

Compliance Assessment Report CAR_NRW0038341

Permit being assessed: XP3694FN.

For: The Old Transport Yard, held by Mr M R Jackson

At: Old Aston Hill, Ewloe, Deeside, Flintshire, CH5 3AH.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 25/05/2021 between 13:35 and 14:05.

Parts of permit assessed: 'Specified by permit' ; 'Containment of stored materials' ; 'Materials Acceptance'; 'Storage, handling & segregation'

NRW Lead Officer: Sarah Walton, accompanied by Kathryn Bradshaw.

Report sent to: Luke Jackson, Site Manager on 08/06/2021.

1. Summary of our findings (full details in section 4)

| Part of permitted activity assessed (criteria) | Assessment result | Permit condition |
|---|-------------------|------------------|
| A1 - Specified by permit | Assessed (A) | |
| B3 - Infrastructure - Site drainage engineering (clean and foul) | Action only (X) | |
| B4 - Infrastructure - Containment of stored materials | Assessed (A) | |
| C3 - General Management - Materials acceptance | Assessed (A) | |
| C4 - General Management - Storage, handling labelling and Segregation | Action only (X) | |

Result types are explained in more detail in the 'Important Information' section below.

| Total number of non-compliances recorded | Total non-compliance score |
|--|----------------------------|
| 0 | 0 |

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

| Criteria | Action needed | Complete by |
|----------|---|-------------|
| B3 | Empty/clear the drain channel at the front of the workshop building | 25/06/2021 |
| C4 | All oily parts/engine blocks must be stored within a weather proof storage container/building | 25/06/2021 |

Action criteria codes are listed in the 'Important information' section below.

3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

At this time, we do not intend to take any further action.

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

4. Details of our assessment

On Tuesday 25th May 2021, Sarah Walton (Waste Regulation Officer) and Kathryn Bradshaw (Hazardous Waste Officer), attended site to conduct a routine un-announced inspection.

We were greeted on site by Luke Jackson, Site Manager.

After signing into site, it was explained that this was an introductory visit as Sarah will be the site's Regulating Officer going forward. Luke agreed to show us around the site.

The site visit began by walking around the area which housed the de-polluted vehicles. Luke explained the site is going through significant renovations which included an overhaul of the site's drainage system.



The above photo shows where a new interceptor will be placed, with plans to include other interceptors across the site. Intentions are for the site to be fully concreted with a sealed drainage system.

To the rear of the site is the vehicle crusher which is now gated following health and safety advice.

It was noted that there were a significant number of tyres on site which has been raised in previous inspections. Luke mentioned difficulties in finding authorised sites who would accept used tyres due to demand which is why there has been a build up on site. Efforts are being made to remove these.

Officers noticed a collection of old engine blocks and other oily parts that were being stored outside on a permeable surface.



Oily engine parts observed on site

Old Engine parts and other parts contaminated with oils should be kept under cover. The parts shown above should be moved and stored within a weather proof container /building. Luke mentioned the usual storage buildings for these parts were due for maintenance.



Fluid spill from depollution/workshop building

The workshop/depollution bay was then inspected. The drain channel at the front of the building was full with an oily sheen on top which was spilling out the front. Ensure that this is emptied and maintained to prevent further oil escaping which may cause pollution.

Hazardous Waste

As discussed during the site inspection, if you produce, store or hold more than 500Kg of hazardous waste in any 12 month period then your premises must be registered with Natural Resources Wales.

There is a fee required for the registration which is used to cover administration costs. The fee is currently £18 for an online application, however, it may be higher for other methods of registration used (telephone or postal application).

Further information can be found using the following weblink:

<https://naturalresources.wales/permits-and-permissions/waste-permitting/register-or-renew-as-a-hazardous-waste-producer/?lang=en>

Officers left site approximately 14:00.

Thank you for your time and co-operation throughout the inspection.

Kind Regards,

Sarah Walton
Waste Regulation Officer
03000 654 791
sarah.l.walton@cyfoethnaturiolcymru.gov.uk

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

Important information

Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

Assessment results and non-compliance categories (used in section 1):

| Assessment result | Description |
|-------------------|---|
| Assessed (A) | Assessed or assessed in part, no evidence of non-compliance found |
| Action only (X) | Action only relating to the activity assessment |
| Ongoing (O) | Ongoing non-compliance, not scored |

| Non-compliance category | Description | Score |
|----------------------------|---|-------|
| C1 Major | Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property | 60 |
| C2 Significant | Potential to have a significant impact or effect on the environment, people and/or property | 31 |
| C3 Minor | Potential to have a minor or minimal impact or effect on the environment, people and/or property | 4 |
| C4 No environmental impact | Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property | 0.1 |

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

What are suspended scores?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry and Waste action criteria (used in section 1 and 2):**A: Permitted activities**

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

Data protection notice

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or 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
- assessing customer service satisfaction and improving our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

Disclosure of information – this report will be available to view on-line

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at ask@ombudsman.wales

Welsh Language Standards

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.