



Our ref: GDH/Regulation 37 Notice

Your ref:

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Mr. David Neal,
Atlantic Recycling Ltd,
Newton Road,
Rumney,
Cardiff,
CF3 2EJ

Date: 12th January 2016

Dear Mr. Neal,

Regulation 37 Notice--response to proposal

We are writing in response to your email dated 8th January 2016. Thank you for submitting your 'Waste reduction plan 2016' detailing the proposed waste removal from Atlantic Recycling Limited. We acknowledge that your email and the submitted plan was accompanied with the request to consider a withdrawal of the Regulation 37 notice served on the 17th December 2015.

Unfortunately, at this time Natural Resources Wales is unable to withdraw the Regulation 37 Notice for the following reasons:

1. The risks identified within the Regulation 37 Notice have not altered.
 - 1.1 Natural Resources Wales has seen little movement of waste off site since the Notice was served on 17th December 2015. Over the Christmas and New Year period Atlantic Recycling Limited only managed to remove approximately 3,000 tonnes of waste from site. It has also been confirmed that the waste removed across this period was waste that was less than 6 months old and therefore fell outside the requirements of the notice, therefore not removing any of the risks identified within the Regulation 37 Notice.
 - 1.2 Natural Resources Wales have no confidence that the figures produced within your 'Waste reduction plan 2016' can be achieved. Without any contracts of where and how much of the waste will be

removed, NRW have no confidence based on past site history that waste removal from site will occur. The only contract that is currently in place that NRW are aware of is for the removal of approximately 200 tonnes per day to the Viridor site in Cardiff. Across a 7 day week this totals to less than half of the weekly total committed to within the reduction plan submitted.

At the meeting held on the 6th January 2016 you informed us that Viridor has stopped inputs from Atlantic Recycling Limited due to the service of the Regulation 37 Notice. Viridor has informed NRW that this is not the case and that it is due to their commitment to local authority contracts that they have temporarily limited or ceased all third party contracts. At this time of the year the local authority wastes are sufficient to keep the plant operational and that when the levels reduce, waste from third party companies, including Atlantic Recycling Limited, will be accepted at the usual rates.

The risks identified in the Regulation 37 Notice need to be addressed before the Notice can be withdrawn. If Atlantic Recycling Limited can remove large volumes of waste from the site, reducing the risk to the environment and can provide contracts that provide sufficient evidence that continued waste removal from site will occur, NRW may reconsider its position. However, at present and without the above commitments the Regulation 37 Notice remains in place.

If you have any questions, please do not hesitate to ask.

Yours faithfully,



Caroline Drayton

Industry & Waste Regulation Team Leader – Rhymney & Ebbw

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Our Natural Resources Wales complaints procedure is available on our web-site.