

Compliance Assessment Report

Report ID:
CAR_NRW0026773

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	06/12/2016	Time in	12:00	Out	12:40	
Assessment type	Site Inspection					
Parts of the permit assessed	All					
Lead officer's name	Bowder, Alex					
Accompanied by						
Recipient's name/position	Ian Jenkins/ Managing Director	Date issued	20/12/2016			

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	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
B5 - Infrastructure - Plant and equipment	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	C4	C4: Breach condition 1.2.2

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

Alex Bowder attended Pengam Partmart at New Road, Hengoed, CF82 8AU on Tuesday 6th December at 12:30. The weather was wet. Spoke with director Mr. Ian Jenkins.

Pengam Partmart was granted the bespoke permit EPR-EP3295FZ for an End of life vehicle depolluting and dismantling facility for purposes for recovery. The permit has been varied twice in the past few years to increase the site boundary and the annual throughput allowance of the site.

To remind the company following each visit Natural Resources Wales will produce a Compliance Assessment Report detailing our comments from the inspection. If we are not satisfied with a certain part of the inspection we can breach the business against your permit conditions which can affect your annual subsistence fees; this is scored on a Category 1-4 basis:

- 1 - Major, serious persistent and/or extensive impact on the environment, people/property
- 2 – Significant impact on effect on the environment/people/property
- 3 – Minor impact or effect on the environment/people/property
- 4 – Very minor incident with no impact.

The Technically Competent Manager (TCM) for the site is director Mr. Ian Jenkins who has recently renewed his refresher WAMITAB qualification.

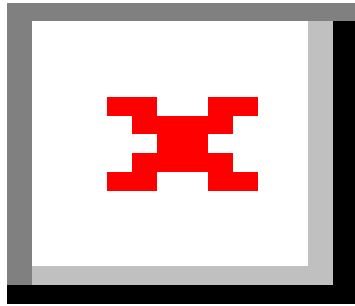
Waste returns

Your permit requires you to submit your waste tonnage returns to us annually “within one month of the end of each year”. It is your duty under your permit to ensure that the business’ waste returns are submitted by this date - I have sent information and guidance regarding the returns spreadsheet separately (waste.returns@naturalresourceswales.gov.uk). Failure to do so means that the permit may be breached for lack of reporting to Natural Resources Wales.

We have checked our records and nothing has been sent to us since **September 2013**. We will require you to submit the remaining returns documents immediately on the NRW approved spreadsheet.

It is important that you are using the correct European Waste Catalogue (EWC) codes on your returns which when checked was fine. Hazardous Waste producer licence was valid and effective. Consignment notes were checked and were correctly filled out.

Certificate of destruction are issued for individual vehicles - all logged on system. The company Safety Clean collect the contaminated oil drained from vehicles and any diesel recovered from ELVs gets reused in vehicles.



Picture 1 - showing car shells stacked in yard

The depolluting bay was all indoors and on an impermeable surface – no issues apparent. Waste batteries were kept in containers and spill kits were present with staff aware of where they were kept and the procedure to follow if an incident occurs.

Breach - Category 4

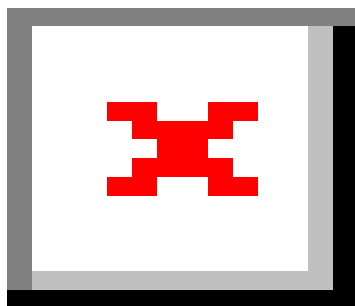
C4: Storage handling, labelling, segregation - Breach no condition 1.2.2 -

"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 purpose to their effect to their purpose".

There was heavy rain at the time of visit and the drainage system seemed to be working efficiently.

However, please be mindful of liquids pooling in the non-concreted areas as this may not be contained by the drainage system. This has the potential to be contaminated and percolate through the ground.



Picture 2 – showing white liquid pooling on permeable surface

Infrastructure generally in manageable condition with some small cracks seen. Housekeeping seemed adequate with clear paths to walk between working areas. Please be mindful to stack car shells safely in line with Health and Safety regulations.

Environment Management System (EMS)

The business you should have an Environment Management System written for the site. This should be a live document that outlines how the site will operate in line with your permit and should be kept up to date and accessible to all qualified relevant members of staff.

Generally site was in decent condition. If you have any issues regarding the report please contact Alex Bowder on 0300 065 3394. Thank you.

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			
C4	C4	N/A	20/01/2017

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.