

Compliance Assessment Report CAR_NRW0044512

Permit being assessed: BP0237408

For: Storm Overflow at Outfall G via CSO 16, held by DWR CYMRU CYFYNGEDIG
At: 1 Mayals Rd, Blackpill, Swansea, SA3 5BT.

Type of assessment carried out: Site Inspection, Reason: Other.

On 04/06/2024.

Parts of permit assessed: Parts of Operations & Emissions and Monitoring

NRW Lead Officer: Catherine Tucker, accompanied by: Sarah Bennett, Gareth Martin.

Report sent to: CARS Mailbox, CARS Mailbox, on 07/06/2024.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
WQ-B2 - Water Quality - Operations - The site	Assessed (A)	
WQ-B3 - Water Quality - Operations - Operating techniques	Assessed (A)	
WQ-C1 - Water Quality - 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-C1	Please ensure that the sensor is serviced as soon as reasonably practicable and let us know when this work has been completed.	05/07/2024

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 the 4th June 2024 we carried out an inspection of Outfall G via CSO 16 also know as Mayals Road CSO.

The weather was dry at the time of the inspection.

We inspected the outfall of Mayals Rd CSO in response to continued DCWW storm overflow status notifications.

Compliance assessment against permit condition:

2.2 The site

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

The outfall is difficult to see due to being buried by sand, shells and stones but a small amount of the pipe is visible at the permitted discharge point and I have found no evidence of a non compliance.

Compliance assessment against permit condition:

2.3 Operating techniques

2.3.1 For the discharge 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

During the inspection there was a low flow of water from the outfall pipe which appeared clear with no odour. We did not observe any signs of sewage debris in the vicinity of the outfall or within the discharge from the pipe.

During the inspection I found no evidence of a non compliance as the CSO outfall did not appear to be discharging at the time of the inspection.

Compliance assessment against permit condition:

3.1 Monitoring

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.

On the 24th May 2024 you informed us that the telemetry for Mayals Road CSO was showing erratic data despite having no rainfall. You told us that the response crew had attended the CSO later that day and observed normal levels in the network and the outfall showed no evidence of a discharge. This report was supported by photographic evidence. My understanding is that the sensor has now been scheduled.

The Event Duration Monitoring data submitted to NRW annually indicates that the EDM is fully operational and recording more than 99% of the time. In 2023 the EDM recorded 27 block counted spills.

Whilst the data suggest that the EDM is fully operational, it is possible that the EDM may not be functioning correctly.

As this CSO discharges to Swansea Bay where there is a designated bathing water it is

important that the information gathered from the EDM is as good as it can be.

Action

Please ensure that the sensor is serviced as soon as reasonably practicable and let us know when this work has been completed.

Thank you

END

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 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

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.