

Compliance Assessment Report CAR_NRW0046424

Permit being assessed: BX8289IW.

For: Soft Drinks Site– Cardiff, **held by:** Princes Ltd

At: Portmanmoor Road, East Moors, Cardiff, South Wales, CF24 5HB.

Type of assessment: Report/Data Review,

Reason: Routine.

On: 31/12/2024.

Parts of permit assessed: 4.2.2.

NRW Lead Officer: Brigid Armstead.

Report sent to: Dave Pearce, Head of Engineering, on 24/02/2025.

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

| Part of permitted activity assessed (compliance criteria) | Assessment result | Permit condition |
|---|-------------------|------------------|
| IR4B - Installations - Information - Reporting | C3 Minor | 4.2.3 |
| IR4B - Installations - Information - Reporting | C4 No impact | 4.2.2 |
| IR4B - Installations - Information - Reporting | C3 Minor | 4.2.2 |

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

| Total non-compliances recorded | Total non-compliance score |
|--------------------------------|----------------------------|
| 3 | 8.1 |

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?

| Criteria | Action needed | Complete by |
|----------|--|-------------|
| IR4B | Please provide a root cause investigation into why Mercury and Cadmium results were not submitted for 2024 | 31/03/2025 |
| IR4B | Please investigate and submit to NRW a root cause for non compliance with permit condition 4.2.2. | 31/03/2025 |
| IR4B | Please investigate and submit to NRW a root cause for non compliance with permit condition 4.2.2. | 31/03/2025 |

Compliance 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

Princes Annual Reporting and Q4 Emissions

Emissions to Air

3 yearly air emissions monitoring submitted 20th November 2023. No air emission reporting is required in 2024.

Emissions to Sewer

Form S1 for Q4 2024 received on 5th February 2025.

Condition 4.2.3. requires reporting of monitoring specified in table S4.1. Princes have submitted results for the monitoring of Effluent flow, pH, Suspended solids and COD for S1 in Q1, Q2, Q3 and Q4. These parameters do not have limits set by the Permit. Monitoring results for Mercury and Cadmium were not included in the S1 reports received for 2024.

A category 3 non-compliance is given due to failure by the operator to submit reports of the monitoring carried out in accordance with condition 4.2.3 by the 28th January 2025.

Action 2: Please provide a root cause investigation into why Mercury and Cadmium results were not submitted for 2024. Due 31st March 2025

Action 3: Please provide a root cause investigation into why reporting under permit condition 4.2.3a is being submitted after the date specified in this permit condition.

Performance parameters 2024

Performance Indicators

Form P1 for 2024 received on 5th February 2025

Total fruit juice production for 2024 was 171065.115929 tonnes

Energy consumption

Form E1 for 2024 received on 5th February 2025

Total energy consumption for 2024 was 60964.6584 MWh

Specific usage MWh/unit output for 2024 was not included on the form.

Action: Please amend the specific usage field and resubmit form E1.

Water Usage

Form WU1 for 2024 received on 5th February 2025

Total water usage for 2024 was 212,002 m³

Specific usage MWh/unit output for 2024 was not included on the form.

Action: Please amend the specific usage field and resubmit form WU1.

Waste

Form R1 has not been received for 2024

A category 4 non-compliance is given due to failure by the operator to submit forms PI1, E1, WU1 and R1 by the 31st January 2025. This is a reporting failure and a breach under condition 4.2.2.

Reporting for 2023

The following reports are currently outstanding:

- Review of the results of the monitoring and assessment for 2023 as per Condition 4.2.2(a)
- E1, R1, WU1 and PI1 for 2023 as per Condition 4.2.2(c)

Action: Please ensure that all reports required under Condition 4.2.2 are submitted by 31 March 2025

A category 3 non-compliance is given due to failure by the operator to submit forms PI1, E1, WU1, R1 and a review of the results of the monitoring and assessment for 2023 by the specified date. This is a breach under condition 4.2.2(a)

Action: Please investigate and submit to NRW a root cause for non compliance with permit condition 4.2.2.

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 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.

If your assessment result in Section 1 is suspended, what does this mean?

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 compliance criteria (used in section 1 and 2):

1. Management

- IR1A – General management
- IR1B – Finance (only applicable to Landfill)
- IR1C – Energy efficiency
- IR1D - Efficient use of raw materials
- IR1E - Avoidance, recovery and disposal of wastes produced by the activities
- IR1F - Multiple operator installations

2. Operations

- IR2A – Permitted activities
- IR2B – The site
- IR2C – Operating techniques
- IR2D – Technical requirements
- IR2E – Improvement programme
- IR2F – Pre-operational conditions
- IR2G – Landfill engineering (only applicable to Landfill)
- IR2H – Waste acceptance (only applicable to Landfill)
- IR2I – Leachate levels (only applicable to Landfill)
- IR2J – Closure and aftercare (only applicable to Landfill)
- IR2K – Landfill gas management (only applicable to Landfill)

3. Emission and Monitoring

- IR3A – Emissions to water, air or land
- IR3B – Emissions of substances not controlled by emission limits
- IR3C – Odour
- IR3D – Noise and vibration
- IR3E – Monitoring
- IR3F – Pests
- IR3G – Air quality management plans
- IR3H – Monitoring for the purposes of the Industrial Emissions Directive (this heading includes Large Combustion Plants)
- IR3I – Fire

4. Information

- IR4A – Records
- IR4B – Reporting
- IR4C – Notification

Enforcement response

Any non-compliance with a permit condition 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 twenty 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 to 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.