

Compliance Assessment Report

Report ID:
CAR_NRW0035107

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

Site	LLANTWIT MAJOR WWTW (STW) WICK ROAD	Permit Ref	BW5103201			
Operator/Permit holder	DWR CYMRU CYFYNGEDIG					
Regime	WaterQuality					
Date of assessment	01/05/2019	Time in	N/A	Out	N/A	
Assessment type	Check Monitoring/Sampling					
Parts of the permit assessed	9 (a) & (b), 10(b)					
Lead officer's name	Goddard, Hannah					
Accompanied by						
Recipient's name/position	Ruth Anthony/ Operations Supervisor	Date issued	10/06/2019			

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
E3 - Emissions - Surface water	C3	10. The discharge shall not contain more than (b) 250 mg/l of suspended solids (measured after drying at 105C)
G1 - Monitoring and Records, Maintenance and Reporting - Monitoring of emissions and environment	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)	4
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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

Re-issued to include Warning and C3 result for the failure

2nd LuT Exceedance Notification for Llantwit Major WWTW

Date of Notification	18/03/2019
Water Company Name	Dwr Cymru
Self Monitoring Regime	OSM
Type of Notification	Sample Failure
Discharge	Llantwit Major WWTW (BW5103201)
Sample Point Number	71763
Date of Sample	12/03/2019 @15:02pm
Determinand	Suspended Solids
Result	562 mg/l
Consent	60 (LuT) / 250 (UT) mg/l
Comments	Sample results checked with the lab and confirmed LuT Exceedance

The Suspended Solids reading is the second exceedance in a series of samples taken in any period of 12 consecutive months as specified in condition 9(b). Annex 1 permits 2 samples exceeding 60 mg/l within 8-16 samples taken in any period of 12 months.

Please be aware 1 more exceedance over the next 12 months would constitute a breach of condition 9(b).

UT Failure Notification for Llantwit Major WWTW

Condition 10(b) states the discharge shall not contain more than 250 mg/l of Suspended Solids. With a result of 562 mg/l this is more than double the upper tier limit.

Please investigate this high result and the high result in Feb and provide a

Increased sampling frequency

In the 2009 OSM Modification Notice OSM1 condition states the consent holder shall undertake a monitoring programme as per the frequencies specified in Annex OSM 1 to the permit.

The Annex for Sanitary Determinands states a Normal frequency of 24 samples per year.

Llantwit Major WWTW has been following a Reduced sampling frequency of 12 samples following 12 consecutive months of numeric consent compliance.

Now that there has been a consent failure, please return to Normal frequency as soon as reasonably practicable.

Scheduled frequency of samples to increase from 12 to 24.

Actions required

- Investigate x2 high results in Feb & Mar 2019 and submit any findings via e-mail.
- Scheduled frequency of samples to increase from 12 to 24 as soon as reasonably practicable.

Contact details:

If you have any queries regarding this Compliance Assessment Report (CAR) form please contact me using the following details:

Hannah Goddard, Environment Officer, hannah.goddard@naturalresourceswales.gov.uk, 0300 065 3211

EPR Compliance Assessment Report

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CAR_NRW0035107**

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Operator/Permit holder	DWR CYMRU CYFYNGEDIG	Date	01/05/2019

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.

In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.

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			
G1	X	Scheduled frequency of samples to increase from 12 to 24 as soon as reasonably practicable.	07/06/2019
E3	C3	Investigate x2 high results in Feb & Mar 2019 and submit findings via e-mail.	07/06/2019

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.