

## Compliance Assessment Report CAR\_NRW0046017

**Permit being assessed:** CB3292FB

For: Ty-Isaf Road CSO, held by DWR CYMRU CYFYNGEDIG

At: Ty-Isaf Road, Cefn Cribwr, Bridgend, CF32 0AU.

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

On 07/01/2025, between 10:30 and 10:50.

Parts of permit assessed: All

**NRW Lead Officer:** Ceri Malone, accompanied by: Callum Murray.

**Report sent to:** CARS@dwrcymru.com, CARS@dwrcymru.com, on 23/01/2025.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
WQ-A1 - Water Quality - Management - General management	C3 Minor	1.1.1 General management. The operator shall manage and operate the activity: (a) in accordance with a written management system that identifies and minimises risks of pollution so far as is reasonably practicable, including those risks arising from operations, maintenance, accidents, incidents, non-conformances and those drawn to the attention of the operator as a result of complaints
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	C3 Minor	3.2.4 Monitoring - 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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
		reasonably practicable.
WQ-B2 - Water Quality - Operations - The site	Assessed (A)	

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

## 2. What action is required?

Criteria	Action needed	Complete by
WQ-A1	Reinstate the asset on the maintenance plan or justify why it has been/will be left off	23/03/2025
WQ-C1	Investigate the fault with EDM data. Provide NRW with a summary of the findings and actions to remedy	23/03/2025

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.**

**At this time, we are issuing you with a warning for the non-compliance recorded above. Warnings may influence future enforcement response for continued or further non-compliance.**

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

### **Ty-Isaf Road CSO CB3292FB**

Arrived 10:30

A compliance visit for the permit was undertaken on 07/01/2025. The permit (CB3292FB) allows a water discharge activity for the CSO at Ty-Isaf Road. Two Natural Resources Wales (NRW) Environment Officers and a Dŵr Cymru Welsh Water (DCWW) Pollution Prevention Technician were present. The weather was dry and cold with frozen ground.

The monitoring point was checked and located at NGR SS 85489 82595 as listed (photograph 1).



*Photograph 1: Monitoring Location*

Access was provided by the DCWW Pollution Prevention Technician. A telemetry alarm was present however the 2023 data showed that the event duration monitoring was operational 0.00% of the time in 2023. This is stated to be due to a comms failure/issue. I was informed by the Pollution Prevention Technician that the asset had been taken off the maintenance plan as it was no longer classified as a CSO - 2024 EDM data not available. Further investigation at the stated discharge location in the permit, a tributary of the Nant Ffornewg, NGR SS 85487 82589 showed an orange outfall pipe (photograph 2). There was no flow or rag/solid matter present at the outfall.



*Photograph 2: Potential Discharge*

Although there was no discharge at the time of our visit nor visible connection at the monitoring location the DCWW Pollution Prevention Technician agreed to send a CCTV operative to inspect the location. Later the same day I received an email from the Pollution Prevention Technician stating that the CCTV had been completed and confirmed that an overflow was still present in the top corner of the chamber thus still acting as a CSO (photograph 3). The orange outfall pipe was also

confirmed to be the discharge point.



*Photograph 3: CSO Confirmed*

Left 10:50

**Breaches of permit condition:**

1.1.1 General Management - The operator shall manage and operate the activity:

- (a) in accordance with a written management system that identifies and minimises risks of pollution so far as is reasonably practicable, including those risks arising from operations, maintenance, accidents, incidents, non-conformances and those drawn to the attention of the operator as a result of complaints; and
- (b) using sufficient competent persons and resources.

3.2.4 Monitoring - 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.

**Action required by dates specified:**

1.1.1 General Management – Reinstate the asset on the maintenance plan or justify why it has been/will be left off by 23/03/2025

3.2.4 Monitoring - Investigate the fault with EDM data. Provide NRW with a summary of the findings and actions to remedy by 23/03/2025.

**Other advisory comments:**

N/A

**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: Ceri Malone, Environment Officer,

Ceri.Malone@naturalresourceswales.gov.uk
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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.