Cyfoeth Naturiol Cymru Natural Resources Wales	**EPR Compliance Assessment Report**	Report ID: 102006/0195161

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

Site	Clwyd Breakers Ltd			Permit Ref	102006	
Operator/ Permit holder	Clwyd Breakers Ltd					
Date	02/12/2013			Time in	10:00	Out 10:40
What parts of the permit were assessed	Permitted Area					
Assessment	Site Inspection	EPR Activity:	Installation	Waste Op X		Water Discharge
Recipient's name/position	Neil and Jo Bennett					
Officer's name	Andrew Sowerby, Louise Peel			Date issued	10/12/2013	

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	A		
b) Infrastructure	**1.** Engineering for prevention & control of pollution	A		
	2. Closure & decommissioning	NA		
	3. Site drainage engineering (clean & foul)	A		
	4. Containment of stored materials	C4		3.1.3
	5. Plant and equipment	A		
c) General management	**1**. Staff competency/ training	N		
	2. Management system & operating procedures	N		
	3. Materials acceptance	A		
	4. Storage handling, labelling, segregation	C4		1.1.1
d) Incident management	**1**. Site security	A		
	2. Accident, emergency & incident planning	A		
e) Emissions	**1.** Air	N		
	2. Land & Groundwater	A		
	3. Surface water	N		
	4. Sewer	N		
	5. Waste	NA		
f) Amenity	**1**. Odour	A		
	2. Noise	A		
	3. Dust/fibres/particulates	A		
	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	N		
	4. Reporting & notification	N		
h) Resource efficiency	**1**. Efficient use of raw materials	NA		
	2. Energy	NA		

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)	0.2

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.

Part of the purpose of this site inspection was to follow up some of the actions required of you after the audit of your site on the 22nd August 2013.

Action 1 - The gap in the fence on Area A should be repaired as soon as possible.
Fence panels have been erected across the gap that was observed on Area A. We therefore have no further concerns regarding the site security.

Action 2 - The Site ID board needs to be updated with the details listed in the Environment Management System.
A new site ID board has been placed on the fence next to the site office. The sign has all the details in the environment management system listed on it apart from the site address. Instead, the companies' website address is listed. The idea of including a site address is so that people can refer to it should an emergency occur out of hours. Should you decide to update the site ID board in the future please include the site address at that time.

Action 3 - You must stop using Astral Wash immediately to clean up oil spills.
It was confirmed on site that astral wash is no longer used. Only absorbents are now used to clean up oils spills should they occur.

Action 4 - Ensure no undepolluted or depolluted end-of-life vehicles are stored outside the permitted area.
No waste vehicles were observed being stored outside the permitted area.

Action 5 - Tidy up the bunded area and ensure that all liquids in containers are provided with secondary containment, including the IBC of coolant.
The bunded area had been tidied up and looked a lot less cluttered. It was mentioned that there are plans to remove the old red diesel tank as it is no longer used. This would provide more space within the bunded area. It was also stated that there was more to be done to tidy up the area, including pumping out the small amount of standing oily water within the bund and possibly applying fresh sealant to the bund walls. However, in front of the bunded area we did observe an IBC and three drums. The reason you provided for this was that a visit from OSS to collect waste oil was imminent and these containers had therefore been removed from the bunded area for collection. If these are to be stored outside the bunded area for any amount of time you should at least store them on drip trays or only remove them once OSS have arrived to collect them. As these had only recently been removed from the bunded area and they were to be collected imminently and effort has been made to tidy up the bunded area we will regard this as a CCS category 4 breach on this occasion.
B4 - Breach of Condition 3.1.3 of the permit which states that "all liquids in containers, whose emission to water or land could cause pollution, shall be provided with secondary containment." **You should ensure that all liquids in containers are provided with secondary containment by the 20th January 2014.**

Action 6 - All vehicle parts and other waste types must be stored in appropriate designated containers or on racking as detailed in your environment management system.
A lot of effort has been made to tidy up the site so far but unfortunately some of the vehicle parts and other waste types on site have not yet been placed in designated containers or on racking. This was discussed on site and it was stated that this would be done soon. Until all vehicle parts and other waste types are stored in designated containers or on racking we will have to consider there to be a breach of the permit. As work has been started to address this issue we will regard this breach as a CCS category 4 on this occasion.
C4 - Condition 2.10.1 (ii) of the Environment Management System refers to waste components being stored in the appropriate designated containers. **Please ensure this is done by the 20th January 2014.**

Action 7 - You must remove or drain all oil filters from ELVs before you store them on areas A or C and before you bale and dispose of a vehicle as depolluted.
We observed on site that oil filters are being removed as part of the depollution process and that waste oil filters are being stored on area B prior to disposal.

Action 8 - You must ensure you have a skip on site for quarantined waste as detailed in your environment management system.
We were informed that a skip is now kept on area B and can be used to store any quarantined wastes. We were

unable to observe the skip on this occasion as it was situated behind vehicles stored in Area B.

Action 9 - Ensure the lid is kept on the battery storage box at all times.
The battery storage box is now being kept undercover in the depollution building on area B. A lid is also available.

Action 10 - Oil observed on the ground outside the perimeter of area B needs to be cleaned up and you need to ensure no surface water runoff is leaving area B. Your environment management system states that area B drains to an interceptor and sealed sump.
Improvements to the infrastructure of area B have been carried out and the oil contaminated ground has been removed. The edge of area B where the oil contamination was observed has been modified to include a sill. This sill should prevent any future runoff. The oil contaminated soil that was removed will need to be disposed of as hazardous waste to an appropriately permitted site.

Overall we were impressed with some of the changes that have occurred on site. We were informed that you intended to continue removing depolluted ELVs to provide yourself with more space on site. There are also plans to remove the old unused baler from site and to continue carrying out a general clean up of the areas. We were very encouraged by what we observed and hope things continue to improve on site.

If you have any questions please contact me (01244) 894510.



New Site ID Board


Remediated ground and new curb along edge of area B


Area C showing a reduction in the number of ELVs on site



Area B showing a reduction in the number of ELVs on site

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Operator/ Permit	Clwyd Breakers Ltd	Date	02/12/2013

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.	X
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.	
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			
B4	C4	Ensure all liquids in containers are provided with secondary containment	20/01/2014
C4	C4	All vehicle parts and other waste types to be stored in appropriate designated containers	20/01/2014

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.