

## Compliance Assessment Report

Report ID:  
CAR\_NRW0032340

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

Site	Ivor Thomas & Sons	Permit Ref	AP3798FB			
Operator/Permit holder	Ivor Thomas & Dylan Thomas					
Regime	Waste Operations					
Date of assessment	11/10/2017	Time in	15:20	Out	16:20	
Assessment type	Audit					
Parts of the permit assessed	The CAR subcriteria listed below					
Lead officer's name	Briscoe, Ross					
Accompanied by	Wilson, Alastair					
Recipient's name/position	Margaret Thomas/ Site manager	Date issued	30/10/2017			

### 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	
C1 - General Management - Staff competency/training	X	
C2 - General Management - Management system and operating procedures	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	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.

<b>Number of breaches recorded</b>	<b>0</b>	<b>Total compliance score</b> (see section 5 for scoring scheme)	<b>0</b>
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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

This was a routine unannounced site inspection by Natural Resources Wales (NRW) officers Ross Briscoe (Senior Environment Officer) and Alastair Wilson (Environment Officer).

Throughout the inspection weather conditions were changeable with rain upon arrival then sunshine towards the end of the inspection.

The site was operational, however limited operations were taking place.

Inspecting officers proceeded to the site office and were met by Margret Thomas. Discussions took place regarding site operations and site documentation/paperwork.

Hazardous waste consignee returns were discussed. Please be aware of the following submission dates for hazardous waste consignee returns (Hazardous waste received at the site).

Quarter 1 - 01 January to 31 March, Return submission deadline of 30 April

Quarter 2 - 01 April to 30 June, Return submission deadline of 31 July

Quarter 3 - 01 July to 30 September, Return submission deadline of 31 October

Quarter 4 – 01 October to 31 December, Return submission deadline of 31 January

Returns should be made to the email address - [waleshazreturns@naturalresourceswales.gov.uk](mailto:waleshazreturns@naturalresourceswales.gov.uk)

For further information on hazardous waste consignee returns, please see our website at [www.naturalresourceswales.gov.uk](http://www.naturalresourceswales.gov.uk)

Via the website above, information can also be found upon the correct completion of hazardous waste consignment notes used within the transfer of hazardous waste – as discussed.

It is noted that the site has recently renewed its hazardous waste premises notification – CAC303 which now expires on 11.09.2018. Please ensure this is used when completing hazardous waste consignment notes.

It was advised that the site would be receiving a letter shortly from NRW regarding the disposal of waste tyres due to issues arising within the sector. The letter advises upon duty of care and waste carrier requirements. Officers were advised that the site only uses registered waste carriers and obtains all required paperwork with every transfer of waste.

It was also noted that Donna Regan is the sites technically competent person. The continuing competency that Donna Regan holds expired upon 01.10.2017. Officers were advised that a test will be undertaken within the coming weeks. In the meantime, whilst Donna Regan does not hold the relevant award, appropriate cover should be sought in the interim and details of this cover recorded within the site diary. Once Donna has passed the continuing competency test NRW should be informed and the new certificate should be forwarded to NRW (Regulating officer).

Margret Thomas also enquired into removing part of the permitted area from the permit. As advised on site, any change to the permitted operations or the permitted area would require a variation to be made to NRW. Should you wish to reduce the permitted area of the site a part surrender would be required for the area of land currently covered by the permit. This would involve the submission of application forms to NRW (with an appropriate fee) indicating the changes you wish to make. Evidence would also need to be provided to ensure that the area of land being removed is in a satisfactory state and that no pollution has/would occur from your operations which would negatively impact upon this area of land. Further information on making changes to your site permit can be found upon our website within the environmental permitting 'waste permits' section. Once you have firmed up proposals you may wish to discuss these with your local regulating officer.

Officers then proceeded to undertake an inspection of the permitted area accompanied by Margret Thomas. Margret

advised that they were now undertaking less depollution activities on site and as such were sending End of Life Vehicles (ELVs) directly off site without any treatment straight to other permitted ELV sites with accompanying hazardous waste documentation. As a result, officers were unable to view any depollution activities being undertaken whilst on site.

A small number of depolluted cars remained on site within the lower yard. Officer inspected a few of these ELVs. On the majority, the whole engine and other components (Shock absorbers) had been completely removed. On a small number of other the engines remained and of the ELVs checked the depollution appeared to have been undertaken correctly.

Elsewhere on the site, other vehicles were positioned awaiting decisions on their status from insurance companies. Some of these vehicles were stored securely within segregated locked compounds.

Considering the heavy rain upon arrival and prior to, the site surfaces were free from standing water and rainwater flowing across the site didn't appear to be visually contaminated with oils/fuels.

Back within the site office Donna Regan presented documentation forming the site management system. Some of the documentation did appear to be several years old now so it was suggested that a review of the documentation should be undertaken to ensure it is still relevant, accurate and up to date, reflecting current permitted operations.

Thank you for your time on site. Should you have any questions or queries please do not hesitate to contact myself or your local regulating officer, Alastair Wilson (0300 065 3660 or [Alastair.wilson@cyfoethnaturiolcymru.gov.uk](mailto:Alastair.wilson@cyfoethnaturiolcymru.gov.uk)).

Kind regards,

Ross Briscoe

Senior Environment Officer – Natural Resources Wales

## EPR Compliance Assessment Report

**Report ID:  
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Site	Ivor Thomas & Sons	Permit Ref	AP3798FB
Operator/Permit holder	Ivor Thomas & Dylan Thomas	Date	11/10/2017

### 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.

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.

### 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			
C1	X	Donna Regan technical competence has recently expired, appropriate cover should be sought in the interim and details of this cover recorded within the site diary. Once Donna has passed the continuing competency test NRW should be informed and the new certificate should be forwarded to NRW (Regulating officer).	31/10/2017

## 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](mailto: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.