

Notice of variation and consolidation with introductory note

The Environmental Permitting (England & Wales) Regulations 2016

Dŵr Cymru Cyfyngedig

Merllyn Lane Bagillt
Bagillt

Variation application number
CG0359701/V002

Permit number
CG0359701

Merllyn Lane Bagillt

Permit Number CG0359701

Introductory note

This introductory note does not form a part of the permit

The following notice gives notice of the variation and consolidation of an environmental permit.

The permit has been varied to include event duration monitoring as part of the AMP environmental improvement programme.

The schedules specify the changes made to the permit.

The status log of the permit sets out the permitting history, including any changes to the permit reference number. It is not backdated before 6 April 2010 and for purposes of administrative consistency across EPR regimes, no version 001 has been issued for this permit.

| Status Log of the permit | | |
|-------------------------------|------------|---|
| Detail | Date | Comments |
| Application determined | 21/07/1994 | |
| Regulator initiated variation | Duly Made | AMP programme |
| Application CG0359701/V002 | 25/10/2016 | EDM variation. |
| Variation Issued CG0359701 | 30/10/2017 | Varied permit issued to Dwr Cymru Cyfyngedig. |

End of Introductory Note

Notice of variation and consolidation

The Environmental Permitting (England and Wales) Regulations 2016

The Natural Resources Body for Wales ("Natural Resources Wales") in exercise of its powers under regulation 20 of the Environmental Permitting (England and Wales) Regulations 2016 varies and consolidates

permit number
CG0359701

issued to:
Dŵr Cymru Cyfyngedig ("the operator")

whose registered office is

Pentwyn Road
Nelson
Treharris
Mid Glamorgan
CF46 6LY

company registration number **02366777**

to operate a water discharge activity at

Merllyn Lane Bagillt
Bagillt

to the extent set out in the schedules.

The notice shall take effect from 30/10/2017

Name

Date

Emily Roe



30/10/2017

Authorised on behalf of Natural Resources Wales

Schedule 1

All the conditions have been varied as a result of a regulator initiated variation.

Schedule 2 – consolidated permit

Consolidated permit issued as a separate document.

Permit

The Environmental Permitting (England and Wales) Regulations 2016

Permit number

CG0359701

This is the consolidated permit referred to in the variation and consolidation notice for application CG0359701/V002 authorising,

Dŵr Cymru Cyfyngedig (“the operator”),

whose registered office is

Pentwyn Road

Nelson

Treharris

Mid Glamorgan

CF46 6LY

company registration number **02366777**

to operate a water discharge activity at

Merllyn Lane Bagillt

Bagillt

to the extent authorised by and subject to the conditions of this permit.

Name

Date

Emily Roe



30/10/2017

Authorised on behalf of Natural Resources Wales

Conditions

1 Management

1.1 General management

1.1.1 The operator shall manage and operate the activity:

- (a) in accordance with a written management system that identifies and minimises risks of pollution so far as is reasonably practicable, including those risks arising from operations, maintenance, accidents, incidents, non-conformances and those drawn to the attention of the operator as a result of complaints; and
- (b) using sufficient competent persons and resources.

1.1.2 Records demonstrating compliance with condition 1.1.1 shall be maintained.

1.1.3 Any person having duties that are or may be affected by the matters set out in this permit shall have convenient access to a copy of the permit.

2 Operations

2.1 Permitted activities

2.1.1 The only activity authorised by the permit is the activity specified in schedule 1 table S1.1.

2.2 The site

2.2.1 The discharge activity shall take place at the discharge point marked on the site plan at schedule 7 to this permit, and as listed in table S3.2;

2.3 Operating techniques

2.3.1 For the discharge(s) specified in table S3.3:

- (a) The discharge shall only occur when and only for as long as either:
 - (i) the flow passed forward is equal to or greater than the overflow setting indicated due to rainfall and/or snow melt or
 - (ii) the hydraulic capacity of the sewer network downstream of the combined sewer overflow is reached due to rainfall and/or snow melt and the level of storm sewage in the sewer at the combined sewer overflow is greater than the weir level of the overflow structure which is specified as an overflow setting in table S3.3.

The capacity of the sewer network downstream of the combined sewer overflow shall not be altered in any way which would lead to a significant increase in the frequency or volume of the discharge.

- (b) Storm storage must be fully utilised before a discharge occurs. It shall only fill when the flow passed forward is equal to or greater than the overflow setting indicated due to rainfall and/or snow melt and shall be emptied and its contents returned to the continuation flow as soon as reasonably practicable. The minimum off-line storm storage required is specified in table S3.3.

- 2.3.2 Where the discharge results in unsatisfactory solid matter being visible in the receiving waters or on the banks or shoreline, in the vicinity of the outfall, the operator shall take all reasonable steps to collect and remove such matter as soon as reasonably practicable.

2.4 Improvement programme

- 2.4.1 The operator shall complete the improvements specified in schedule 1 table S1.3 by the date specified in that table unless otherwise agreed in writing by Natural Resources Wales.
- 2.4.2 Except in the case of an improvement which consists only of a submission to Natural Resources Wales, the operator shall notify Natural Resources Wales within 14 days of completion of each improvement.

3 Emissions and monitoring

3.1 Monitoring

- 3.1.1 The operator shall, unless otherwise agreed in writing by Natural Resources Wales, undertake the monitoring specified in the following tables in schedule 3 to this permit:
 - (a) point source emissions specified in tables S3.1 and S3.4;
- 3.1.2 The operator shall maintain records of all monitoring required by this permit.
- 3.1.3 (An) Accessible monitoring point(s) shall be provided and maintained to enable the emissions monitoring programme [and the environmental or other monitoring] to be carried out at the monitoring point(s) specified in table [S3.4] of schedule 3 and shown marked on the site plan(s) in schedule 7.
- 3.1.4 The Operator shall take appropriate measures to ensure that the event recorder remains fully operational at all times within the reference period specified in table S3.1. Any failures shall be remedied as soon as reasonably practicable.

4 Information

4.1 Records

- 4.1.1 All records required to be made by schedule 3, 4 and 5 to this permit shall:
 - (a) be legible;
 - (b) be made as soon as reasonably practicable;
 - (c) if amended, be amended in such a way that the original and any subsequent amendments remain legible, or are capable of retrieval; and

- (d) be retained, unless otherwise agreed in writing by Natural Resources Wales, for at least 10 years from the date when the records were made.

4.1.2 The operator shall maintain convenient access, in either electronic or hard copy, to the records, plan and management system required to be maintained by this permit.

4.2 Reporting

4.2.1 The operator shall send all reports and notifications required by the permit to Natural Resources Wales using the contact details supplied in writing by Natural Resources Wales.

4.2.2 Within the time period after the end of the reporting period specified in schedule 4 table S4.1 the operator shall, unless otherwise agreed in writing by Natural Resources Wales, submit reports of the monitoring and assessment carried out in accordance with the conditions of this permit, as follows:

- (a) in respect of the parameters and monitoring points specified in schedule 4 table S4.1;
- (b) [for the reporting periods specified in schedule 4 table S4.1 and] using the forms specified in schedule 4 table S4.2; and
- (c) giving the information from such results and assessments as may be required by the forms specified in those tables.

4.3 Notifications

4.3.1 Natural Resources Wales shall be notified as soon as reasonably practicable following detection, within the site of the regulated facility of any malfunction, breakdown or failure of equipment or techniques, accident, or emission of a substance not controlled by an emission limit which has caused, is causing or may cause significant pollution. Any other significant adverse environmental effects, which may have been caused by the activity, shall also be notified to Natural Resources Wales as soon as reasonably practicable following detection.

4.3.2 The information provided under condition 4.3.1 shall be supported by sending the information listed in schedule 5 to this permit within the time period specified in that schedule.

4.3.3 Natural Resources Wales shall be notified within 14 days of the occurrence of the following matters, except where such disclosure is prohibited by Stock Exchange rules:

Where the operator is a registered company:

- (a) any change in the operator's trading name, registered name or registered office address; and
- (b) any steps taken with a view to the operator going into administration, entering into a company voluntary arrangement or being wound up.

Where the operator is a corporate body other than a registered company:

- (a) any change in the operator's name or address; and
- (b) any steps taken with a view to the dissolution of the operator.

4.4 Interpretation

4.4.1 In this permit the expressions listed in schedule 6 shall have the meaning given in that schedule.

- 4.4.2 In this permit references to reports and notifications mean written reports and notifications, except where reference is made to notification being made “as soon as reasonably practicable”, in which case it may be provided by telephone.

Schedule 1 – Operations

| Table S1.1 Activities | |
|--|------------------------------|
| Description of activity | Limits of specified activity |
| Discharge of storm sewage via Outlet 1 | N/A |

| Table S1.3 Improvement programme requirements | | |
|---|---|--|
| Reference | Requirement | Date |
| Discharge of storm sewage via outlet 1 | <p>The operator shall provide the following in writing within 5 years from the date of issue in line with the EDM performance report.</p> <ul style="list-style-type: none"> • Weir setting and basis of calculation. • Storage provision and whether on or offline if relevant • Details of any screening, telemetry or monitoring eg pff/fft, discharge to environment, powered screen failure | Within 5 years from the date of issue. |

Schedule 2 - Waste types, raw materials and fuels

Wastes are not accepted as part of the permitted activities and there are no restrictions on raw materials or fuels under this schedule.

Schedule 3 – Emissions and monitoring

| Table S3.1 Point Source emissions to water (other than sewer) – emission limits and monitoring requirements | | | | | | |
|---|-----------------------------------|------------------------|--|--------------------------|-----------------------------|----------------------|
| Effluent(s) and discharge point(s) | Parameter | Limit (including unit) | Reference Period | Limit of effective range | Monitoring frequency | Compliance Statistic |
| Discharge of Storm Sewage | Discharge start and end times | N/A | N/A | N/A | Whenever a discharge occurs | N/A |
| | Block counted spills | N/A | 1st January to 31 st December inclusive | N/A | 15 minutes | N/A |
| | Event recorder status operational | N/A | N/A | N/A | 15 minutes | N/A |

| Table S3.2 Discharge points | | | |
|-----------------------------|-----------------|---------------------|-----------------------------|
| Effluent Name | Discharge Point | Discharge point NGR | Receiving water/Environment |
| Storm Sewage | Outlet 1 | SJ 22020 75002 | Unnamed watercourse |

| Table S3.3 Storm sewage discharge settings | | | |
|--|--------------------------|---|--|
| Emission | Description of discharge | Overflow setting l/s | Storm tank/storage capacity m ³ |
| Storm Sewage | Storm sewage | Not lower than the overflow setting on the date this permit was authorised. | Not less than the volume available on the date this permit was authorised. |

| Table S3.4 Monitoring points | | | |
|------------------------------------|----------------------------------|----------------------|----------------------------------|
| Effluent(s) and discharge point(s) | Monitoring type | Monitoring point NGR | Monitoring point reference |
| Storm Sewage from Outlet 1 | Effluent monitoring Storm Sewage | SJ2202375001 | Effluent monitoring Storm Sewage |
| Storm Sewage from Outlet 1 | EDM Storm Sewage | SJ2202375001 | EDM Storm Sewage |

Schedule 4 – Reporting

Parameters, for which reports shall be made, in accordance with conditions of this permit, are listed below.

| Table S4.1 Reporting of monitoring data | | | |
|--|-----------------------------------|--|---|
| Parameter | Monitoring point reference | Reporting period | Period begins |
| CSO performance, including total number of block counted spills. | EDM Storm Sewage | Annually | 1 st January |
| Duration of total spills | | Report to be submitted within 2 months | |
| Event recorder status operational | | | |
| Storm sewage discharge start and end times | | Reports to be provided to Natural Resources Wales upon request | As specified by Natural Resources Wales |

| Table S4.2 Reporting forms | |
|---|--|
| Parameter | Reporting format |
| Combined sewer overflow performance including number and duration of block counted spills | [Annual and/or bathing water summary report] or other form as agreed in writing by Natural Resources Wales |
| Storm sewage discharge start and end times | Form as agreed in writing by Natural Resources Wales |
| Event recorder status | [Annual and/or bathing water summary report] or other form as agreed in writing by Natural Resources Wales Percentage of time in the recording period that event duration monitoring equipment is operational |
| Investigation into the operation of the overflow | Electronic format as agreed in writing by Natural Resources Wales. |

Schedule 5 - Notification

These pages outline the information that the operator must provide.

Units of measurement used in information supplied under Part A and B requirements shall be appropriate to the circumstances of the emission. Where appropriate, a comparison should be made of actual emissions and authorised emission limits.

If any information is considered commercially confidential, it should be separated from non-confidential information, supplied on a separate sheet and accompanied by an application for commercial confidentiality under the provisions of the EP Regulations.

Part A

| | |
|--------------------------------|--|
| Permit Number | |
| Name of operator | |
| Location of Facility | |
| Time and date of the detection | |

| |
|---|
| (a) Notification requirements for any malfunction, breakdown or failure of equipment or techniques, accident, or emission of a substance not controlled by an emission limit which has caused, is causing or may cause significant pollution |
|---|

| | |
|---|--|
| To be notified within 7 days of detection unless otherwise agreed in writing by Natural Resources Wales | |
|---|--|

| | |
|---|--|
| Date and time of the event | |
| Reference or description of the location of the event | |
| Description of where any release into the environment took place | |
| Substances(s) potentially released / type or nature of sewage released | |
| Best estimate of the quantity or rate of release of substances and / or duration of discharge | |
| Measures taken, or intended to be taken, to stop any emission | |
| Description of the failure or accident. | |
| Best estimate of the environmental impact of the discharge | |

Part B - to be submitted as soon as practicable unless otherwise agreed in writing by Natural Resources Wales

| | |
|--|--|
| Any more accurate information on the matters for notification under Part A. | |
| Measures taken, or intended to be taken, to prevent a recurrence of the incident / breach / exceedance | |
| Measures taken, or intended to be taken, to rectify, limit or prevent any pollution of the environment which has been or may be caused by the emission | |

| | |
|------------------|--|
| Name* | |
| Post | |
| Signature | |
| Date | |

* authorised to sign on behalf of

Schedule 6 - Interpretation

“accident” means an accident that may result in pollution.

“annually” means once every year.

“application” means the application for this permit, together with any additional information supplied by the operator as part of the application and any response to a notice served under Schedule 5 to the EP Regulations.

“block counted spill” one or more overflow events within a period of 12 hours or less will be considered to be one spill, one or more overflow events extending over a period of greater than 12 hours up to 36 hours will be considered to be 2 spills. Each subsequent 24 hour duration counts as 1 additional spill and the whole of the 24 hour block is included.

“event recorder” a recorder which records the start time and end time of individual overflow events

“emissions of substances not controlled by emission limits” means emissions of substances to air, water or land from the permitted activities, which are not controlled by an emission limit.

“EP Regulations” means The Environmental Permitting (England and Wales) Regulations SI 2016 No1154 and words and expressions used in this permit which are also used in the Regulations have the same meanings as in those Regulations.

“minimum screen capacity flow” means the minimum flow passed through the screens to the outfall when the screen bypass operates.

“monitoring frequency” as used in Table S3.1 in the context of event duration monitoring is the temporal interval at which a change in state between no discharge and discharge is to be detected.

“Natural Resources Wales” means the Natural Resources Body for Wales established by article 3 of the Natural Resources Body for Wales (Establishment) Order 2012. 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.

“overflow” for the purposes of schedule 7, overflow means the weir or orifice or other control which directs excess flow away from the continuation sewer when the flow exceeds the overflow setting due to rainfall and/or snowmelt.

“Overflow setting” means the minimum flow passed forward to the continuation flow/sewer when the overflow operates.

“overflow event” any individual operation, of any duration, of the event recorder or any recorded discharge of sewage from the outfall

“quarter” means a calendar year quarter commencing on 1 January, 1 April, 1 July or 1 October.

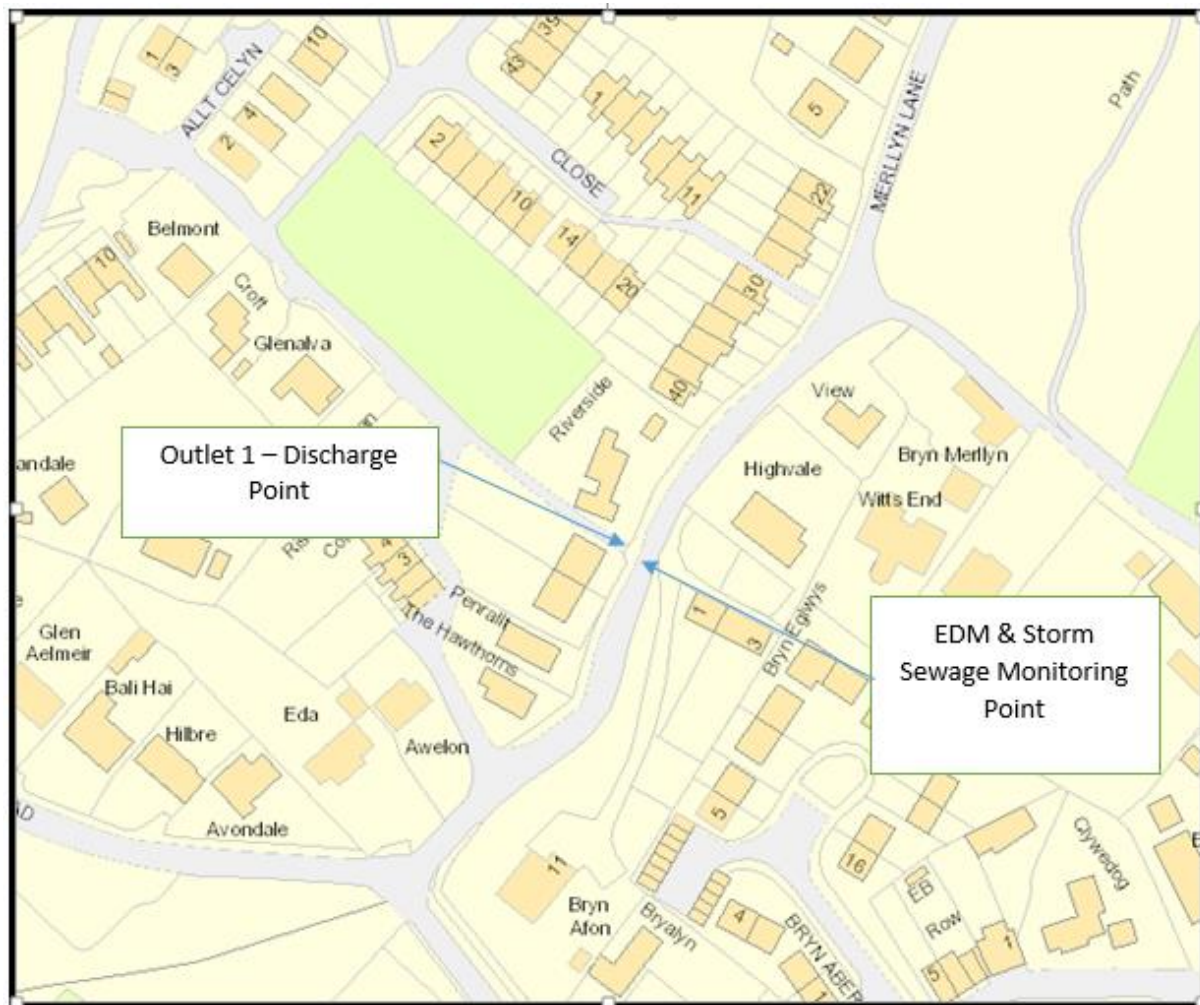
“Significant pollution” means a high level impact incident as indicated by NRW incident classification system.

“significant spill” any spill that has not been demonstrated to have been, or measured as being, less than 50m³ in volume.

“year” means calendar year ending 31 December.

“Formula A” is defined as $(PG+I+E) + 1360P + 2E$ litres/day. Where P = population served, G = water consumption per head per day (litres/head/day) I = infiltration (litres/day) E = trade effluent flow to sewer (litres/day)

Schedule 7 – Site plan



© Crown Copyright and database right 2017. Ordnance Survey licence number 100019741.

END OF PERMIT