



FAO: Company Secretary
Resources Management U.K Limited
Potter House
Henfaes Lane
WELSHPOOL
Powys
SY21 7BE

Dyddiad/Date: 31st October 2019

Warning letter

Dear Sir/Madam

**Event: Failure to comply with permit conditions – Withyhedge Landfill -
Environmental Permitting (England and Wales) Regulations 2016**

On the 11th January 2019ⁱ, 15th Februaryⁱⁱ and 7th March 2019ⁱⁱⁱ we instructed your company that it was our belief that your company had committed the following offences at your Withyhedge Landfill facility:

Offences: Contravention of Regulation 38(2) of the Environmental Permitting (England and Wales) Regulations 2016 (amended), by failing to comply with permit conditions: 3.3.1, 2.3.1a and 1.1.1b of permit number EPR-MP3330WP.

Date: Between the 11th January 2019 and the 7th March 2019

Since then your company have taken steps to mitigate the offences by improving landfill gas infrastructure, expanding landfill gas collection capacity, re-profiling and capping of the landfilled waste within the valley cells, improved equipment resourcing (specifically access to suitable heavy plant) and improvement to leachate containment provisions.

Also on the 10th June 2019^{iv} we instructed your company that it was our belief that your company had committed the following offences at your Withyhedge Landfill facility:

Offences: Contravention of Regulation 38(2) of the Environmental Permitting (England and Wales) Regulations 2016 (amended), by failing to comply with permit conditions: 3.1.2 and 2.3.1a1.1.1b of permit number EPR-MP3330WP.

Date: On the 30th May 2019 and 4th June 2019.

Since then your company have taken steps to mitigate the offences by replacing a defective pipe valve and made improvement to leachate containment provisions.

Having considered this matter and the measures you have taken we have determined, on this occasion, to issue you with this **warning letter** as a response to the above offences.

However, our decision could change if any further relevant information comes to light, including, but not restricted to, information that:

- the company has committed earlier offences;
- the environmental impacts of this offence is greater than we presently understand them;
- the offences are continuing or have been repeated;
- the company has committed other offences of which we are presently unaware.

We will take this offence into account if we consider that you are involved in any future offending.

This warning does not:

- prevent any other prosecuting authority taking action against the company; or
- affect our right to issue enforcement, clear-up or remediation notices, or seek recovery of costs or damages according to law.

Yours faithfully,



Paul Gibson
Arweinydd Tîm Rheoleiddio Diwydiant a Gwastraff
Industry & Waste Regulation Team Leader

E-bost/E-mail: paul.gibson@cyfoethnaturiolcymru.gov.uk

cc. by email - Mr Bryan Cameron (Site Manger)

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- ⁱ See Compliance Assessment Report dated 11th January 2019, issued 7th February 2019.
ⁱⁱ See Compliance Assessment Report dated 15th February 2019, issued 19th February 2019.
ⁱⁱⁱ See Compliance Assessment Report dated 7th March, issued 18th March 2019
^{iv} See Compliance Assessment Report dated, 4th June 2019, issued 10th June 2019

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

You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1st April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the Forestry Commissioners and the Environment Agency in Wales.

Cyfoeth Naturiol Cymru / Natural Resources Wales
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