

## Compliance Assessment Report CAR\_NRW0045278

**Permit being assessed:** AN0291801

For: Sewage treatment plant serving, held by Los Reyes Tapas Limited

At: The Kings Arms Public House, Belmont Hill, Caerleon, Newport, NP18 1JX.

**Type of assessment carried out:** Check Monitoring/Sampling, Reason: Routine.

On 12/03/2024, between 09:23 and 10:23.

Parts of permit assessed: Monitoring and Reporting Conditions

**NRW Lead Officer:** Gavin Summerhill.

**Report sent to:** Ben Tafa, Owner, on 24/09/2024.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	C1 Major	Composition 6. The Discharge shall not contain more than: (i) 6 milligrams per litre of biochemical oxygen demand (measured after 5 days at 20 C with nitrification suppressed by the addition of allyl-thiourea);
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	C1 Major	Composition 6. The Discharge shall not contain more than: (ii) 10 milligrams per litre of suspended solids (measured after drying at 105 C)
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	C1 Major	Composition 6. The Discharge shall not contain more than: (iii) 3 milligrams per litre of ammoniacal nitrogen (expressed as N);

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	<ul style="list-style-type: none"> <li>Bring Package Treatment Sewage Works into compliance with Permit Conditions. Carry out work required to</li> </ul>	22/11/2024

Criteria	Action needed	Complete by
	meet the permit conditions.	
WQ-C1	• Bring Package Treatment Sewage Works into compliance with Permit Conditions. Carry out work required to meet the permit conditions	22/11/2024
WQ-C1	• Bring Package Treatment Sewage Works into compliance with Permit Conditions. Carry out work required to meet the permit conditions.	22/11/2024

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.

**You are non-compliant with your permit.**

**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

On the 12th March 2024 a Sampling Officer from Natural Resources Wales attended Los Reyes Tapas, Belmont Hill, Caerleon, Newport NP18 1JX to undertake final effluent discharge samples on the Package Treatment Sewage Works.

#### **Breaches of permit condition:**

##### Composition

6. The Discharge shall not contain more than:

(i) 6 milligrams per litre of biochemical oxygen demand (measured after 5 days at 20 C with nitrification suppressed by the addition of allyl-thiourea);

##### Justification

*A sample was taken on the 12/03/2024 as part of routine monitoring. Sample results confirm that the biochemical oxygen demand (measured after 5 days at 20 C with nitrification suppressed by the addition of allyl-thiourea); was 240 milligrams per litre. The maximum Parameter limit is 6 milligrams per litre. This is a breach of 234 milligrams per litre.*

(ii) 10 milligrams per litre of suspended solids (measured after drying at 105 C)

##### Justification

*A sample was taken on the 12/03/2024 as part of routine monitoring. Sample results confirm that the suspended solids (measured after drying at 105 C was 100 milligrams per litre. The maximum Parameter limit is 10 milligrams per litre. This is a breach of 90 milligrams per litre.*

(iii) 3 milligrams per litre of ammoniacal nitrogen (expressed as N);

**Justification**

*A sample was taken on the 12/03/2024 as part of routine monitoring. Sample results confirm that Ammoniacal Nitrogen as N was 60.5 milligrams per litre. The maximum Parameter limit is 3 milligrams per litre. This is a breach 57.5 milligrams per litre.*

**Actions required by date specified:**

- Inspect Package Treatment Sewage Works. (Already Completed)
- Produce an investigative report highlighting the reason for failures. (Already Completed)
- Bring Package Treatment Sewage Works into compliance with Permit Conditions. Carry out work required to meet the permit conditions. (22nd November 2024)

The above action is required by the 22nd November 2024.

**Contact details:**

If you have any queries regarding this CAR form or to provide an update on any actions above, please contact me using the following details:

Gavin Summerhill (Environment Officer)

[gavin.summerhill@cyfoethnaturiolcymru.gov.uk](mailto:gavin.summerhill@cyfoethnaturiolcymru.gov.uk)

If we do not receive the information requested within specified deadline and have not been informed as to why there is a delay then we may serve a Regulation 60 Notice requiring the information under Environmental Permitting (England and Wales) Regulations 2016.

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.