

## Compliance Assessment Report CAR\_NRW0040176

**Permit being assessed:** BX7282IS.

For: Magor Brewery EPR/BX7282IS, held by AB InBev UK Ltd

At: The Brewery Wilcrick , Caldicot, Monmouthshire, NP26 3RA.

**Type of assessment carried out:** Site Inspection, Reason: Routine.

On 25/07/2022 between 09:45 and 13:00.

Parts of permit assessed: A1

**NRW Lead Officer:** Ian James.

**Report sent to:** Kyle Morgan, Environment, Health and Safety Manager on 26/07/2022.

### 1. Summary of our findings (full details in section 4)

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
A1 - Specified by permit	Assessed (A)	

Result types are explained in more detail in the 'Important Information' section below.

Total number of non-compliances recorded	Total non-compliance score
0	0

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

### 2. What action is required?

No action required.

### 3. What will happen next?

Any non-compliance we have identified and recorded on this form is an offence. It can result in criminal prosecution and/or suspension or revocation of your permit.

**At this time, we do not intend to take any further action.**

This statement does not stop us from taking additional enforcement action if further relevant information comes to light or offences continue.

### 4. Details of our assessment

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**Compliance: No breaches identified during the visit.**

## Introduction

On the 25<sup>th</sup> July 2022 your site was inspected by officer Ian JAMES (IJ). This was arranged as a routine compliance visit to understand the progress of site expansion plans and to discuss the requirements of Improvement Conditions associated with V008 of your permit.

The site holds the following permit;

**BX7282IS Version V008.** The V008 variation is an NRW initiated version which arises from the publication of the revised BAT Reference Document (BRef) for the Food, Drink and Milk Industries.

The permit regulates Section 1.1 B(a)(i), Section 5.4 A(1)(a)(i) and Section 6.8 A(1)(d)(ii) activities plus Directly Associated Activities under the Environmental Permitting Regulations.

The visit was hosted by Kyle MORGAN (Environment, Health and Safety Manager) (KM) and Harriet FOWLER (Environment, Health and Safety Co-ordinator) (HF).

An agenda was provided in advance and the visit consisted of office discussions, a brief overview of the ongoing site expansion area and conclusions on return to the office.

## Discussion

KM started by saying that the department had recruited a full-time permanent position who would be starting in the next week or so. This additional resource would allow ABI to advance environment improvements more readily than the current resourcing allows. This is welcomed by the Regulator.

KM then updated on plans for the Perfect Draft project, this is now looking likely to be online around Q1 2023. Construction is still at the foundation level at present. Part of this had required the connection to the wind turbine to be taken out of action for a period unfortunately. The final operating processes for the Perfect Draft are still to be determined but there will likely be additional waste generated by the removal of the 'bag' and associated plastics within the aluminium keg.

It was also stated that planned improvements to the offsite ETP have been postponed for a variety of reasons. The current capacity is sufficient to manage the demand and will be increased inline with production ramping up. The CHP at the ETP had been running well and they are looking to replace this with a bigger unit soon.

The replacement of the effluent pipe, from site to ETP, is believed to still be on track. IJ for NRW asked for confirmation of this as it was previously raised as a risk. **ACTION 1:** KM to report back with a status update on the pipe renewal. **Due: 25<sup>th</sup> Aug 2022**

KM also gave an update on the Hydrogen project, saying this had slipped a little but still on track for 23/24, with decisions to be made on where on-site vehicles would be filled (on site or at the off site supplier) and then to continue to look at the availability of Hydrogen boilers for the Operations on site.

CO2 supply when needed is a financial pressure given the situation with the UK market, with costs around 10x pre-pandemic levels.

Discussion was had and references to guidance documents given to enable KM/HP to make the assessments required for IC19 in permit V008. It was mentioned that the calculations are for the theoretical maximum capacity of the site production of product as it stands rather than the current output. **ACTION 2:** KM to

produce the required information for IC19 as per the timelines given.

**Site inspection**

A view of the Perfect Draft construction site was made from the internal bridge. It was explained that multiple concrete pads had been installed for the construction and other levelling works were ongoing. Materials excavated were being reused on-site.

**Round-up**

IJ summarised that no observable breaches were seen and that the actions are to report back on plans for the effluent pipe renewal and to complete the IC19 requirements.

With thanks.

If you have any questions regarding this Compliance Assessment Report (CAR) form, please contact Ian James on 03000 654203 or via email on [ian.james@naturalresourceswales.gov.uk](mailto:ian.james@naturalresourceswales.gov.uk)

**In this document 'Natural Resources Wales' means the Natural Resource Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) Order 2012.**

If you have any queries about this report, or to discuss completion of any actions, please contact the NRW Officer named above.

## Important information

### Legal status of this report

Your permit is issued to you under the Environmental Permitting Regulations. You have a responsibility to comply with the conditions of your permit and prevent pollution/harm of the environment. You must also ensure that you comply with any other relevant legislation that may apply to your site's operations.

This report explains the findings of our assessment and any action you are required to take. We categorise non-compliance using our guidance for assessing non-compliance at regulated sites.

When we find potential non-compliance/s we will normally give you advice on how to maintain compliance.

To correct non-compliance, we may:

- require you to take specific actions
- issue a notice
- review the conditions of your permit.

Any advice and guidance we give will be without prejudice to any other enforcement response that we consider may be required.

### Assessment results and non-compliance categories (used in section 1):

Assessment result	Description
Assessed (A)	Assessed or assessed in part, no evidence of non-compliance found
Action only (X)	Action only relating to the activity assessment
Ongoing (O)	Ongoing non-compliance, not scored

Non-compliance category	Description	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

### How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

### **What are suspended scores?**

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

**Full list of Industry and Waste action criteria (used in section 1 and 2):**

#### **A: Permitted activities**

- A1 Specified by permit

#### **B: Infrastructure**

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

#### **C: General management**

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

#### **D: Incident management**

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

#### **E: Emissions**

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

#### **F: Amenity**

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

#### **G: Monitoring and records, maintenance and reporting**

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

#### **H: Resources efficiency**

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

### **Enforcement response**

Any permit condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution, serving a notice on you and/or suspension or revocation of your permit. See our Enforcement and Sanctions Guidance for further information.

### **Data protection notice**

You should make sure that anyone named in this report knows that the information it contains will be processed by Natural Resources Wales to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s).

We may also use and/or disclose the report in connection with:

- offering or providing you with our literature or services relating to environmental matters
- consulting with the public, public bodies and other organisations (e.g. 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 our service
- Freedom of Information Act or Environmental Information Regulations requests.

We may also pass it on to our agents or representatives to do these things on our behalf.

### **Disclosure of information – this report will be available to view on-line**

If you think this report contains commercially confidential information that should not be placed on our public register, you must contact your local Natural Resources Wales office within **fifteen working days** of receiving this report, using the contact details in the accompanying email or letter. You must give a full explanation of why it should not be added to our public register, including specifying which information is commercially confidential. We will assess your request and respond to you within 20 working days to let you know if we agree to your request.

### **What do I do if I disagree with the report or have a complaint?**

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email [enquiries@naturalresourceswales.gov.uk](mailto:enquiries@naturalresourceswales.gov.uk) for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at [ask@ombudsman.wales](mailto:ask@ombudsman.wales)

### **Welsh Language Standards**

We are committed to establishing Natural Resources Wales as a naturally bilingual organisation. We will provide compliance reports in your preferred language.