



**Cyfoeth
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Natural
Resources
Wales**

Statutory Notice

**Environmental Permitting
(England and Wales) Regulations 2010
Regulation 36**

ENFORCEMENT NOTICE TO TAKE SPECIFIED STEPS IN RELATION TO A BREACH/ANTICIPATED BREACH OF PERMIT CONDITION(S)

**To: South Wales Wood Recycling Limited
Old Post Office
Curwen Terrace
North Cornelly
Bridgend
CF33 4AW**

**Environmental permit: EPR/QB3093HE
Regulated facility: Alexandra Docks, East Way, Road Newport, NP20 2NP**

Natural Resources Wales considers that the following condition of the environmental permit is being contravened:

Condition 1.1.1 the operator shall manage and operate the activities:

(a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints.

The South Wales Wood Recycling management system document called '**EMS - Process Description, Management, and Controls**' specifically states;

"the maximum storage capacity of stockpiled recovered chipped wood in area B4 and B5 pending collection is 7500 tonnes. The wood will be stored in up to two main stacks, neither of which will exceed half of the maximum storage capacity on the site."

Because the activities are not being carried out in compliance with the permit condition. The recovered chipped wood waste is stockpiled in one single waste mass in excess of the maximum storage capacity of 7,500 tonnes.

You are required to take the steps set out in Schedule 1 by the date specified in order to reduce stored wastes to within the limits specified within the permit. Milestones have been provided within Schedule 1 to assist with compliance.

Date:

18/11/2015

Signed:

A. Lach

Ashely Lansdown

Team Leader

Industry and Waste Regulation Team Leader

Natural Resources Wales

Hadnock Road

Monmouth

NP25 3NQ

Please see over for notes.

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Notes:

General

1. Failure to comply with this notice is an offence under Regulation 38(3) of the Environmental Permitting (England and Wales) Regulations 2010 and may result in legal action being taken against you.
2. Without prejudice to the requirements of this notice, failure to comply with a condition of an environmental permit is an offence and may result in legal action being taken against you.
3. You may wish to seek independent legal advice.

Appeal provisions

You are entitled to appeal against this notice under Regulation 31(2)(f) of the Environmental Permitting (England and Wales) Regulations 2010. Notice of appeal must be made within two months of the date of this notice. An appeal does not affect the requirements of this notice.

You must send written notice of the appeal and the documents listed below to:

The Planning Inspectorate
Crown Building
Cathays Park
CARDIFF
CF10 3NQ

Tel: 029 2082 3866

Email: wales@pins.gsi.gov.uk

Website: <http://www.planningportal.gov.uk/planning/appeals>

At the same time you must send a copy of the appeal notice and documents to Natural Resources Wales.

The required documents are:

- A statement of the grounds of appeal
- A copy of any relevant application
- A copy of any relevant environmental permit
- A copy of any relevant correspondence between the appellant and the regulator
- A copy of any decision or notice which is the subject matter of the appeal
- A statement indicating whether you wish the appeal to be in the form of a hearing or dealt with by way of written representations.

You may withdraw an appeal by notifying The Planning Inspectorate in writing and sending a copy of that notification to Natural Resources Wales. Further information about making an appeal and the forms that you will need are available from The Planning Inspectorate detailed above.

Legislation note

In this document "Natural Resources Wales" means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) Order 2012. On 01 April 2013 the Natural Resources Body for Wales (Functions) Order 2013 transferred the relevant functions of the Countryside Council for Wales, and functions of the Environment Agency and the Forestry Commission in Wales to the Natural Resources Body for Wales.

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SCHEDULE 1 STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
1.1.1	Reduce the amount of recovered chipped wood wastes onsite to bring it within the maximum storage capacity of 7,500. As specified in the document South Wales Wood Recycling Ltd, EMS - Process Description, Management, and Controls.	1 st March 2015
	*Milestone	
1.1.1	All of the recovered chipped wood wastes to be stored in stockpiles no greater than half the maximum storage capacity of 3,750 tonnes.	31 st January 2015