

Compliance Assessment Report

Report ID:
CAR_NRW0031643

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

Site	Pengam Partmart	Permit Ref	EP3295FZ			
Operator/Permit holder	Ian Charles Jenkins					
Regime	Waste Operations					
Date of assessment	04/05/2017	Time in	11:30	Out	12:15	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Bowder, Alex					
Accompanied by	Perry, James					
Recipient's name/position	Ian Jenkins/ Director	Date issued	18/05/2017			

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	C3	Schedule 1 – Operations Table S1.1
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
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	1.2.2
F1 - Amenity - Odour	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
G4 - Monitoring and Records, Maintenance and Reporting - Reporting and notification to Natural Resources Wales	A	

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	2	Total compliance score (see section 5 for scoring scheme)	8
-----------------------------	---	--	---

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

Officers Alex BOWDER and James PERRY attended Pengam Partmart, New Road, Hengoed, CF82 8AU on Thursday 4th May at 12:00 to carry out routine inspection of permit **EPR-EP3295FZ**. The weather was warm and dry at the time of visit. Spoke with company director Mr. Ian Jenkins.

The permit states the maximum quantity of waste to be accepted on site shall not exceed 6000 tonnes per year – the business is within this allowance. We were unable to check site paperwork at the time of visit and so an audit will be carried out at a later date. The Technically Competent Manager (TCM) for the site is director Mr. Ian Jenkins who has recently renewed his refresher WAMITAB qualification.

Breach – Category 3

C4: Storage handling, labelling, segregation | Condition 1.2.2

“Storage and treatment operations of waste motor vehicles shall meet the requirements of Schedule 5 of the ELV Regulations.

Infrastructure and equipment provided to meet these obligations shall be maintained in working order and shall be used to give effect to their purpose.”

The business must ensure that all vehicles are fully de-polluted of fluids in line with the ELV regulations 2003 before being stored in the yard ready for treatment.

It was evident that oil had leaked out of de-polluted vehicles stored in the yard which had run off the impermeable surface and onto the hard-standing. This can escape the sealed drainage and has the potential to percolate through the ground layers.

Whilst we understand that it is difficult to withdraw 100% of the fluids from units, greater efforts must be made to safeguard that this does not re-occur.

Breach – Category 3

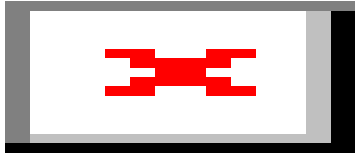
Infrastructure Schedule 1 – Operations | Table S1.1

“Non – hazardous wastes may be stored on hard-standing or impermeable surface with sealed drainage”

It is a condition of your permit that, once de-polluted, vehicles must be stored on an impermeable surface or hard-standing with sealed drainage.

Some of the land at the rear of the site where vehicle shells are being stored does not constitute an appropriate surface and so cannot benefit from the sealed drainage; this breaches the permit condition as a result.

	Working towards the future the site will need to address this issue by either only storing vehicles on the concrete pads or surfacing the area with appropriate infrastructure. This is to ensure all liquids are captured by the sealed drainage system and does not leave site.
--	---

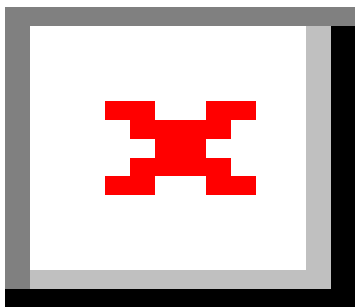


Picture 1 (a) and (b) – showing oil leaked from de-polluted vehicles stored ready for treatment

Storage time for recovery of vehicles

We are concerned with the amount of time de-polluted vehicles are kept in the yard ready for processing. Vegetation was seen growing out of some of the vehicle shells stored at the rear of the site, which were also rusted; this indicates that they have been deposited there for some time.

Although your permit does not strictly specify how long you can store shells on site, this should be outlined in your Environmental Management System. Please make efforts to process the older de-polluted units before any new units are brought onto site for processing.



Picture 2 – showing shells stored on infrastructure at the rear of site

Depollution bay

It was good to see all draining of vehicle liquids was taking place inside the unit on concrete impermeable flooring with sealed drainage. No issues apparent with the infrastructure – potholes were re-profiled at the

front of the yard. It is good to see the business is taking active responsibilities to see that infrastructure is being restored.

Environment Management System (EMS)

Action: Please could you send through to us the most updated version of your EMS for the site.

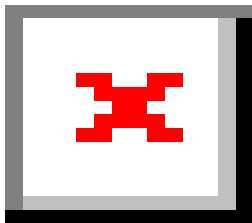
Guidance has been sent separately for what this document should include. It should state how you intend on running the site in-line with the permit and should be updated accordingly with operations changes.

Factors such as storage heights of materials, yard work areas and qualified staff should be specified in the document.

You should outline your de-pollution process, guidelines for stacking vehicle shells and how you rotate units to ensure older wastes are treated first. Contingency plans should be included which state what the course of action is for when machinery breakdowns, for example.

Car shell stacking

The stacking of car shells was adequate for the most part. However, there were instances of cars being propped up with bricks to balance the weight. It was claimed that HSE found no issues, however please ensure these areas are checked regularly are deemed safe working environments.



Picture 3 - showing car shells balanced with bricks

Waste returns

Thank you for submitting waste return document following last inspections comments. The correct EWC codes were used - please continue to submit the returns within the grace period annually.

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

Thank you.

--

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0031643**

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

Site	Pengam Partmart	Permit Ref	EP3295FZ
Operator/Permit holder	Ian Charles Jenkins	Date	04/05/2017

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			
B1	C3	Store vehicles on concrete pads or surface areas with appropriate infrastructure.	18/08/2017
C4	C3	Ensure vehicles are fully de-polluted before storage in yard	18/06/2017

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.