Compliance Assessment Report CAR_NRW0044669

Licence being assessed: WA/064/0004/0039.

For: Pant Clyd, **held by:** Geraint Edwards.

At: Pant Clyd, Llanuwchllyn, Bala, Gwynedd, LL23 7UL.

Type of assessment: Site Inspection,

Reason: Incident Response (Incident number 2403781).

On: 25/04/2024, between 09:00 and 15:00.

Parts of licence assessed: All

NRW Lead Officer: Sioned Jones, accompanied by Jenny Rees-Jones, Arfon Hughes.

Report sent to: Mr Geraint Edwards, Licence Holder, on 02/09/2026.

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

Part of licenced activity assessed (criteria)	Assessment result	Non-compliant licence condition
WR-G3 - Water Abstraction - Impoundment specified by licence - Point(s) of impoundment	C3 Minor	2. Point of impoundment
WR-G2 - Water Abstraction - Impoundment specified by licence - Manner and extent of impoundment	C3 Minor	Intake works consisting of a new concrete weir, overshot screening with spacing no greater than 3 millimetres, intake chamber, stop logs, Hands off flow notch, flow split notch, gravity feed pipe with external diameter not exceeding 225 millimetres, 300 milimetres deep plunge pool and eel pass, in accordance with the specifications and drawings:

Part of licenced activity assessed (criteria)	Assessment result	Non-compliant licence condition
		Intake 2 General Arrangement Rev B sheet 1 Intake 2 General Arrangement Rev B sheet 2 Received 13/06/16, copies of which are appended to this licence, or such minor amendments to those documents that are accepted in writing by NRW prior to the date of commencement of construction.
WR-G2 - Water Abstraction - Impoundment specified by licence - Manner and extent of impoundment	C3 Minor	Intake works consisting of a new concrete weir, overshot screening with spacing no greater than 3 millimetres, intake chamber, stop logs, Hands off flow notch, flow split notch, gravity feed pipe with external diameter not exceeding 225 millimetres, 300 milimetres deep plunge pool and eel pass, in accordance with the specifications and drawings: Intake 2 General Arrangement Rev B sheet 1 Intake 2 General Arrangement Rev B sheet 2 Received

Part of licenced activity assessed (criteria)	Assessment result	Non-compliant licence condition
		13/06/16, copies of which are appended to this licence, or such minor amendments to those documents that are accepted in writing by NRW prior to the date of commencement of construction.

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

2. What action is required?

Criteria	Action needed	Complete by
WR-G3	Either apply for a technical variation on licence no. WA/064/0004/0039 and WA/064/0004/0038 so that the location of the scheme is correct in both licences, or re-construct the scheme so that it is located at NGR SH 85001 25123	17/10/2024
WR-G2	Ensure that all plunge pools are atleast 0.3m in depth and install notches on the pools as per licence drawings	17/10/2024
WR-G2	Install a downstream eel pass with bristle substrate, and ensure that the eel pass is wetted and has a running flow	17/10/2024

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 or civil sanctions being imposed depending on the circumstances of the offence.

You are non-compliant with your licence.

We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.

4. Details of our assessment

CAR_NRW0044669

IMPOUNDMENT LICENCE WA/064/0004/0039 – NANT WAL-LWYD

A Water Resources compliance visit was carried out by Sioned Jones, Jenny Rees-Jones, and Arfon Hughes from the Dwyfor & Meirionnydd Environment Team on the 25th of April 2024. **Please**

ensure that you read this compliance assessment reports and act on the actions noted within. Once the actions have been completed, please let us know at your earliest convenience through emailing Sioned Jones at sioned.w.jones@cyfoethnaturiolcymru.gov.uk.

Please be aware that the given due dates are the final deadlines. We strongly encourage you to complete the actions ahead of these dates.

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(1) NAME OF INLAND WATER TO BE IMPOUNDED

Nant Wal-Lwyd at Pant Clyd, Llanuwchlyn, Bala, Gwynedd

(2) POINT OF IMPOUNDMENT

At SH 85001 25123

Licence stipulates SH 85013 25114, 10m upstream from where the scheme is built.

ACTION: Either apply for a technical variation on licence no. WA/064/0004/0039 and WA/064/0004/0038 so that the location of the scheme is correct in both licences, or re-construct the scheme so that it is located at NGR SH 85001 25123 C3 – 15/10/2024

(3) MANNER AND EXTENT OF IMPOUNDMENT

Overshoot screening

Licenced: screening with spacing no greater than 3 mm

Actual: 2.5 mm screening

Intake chamber

Licenced: Intake chamber of 1.50m width

Actual: Intake chamber of 1.55m width

HOF notch

Licenced: rectangular HOF notch of 0.3m width and 0.041m height

Actual: wooden 0.445m wide HOF notch with a 0.07m wide, 0.05m deep triangular notch*

*The Licence Holder corrected the size of the HOF notch on the day of the inspection, and by the end of the visit the size of the HOF notch was compliant

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Flow split

Licenced: flow split of 1.5m (intake) and 0.543m (HOF)

Actual: flow split of 1.55m (intake) and 0.57m (HOF)

These measurements were found to be within an acceptable tolerance and the same flow regime is delivered.

Plunge pool

Licenced: two stepped plunge pools of 0.3m depth with notches for fish movement

Actual: one plunge pool of 0.33m depth, and one plunge pool of 0.26m depth with no notches

ACTION: Ensure that all plunge pools are atleast 0.3m in depth and install notches on the pools as per licence drawings C3 - 17/10/2024

Eel pass

Licenced: downstream eel pass with bristle substrate

Actual: no eel pass present

Section 4.8(i) notes that this licence shall only take effect so as to authorise the abstraction provided that the Licence Holder has constructed an eel passage structure.

ACTION: Install a downstream eel pass with bristle substrate, and ensure that the eel pass is wetted and has a running flow C3 – 17/10/2024

(4) FURTHER CONDITIONS

No issues were identified.

It should be noted that no work should be carried out in the watercourse between 17 October and 15 May in any year, as stipulated in section 4.7 of the Impoundment licence.

We would like to thank the Licence Holder for their time on site.

Sioned W. Jones
Uwch Swyddog / Senior Officer
Tîm yr Amgylchedd (Dwyfor a Meirionnydd) / Environment Team (Dwyfor and Meirionnydd)
Hi / She/her
Sioned.w.jones@cyfoethnaturiolcymru.gov.uk

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 licence is issued to you under the Water Resources Act 1991 as amended by the Water Act 2003. You have a responsibility to comply with the conditions of your licence 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.

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 required for the licence condition assessed to avoid non-compliance. No non-compliance scored at this time
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

Full list of Water resource action criteria (used in section 1 and 2):

WR A: Abstraction specified by Licence

- WR-A1 Source of supply
- WR-A2 Points of abstraction
- WR-A3 Means of abstraction
- WR-A4 Purposes of abstraction
- WR-A5 Period of abstraction
- WR-A6 Quantities
- WR-A7 Land
- WR-A8 Other specified on licence

WR B: Abstraction measurement and records

- WR-B1 Means of measurement
- WR-B2 Recording
- WR-B3 Reporting

WR C: Surface / Groundwater level and protected flow

- WR-C1 Minimum hands-off flow/level requirements
- WR-C2 Flow/level measurement devices
- WR-C3 Recording
- WR-C4 Reporting

WR D: Environmental monitoring and information

- WR-D1 Recording
- WR-D2 Reporting
- WR-D3 Notifications

WR E: Fish and eel passage

- WR-E1 Infrastructure specified by licence
- WR-E2 Maintenance and records

WR F: Discharge

- WR-F1 Point of discharge
- WR-F2 Infrastructure
- WR-F3 Measurement
- WR-F4 Recording
- WR-F5 Reporting

WR G: Impoundment specified by licence

- WR-G1 Inland water to be impounded
- WR-G2 Manner and extent of impoundment
- WR-G3 Point(s) of impoundment
- WR-G4 Construction and removal requirements
- WR-G5 Other specified on licence

WR H: Borehole infrastructure

- WR-H1 Infrastructure and accessibility
- WR-H2 Maintenance and calibration

Enforcement response

Any non-compliance with a licence condition is an offence and we may take legal action against you. Action we take can include prosecution or civil sanctions. 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 twenty working days to let you know if we agree to your request.

Disputing the Content of this Compliance Assessment Report Form

If you disagree with the content of this Compliance Assessment Report form, you should submit your concerns, in writing, to the regulating officer who issued it within **15 working days** of its issue. This will be treated as a **Stage 1 review**.

If you are not satisfied with the outcome of the stage 1 review, you may request a **Stage 2 appeal**. This request must be submitted **within 21 working days** of receiving the response from the stage 1 review.

Further details on our review and appeal process are available at: Natural Resources Wales / Appeal a regulatory decision from Natural Resources Wales

Concerns Not Related to the Content of this Compliance Assessment Report Form

If your concerns do not relate to the content of the Compliance Assessment Report form, you should first attempt to resolve the issue with the regulating officer or their line manager.

If the issue remains unresolved, please contact our **Customer Contact Team**:

- **Telephone**: 0300 065 3000 (Monday to Friday, 09:00–17:00)
- **Email**: enquiries@naturalresourceswales.gov.uk

They will provide details on how to escalate your concerns through our **Complaints and Commendations procedure**.

If you are dissatisfied with our response, you may contact the **Public Services Ombudsman for Wales**:

- **Telephone**: 0300 790 0203
- **Email**: 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.