Waste Return spreadsheet immediately.	27/03/2019
G2	X	Begin use of site diary - recording instances of drain maintenance, cleans ups, person attendance and general site activities.	27/03/2019
C4	C3	Improved storage management. The site should be removing tyres from site in smaller volumes, rather than waiting for a large collection.	27/03/2019
B3	C2	- Set in place weekly maintenance checks for the drainage channels and system. - Keep all channels leading to drains free from obstruction.	27/03/2019

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.