

Compliance Assessment Report

Report ID:
CAR_NRW0034179

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

Site	COG MOORS STW CDIFF RD DINAS POWYS	Permit Ref	AN0280002			
Operator/Permit holder	DWR CYMRU CYFYNGEDIG					
Regime	WaterQuality					
Date of assessment	07/11/2018	Time in	10:00	Out	12:00	
Assessment type	Audit					
Parts of the permit assessed	2a b c & d, 3, 5, 6a b & c, 8, 16a & 18					
Lead officer's name	Goddard, Hannah					
Accompanied by	Peppicelli, Claudia					
Recipient's name/position	Mark Mason/ Operational Supervisor Cogmoors and Coastal area	Date issued	28/02/2019			

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
B5 - Infrastructure - Plant and equipment	X	
	C4	3. Appropriately labelled sample points
	X	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	X	
G3 - Monitoring and Records, Maintenance and Reporting - Maintenance records	X	

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
------------------------------------	----------	---	------------

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

Visit report/ comments

Routine OSM audit completed by H GODDARD. Accompanied by C PEPPICELLI. Weather was cloudy with intermittent showers. Met with M MASON and C EDWARDS.

Conditions

Condition 2. Location

a. Consent Plan titled Lavernock Sea Outfall, drawing 1F304/S7 confirms pipe is approx 1.2km long, has a 1800mm diameter and terminates with a diffuser section. Other details not evidenced therefore not included as part of audit. Please provide plans showing remaining details of the diffuser.

b. c. & d. Drawing 1F304/S7 also confirms these points to be true

Condition 3. Sample Point

Sample points 6 (following UV treatment) and 1 (discharge outside of the bathing season) need to be labelled correctly and at the correct grid references. Access to both points, though unlabelled, is maintained.

Condition 5. Volume

Capacity of each of the 10 storm tanks is 1700m³. Dimensions of each tank in the total structure are 49m long x 9.8m wide and 4.4m deep. This provides 17000 cubic meters capacity which is above the required 16450 cubic meters.

Condition 6. Composition

a. Screening device having apertures no greater than 6mm in two dimensions. 6mm in only one dimension was noted. Drawings required to check this.

b. Please supply copy of maintenance log for screening device

c. Please supply 12 months of consignment notes for screenings

Condition 8. Works Operation

All trade applications for Vale sent to me by Heather Pepper on 05.02.2019. No cause for concern.

Condition 16. Telemetry

24-hour manned station is located within the smarthub based in Cardiff. The telemetry alarm system would provide the necessary warnings.

Condition 18. Power

Full stand-by power generation facilities provided and maintained.

Please note conditions 11 & 14 covered in UV review compliance form CAR_NRW0034291

Contact details

If you have any queries regarding this CAR form or would like to provide an update on any action, please contact me using the following details:

Hannah Goddard, Hannah.Goddard@naturalresourceswales.gov.uk, 0300 065 3211

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0034179**

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

Site	COG MOORS STW CDIFF RD DINAS POWYS	Permit Ref	AN0280002
Operator/Permit holder	DWR CYMRU CYFYNGEDIG	Date	07/11/2018

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			
G2	X	Please provide consignment notes for screenings removed from site (from Jan 2018-Feb 2019)	28/03/2019
G3	X	Please provide maintenance log for screening device	28/03/2019
B5	X	Please provide drawing of screening device so that I may confirm aperture size	28/03/2019
B5	C4	Please label appropriate locations for sample points 6 & 1 (post UV treatment and no UV treatment respectively).	28/03/2019
B5	X	Provide plans of diffuser as described in Condition 2a	28/03/2019

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.