

## Compliance Assessment Report CAR\_NRW0042569

**Permit being assessed:** HP3821GN

For: BUTE PARK EDUCATION/TRAINING CENTRE, held by CARDIFF CITY COUNCIL  
At: CARDIFF COUNCIL NURSERY, BUTE PARK, ., CARDIFF, CF10 3ER.

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

On 03/10/2023, between 14:00 and 14:30.

Parts of permit assessed: 2, 3, 4.

**NRW Lead Officer:** Charlotte Rhodes.

**Report sent to:** Jenny Bradley, Interim Bute Park Manager, on 10/01/2024.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
WQ-C1 - Emissions and monitoring - Emissions to water	Assessed (A)	
WQ-B1 - Operations - Permitted activities	Assessed (A)	
WQ-D1 - Information - Records	Assessed (A)	

Result types are explained in more detail 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

#### Visit report/comments

On 3<sup>rd</sup> October 2023, Officer C RHODES met with J BRADLEY for a routine inspection of the sewage treatment system servicing Bute Park Education Centre, permit number: **HP3821GN**. Weather at the time of inspection was intermittent rain.

Although the site does not discharge to watercourse, concerns have been raised locally online regarding

repeated odour issues. The permit was issued in 2011 but has not been visited since.

During the inspection, it was clarified that the system consisted of a large underground septic tank used for settlement, de-sludged routinely once a quarter by Wales Environmental in attempt to mitigate the odours. There is also an aeration pump in place for the system which was serviced and noted issues fixed in June & July – report checked. The tank itself is located underneath a large patio on which there are picnic tables most days as part of the café service and the tanking grates are adjacent to this, which the Council believe to be a significant contributing factor to the odour complaints.

The discharge from the septic tank does not flow overground but is dispersed to ground via an infiltration system under the main footpath, in front of the patio and grates. The tank and discharge pipe are thus inaccessible besides the grates through which it is regularly de-sludged and jet washed.

It was discussed that the Nursery next door to the Education Centre is believed to be connected to mains sewer (though this is not displayed on our mapping system), leaving the reasoning for this setup is unclear. The Summerhouse café slightly south in the park reportedly operates on a smaller system in the same way but does not receive any odour complaints - NRW exemption reference EPR/QE5436TR/A001. It was also noted that drainage is a challenge in the events space between the Sophia Gardens coach station and Kindle restaurant, both of which are mains sewer connected, but the space in-between is not connected; hence, a wider strategy regarding streamlining of drainage within Bute Park and updating our mapping systems to reflect any changes would appear to benefit all interested parties.

### **Summary**

The site appears to be functioning within its intended operation as septic tank and no breaches of permit were noted upon inspection. Where feasible we recommend re-considering a mains connection as the most practical maintenance option for all interested parties, however the nearest DCWW sewer is approx. 220m away from this site which may present practical challenges.

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.