

## Compliance Assessment Report CAR\_NRW0045703

**Permit being assessed:** XB3893HN.

For: Taybrite Works, held by Browns Waste Management & Recycling

At: Hoel Y Bwlch, Bynea, Llanelli, SA14 9ST.

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

On 21/11/2024 between 10:00 and 11:00.

Parts of permit assessed: W1, W2 & W3

**NRW Lead Officer:** David Morgan.

**Report sent to:** Mathew Roderick, Director on 26/11/2024.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
W1A - Waste - Management - General management	Assessed (A)	
W2A - Waste - Operations - Permitted activities	Assessed (A)	
W2E - Waste - Operations - Waste acceptance	Assessed (A)	
W3C - Waste - Emissions and monitoring - Odour	Assessed (A)	
W3F - Waste - Emissions and monitoring - Pests	Assessed (A)	

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

Total number of non-compliances recorded	Total non-compliance score
0	0

How we use the non-compliance score to calculate your annual fee is explained 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

A site inspection was undertaken on Thursday 21st November 2024. The purpose of the inspection was to review actions that you were required to complete following the last inspection of the site on 27th September 2024 (Compliance Assessment Report ref: CAR\_NRW0045388).

### **Previous Inspection**

Following the inspection on 27th September 2024, you were required to submit revised versions of the site's Odour Management Plan (OMP) and Pest Management Plan (PMP). **These documents were received in email on 15th November 2024.** Natural Resources Wales will now review these documents and provide feedback in a separate Compliance Assessment Report.

In the previous inspection, Natural Resources Wales identified issues relating to site drainage, odour emanating from waste and leachate, and waste storage practices. These areas of operations were assessed on Thursday 21st November 2024 and the following observations were made:

### **Site Drainage**

In the previous inspection, a number of issues had arisen in relation to ineffective drainage on site. Drainage had not been maintained/cleared and there was significant ponding of water on site. Ponding of site surface waters, in areas where waste is stored, can potentially lead to the release of odour from site. Site surface water that contained leachate from green waste was particularly odorous on that occasion.

During the inspection on Thursday 21st November 2024, site drainage appeared to have been well maintained and was working effectively. There was very little to almost no ponding of water on site. There was no pools of odorous surface water that contained leachate from waste. Drains appeared to be working effectively.

Since the previous inspection, Natural Resources Wales records indicated that the site was draining via an interceptor to a settlement lagoon offsite which then fed a ditch and the River Loughor. This had in the past been authorised under a drainage consent issued to a previous tenant of the site. The initial consent was meant to cover the storage of inert waste. It was acknowledged that this consent has now fallen as it was issued to a previous tenant and not transferred. It is noted that there is no known pollution recorded from this activity to date.

It was noted that the interceptor outlet has now been blocked and as a result, the drainage system on site is effectively sealed. Consignment notes for surface water that had been tankered offsite were made available for inspection.

Although temporarily sealed, a permanent solution is still being explored whether it be a connection to the foul sewer system (in agreement with Welsh Water), or a variation of the

Environmental Permit to include a consent to discharge. If you wish to discharge site surface water, it is likely that you will be required to include some form of treatment plant and strict monitoring requirements. You should also be aware that the Loughor Estuary and Burry Inlet are Sites of Specific Scientific Interest (SSSI).

On 21st November 2024, site drainage was assessed as being compliant although a permanent solution to the discharge of site surface waters will need to be implemented in the future.

### **Waste Storage**

It was noted that there had been changes to waste storage since the previous inspection. The odorous green waste identified in the last inspection had been removed. Locations of where certain waste are stored on site have been altered. Green waste, which can potentially be odorous, is no longer stored by the site boundary near to the footpath.

The general volume of waste on site appeared to have decreased since the previous inspection and it was noted that the intention was to further decrease the volume of mixed waste on site at any one time.

All waste on site appeared to conform with the list of acceptable wastes in your Environmental Permit. Food waste is stored in a sealed container.

The waste stack in the main building is now almost completely separated.

### **Odour & Pest Management**

Since the previous inspection, several actions have been taken to help prevent and mitigate the impacts of odour and pests.

Site drainage appeared to be well maintained and there was no pooling/ponding of site surface water that contained leachate from site. This has reduced the risk of odour emanating from leachate.

Odour emanating from certain waste streams have been identified and actions taken. Green waste has been removed from site and now incoming green waste is stored in a different area of the site which is further away from sensitive receptors.

One waste stream has been identified as particularly odorous (waste from animal dry-feed production). This waste will no longer be accepted on site.

On-site investigations of any potential odorous waste are being undertaken. One incident, and its investigation with mitigating action, was discussed at length. Generally, volumes of waste on site have also been reduced.

**On this occasion, odour management on site was assessed as compliant. Odour from operations at the time of the inspection did not appear to be having a detrimental impact on the local environment and amenity.**

At the time of the inspection, there were a significant number of seagulls on site. A

demonstration of a new laser deterrent system was given and this was effective in temporarily dispersing birds from site. It is noted that this process needs to be repeated over time to have a more lasting impact and other measures are also being considered.

The engagement of a pest control specialist and other mitigating actions (increase of rodent traps etc.) appear to be supporting the effective control of pests on site. **On 21st November 2024, Pest Control Management was assessed as compliant.**

Odour & Pest Management measures were assessed as compliant on Thursday 21st November 2024, however, you must ensure these measures continue to be implemented and are routinely reviewed to assess their effectiveness.

### **Summary**

No non-compliances with the Environmental Permit were recorded during the inspection on Thursday 21st November 2024.

Actions have been taken following the previous inspection to prevent/mitigate impacts of operations on the environment.

Site drainage was well maintained and appeared to be operating effectively. Odour and Pest Management measures appeared to be working effectively, however, these measures need to be continued and regularly reviewed.

In the coming weeks, Natural Resources Wales will review the latest versions of the recently revised Odour Management & Pest Management Plans. Feedback will be provided to you in a separate Compliance Assessment Report.

Thank you for your time during the inspection.

END OF REPORT

***Any compliance criteria not highlighted in the above summary should be considered as not assessed. In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resource 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 for Wales.***

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 of 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	Score
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property	60
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property	31
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property	4
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property	0.1

### How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

### **What are suspended scores?**

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

**Full list of Industry and Waste action criteria (used in section 1 and 2):**

#### **A: Permitted activities**

- A1 Specified by permit

#### **B: Infrastructure**

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

#### **C: General management**

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

#### **D: Incident management**

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

#### **E: Emissions**

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

#### **F: Amenity**

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

#### **G: Monitoring and records, maintenance and reporting**

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

#### **H: Resources efficiency**

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

### **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.