

Name of site	A J Spares	Operator / Permit holder	Cobb Andrew	Permit ref no.	104608
Officer	Kimberley MacPherson, Ryan Plant	Date	17/01/2013	Area / office	N'th East (R) - Templeborough
Activity		Time in/out	14:35 / 15:10	Event type:	<input checked="" type="checkbox"/> Routine <input type="checkbox"/> Incident <input type="checkbox"/> Other
Assessment type:	<input checked="" type="checkbox"/> Site inspection <input type="checkbox"/> Audit <input type="checkbox"/> Check monitoring/sampling <input type="checkbox"/> Report / data review <input type="checkbox"/> Procedure review				
Site life status:	<input checked="" type="checkbox"/> Operational <input type="checkbox"/> Pre-Operational <input type="checkbox"/> Post-operational				
Which part(s) of the permit were assessed? All					

## Compliance assessment summary

	1	2	3	4	5	Conditions breached
a) Permitted activities	<div style="border: 1px solid black; padding: 2px;">1 A</div>					
b) infrastructure	<div style="border: 1px solid black; padding: 2px;">1 A</div>	<div style="border: 1px solid black; padding: 2px;">2 NA</div>	<div style="border: 1px solid black; padding: 2px;">3 N</div>	<div style="border: 1px solid black; padding: 2px;">4 A</div>	<div style="border: 1px solid black; padding: 2px;">5 N</div>	
c) General management	<div style="border: 1px solid black; padding: 2px;">1 N</div>	<div style="border: 1px solid black; padding: 2px;">2 N</div>	<div style="border: 1px solid black; padding: 2px;">3 A</div>	<div style="border: 1px solid black; padding: 2px;">4 A</div>		
d) Incident management	<div style="border: 1px solid black; padding: 2px;">1 N</div>	<div style="border: 1px solid black; padding: 2px;">2 N</div>				
e) Emissions	<div style="border: 1px solid black; padding: 2px;">1 N</div>	<div style="border: 1px solid black; padding: 2px;">2 N</div>	<div style="border: 1px solid black; padding: 2px;">3 N</div>	<div style="border: 1px solid black; padding: 2px;">4 N</div>	<div style="border: 1px solid black; padding: 2px;">5 N</div>	
f) Amenity	<div style="border: 1px solid black; padding: 2px;">1 A</div>	<div style="border: 1px solid black; padding: 2px;">2 A</div>	<div style="border: 1px solid black; padding: 2px;">3 A</div>	<div style="border: 1px solid black; padding: 2px;">4 A</div>	<div style="border: 1px solid black; padding: 2px;">5 A</div>	
g) Monitoring and records, maintenance and reporting.	<div style="border: 1px solid black; padding: 2px;">1 N</div>	<div style="border: 1px solid black; padding: 2px;">2 N</div>	<div style="border: 1px solid black; padding: 2px;">3 N</div>	<div style="border: 1px solid black; padding: 2px;">4 N</div>		
h) Resources efficiency	<div style="border: 1px solid black; padding: 2px;">1 NA</div>	<div style="border: 1px solid black; padding: 2px;">2 NA</div>				

The breaches indicated above may constitute one or more offences. You should take immediate action to rectify each breach and return to compliance. You should prevent any repetition of the breaches. Breaches of conditions as indicated above can result in criminal prosecutions and/or suspension or revocation of a permit.

**NB. IF THERE IS A BREACH, ONLY ONE OF THE FOLLOWING WILL HAVE AN 'X' PLACED IN THE BOX**

We will now consider what enforcement action is appropriate.	<input type="checkbox"/>	At present we do not intend to prosecute you for the above offences. However, you are warned that this may change if further relevant information comes to light.	<input type="checkbox"/>	This is a site warning.	<input type="checkbox"/>
				We have given you advice.	<input type="checkbox"/>

**Review of Directly Applicable Legislation:** Key: A = Assessed, N = Not assessed, NA = Not Applicable, C1, C2, C3, C4 = CCS cat 1–4 breach.

A

**Report delivery method:** ☐ copy left on site ☒ posted ☐ emailed ☐ faxed Date 22/01/2013

### Comments

This was site inspection by Kimberley MacPherson and Ryan Plant. Officers were met on site by Andrew Cobb. The site had been operating since the first week in January 2013 and this was the first operational inspection.

### Site Inspection

#### B1 Infrastructure: Engineering for prevention and control of emissions – Permit Condition 2.3.1, Table 2.3 – No Score

Since your last site inspection you have installed a roof over the de-pollution pad. You have not yet installed a roof over your oil storage area as Officers have advised you to.

You have also damaged the bund on your de-pollution pad meaning that one side of the pad has no bund at all. Until this bund is repaired you must not de-pollute any vehicles. De-polluting vehicles without this bund in place would be a breach of your permit. As this bund has only been in place for a matter of weeks, it may be worth reviewing its integrity and installing a more suitable bund that it less likely to be damaged.

Continued...

Officer's Signature

Recipient's name or position within company

Andrew Cobb

Continuation sheet used

Yes

No of Pages

3

CCS record number

## Notes to the recipient

This compliance report form may highlight non-compliance with your permit or directly applicable legislation as observed by the Environment Agency officer.

This does not relieve the site operator of their responsibility to ensure that they comply with the permit and to prevent pollution of the environment. You are also reminded that:

- you should comply with the conditions of the permit at all times
- compliance with the permit does not remove your obligation to comply with other legislative provisions which may apply.

## Understanding the Compliance Assessment Summary

a) Permitted activities	1	Specified by permit
b) Infrastructure	1	Engineering for prevention and control of emissions
	2	Closure and decommissioning
	3	Site drainage engineering (clean and foul)
	4	Containment of stored materials
	5	Plant and equipment
c) General management	1	Staff competency/training
	2	Management system and operating procedures
	3	Materials acceptance
	4	Storage, handling, labelling and segregation
d) Incident management	1	Site security
	2	Accident, emergency and incident planning
e) Emissions	1	Air
	2	Land and groundwater
	3	Surface water
	4	Sewer
	5	Waste
f) Amenity	1	Odour
	2	Noise
	3	Dust/fibres/particulates and litter
	4	Pests, birds and scavengers
	5	Deposits on road
g) Monitoring and records, maintenance and reporting	1	Monitoring of emissions and environment
	2	Records of activity, site diary/journal/ events
	3	Maintenance records
	4	Reporting and notification to the Environment Agency
h) Resource efficiency	1	Efficient use of raw materials
	2	Energy efficiency

The term 'permit' for the purposes of this form includes: licences, authorisations and consents.

## Understanding your non-compliance scores

Non-compliance findings are classified using our published Compliance Classification Scheme, (CCS).

This scheme categorises breaches of permit conditions based on their potential for environmental impact as shown below. If you wish to discuss further any comments made by the officer on this form, contact your local area office or for more details of the CCS scheme, see the Environment Agency's website or contact your local office.

CCS category	Description	Score
1	A non-compliance which has a potentially <b>major</b> environmental effect	60
2	A non-compliance which has a potentially <b>significant</b> environmental effect	31
3	A non-compliance which has a potentially <b>minor</b> environmental effect	4
4	A non-compliance which has <b>no</b> potential environmental effect	1

## Corrective action

We have various options to ensure that you correct actual or potential non-compliance. We may

- advise on corrective actions, verbally or in writing and require you to take specific actions, by letter or by issuing a notice.
- require you to review your procedures or management systems
- change some of the conditions of your permit
- decide to undertake a full review of your permit

Any breach of a permit is an offence, and we may take legal action:

- We will normally provide advice/guidance to assist operators back into compliance. However, other than for a very minor offence this will normally be in conjunction with another enforcement response.
- Where we have issued a written warning this does not preclude us from taking additional enforcement action if further relevant information comes to light. Such action includes the issue of a formal caution, taking a prosecution and/or the service of a notice.

We have published our Enforcement and Prosecution Policy which seeks to achieve a consistent approach to enforcement across all our regulated activities.

## Operational Risk Appraisal (Opra)

Compliance assessment findings may affect your Opra score. This score determines your charge and affects the allocation of our resources to check your compliance with the permit.

## Data protection notice

The Environment Agency is responsible for regulating environmental protection, flood defence, water resources and fisheries. It has a duty to discharge its functions to protect and enhance the environment and to promote conservation and recreation. The information provided will be processed by the Environment Agency to fulfill its regulatory and monitoring functions, and to maintain the relevant public register(s). The Environment Agency 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, emergency services) 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 Environment Agency 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 Environment Agency 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 the assessment 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 the 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 manager, Area Environment Manager or Area Manager. If you wish to raise your dispute further, this can be done through our official Complaints and Commendations procedure phone our general enquiry number 08708 506506 (Mon to Fri 08.00–18.00) and ask for the Customer Contact team, alternatively you can send an email to [enquiries@environment-agency.gov.uk](mailto:enquiries@environment-agency.gov.uk). If, after following our Complaints and Commendations procedure, you are still dissatisfied, you can make a complaint to the Ombudsman. For advice on how to complain to the Parliamentary Ombudsman phone their helpline on 0345 015 4033.



**Comments**

**Additional**

**Authorised Treatment Facility (ATF)**

Whilst on site you asked Officers about the possibility of gaining ATF status. ATF status is reserved for sites that are compliant with the Environmental Permitting and End of Life Vehicle regulations. This includes being in compliance with your permit conditions.

You are not currently in compliance with your permit. In order to become compliant you must:

- De-pollute or remove to a suitably permitted facility all end-of-life vehicles that you currently have on hardstanding.
- Repair the bund on your de-pollution pad.
- Submit your Environmental Management System.

Once you have demonstrated full compliance with your permit, Officers will be happy to discuss what you need in place to become a registered ATF.

**Fires**

Please remember that your standard rules permit does not allow the burning of wastes, either in the open, inside buildings or in any form of incinerator. You should know that the disposal of waste by burning is a criminal offence under section 33(1)(c) of the Environmental Protection Act 1990.

Additionally the type of materials you have on site pose a great fire risk when stored in an area that may be used for burning.

Please ensure that you have no fires on site under any circumstances. A small wood burner inside your office for the burning of untreated virgin wood that is bought for the purpose of burning in a wood burner may be appropriate, however this would need to be discussed with Officers before installed.

Thank you for your time on site.

Please get in touch if you have any questions.

Kind regards,  
Kimberley MacPherson  
Environment Officer