

## Compliance Assessment Report CAR\_NRW0042355

**Permit being assessed:** CM0021701

**For:** PONTFADOG STW, held by DWR CYMRU CYFYNGEDIG

**At:** ,, ,.

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

On 24/08/2023, between 10:00 and 10:30.

Parts of permit assessed: All

**NRW Lead Officer:** Sally Sheehan, accompanied by: Amy Chisnell.

**Report sent to:** CARS Mailbox, CARS Mailbox, on 04/10/2023.

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

| Part of permitted activity assessed (criteria)        | Assessment result | Permit condition |
|-------------------------------------------------------|-------------------|------------------|
| WQ-D1 - Information - Records                         | Action only (X)   |                  |
| WQ-C1 - Emissions and monitoring - Emissions to water | Action only (X)   |                  |

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

### 2. What action is required?

| Criteria | Action needed                                                                                   | Complete by |
|----------|-------------------------------------------------------------------------------------------------|-------------|
| WQ-D1    | Please send copies of the site diary for weeks beginning 21/11/2022, 24/04/2023 and 25/06/2023. | 18/10/2023  |
| WQ-C1    | Confirm if a permit to discharge exists for the storm tank discharge                            | 18/10/2023  |

Action criteria codes are listed in the 'Important information' section below.

### 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

On 24th August 2023 NRW conducted a site inspection at Pontfadog Sewage Works. The inspection involved a visual check of the works and the point of discharge to the river Ceiriog. Representatives from Dwr Cymru were present.

The treatment works looked to be in working order and there were no issues highlighted by Dwr Cymru on the day. We were unable to check the operators notes as the site diary is not kept on site. **Please send copies of the site diary for weeks beginning 21/11/2022, 24/04/2023 and 25/06/2023.**

Officers observed a storm tank with an overflow to the River Ceiriog. The tank was in use at the time but it was not overflowing. According to our records this discharge does not appear to have an environmental permit. Please check your records and confirm if there is any record of a permit. **It is an offence to make a discharge to a watercourse with out an environmental permit. If there is no permit then you must apply for one.**

We observed the final effluent discharging to the River Ceiriog. Directly below the discharge pipe there was grey/white grit and sewage fungus. Although not having an adverse effect on the day, this is something to keep an eye on, especially in the summer months when the river flows are low. The outfall is on the opposite side of the river to the main flow of water. A bank of stones has naturally formed in front of the out fall, reducing the amount of water flowing past the outfall pipe. This may be contributing to the sewage fungus. You may want to explore ways to improve this. Please be mindful that you will need to consult with NRW on any changes that may affect the river.

The environmental permit for this treatment works is descriptive and as such the final effluent is not monitored for any sanitary determinants that may affect the watercourse. This permit is under review by NRW, and in the future will be subject to sanitary determinants that may require investment and monitoring.

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

### If your assessment result in Section 1 is suspended, what does this mean?

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

**Full list of water quality action criteria (used in section 1 and 2):****WQ A: Management**

- WQ-A1 General management

**WQ B: Operations**

- WQ-B1 Permitted activities
- WQ-B2 The site
- WQ-B3 Operating techniques
- WQ-B4 Improvement programme
- WQ-B5 Pre-operational conditions

**WQ C: Emissions and monitoring**

- WQ-C1 Emissions to water
- WQ-C2 Emissions to land
- WQ-C3 Emissions of substances not controlled by emission limits
- WQ-C4 Installation of monitoring boreholes

**WQ D: Information**

- WQ-D1 Records
- WQ-D2 Reporting
- WQ-D3 Notifications

**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.