

## Compliance Assessment Report CAR\_NRW0048339

**Licence being assessed:** 23/65/8/0002.

For: Water from Afon Henwy - hydroelectric generation, Brynkir Woollen Mill, held by Brynkir Woollen Mill Ltd.

At: .

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

On 30/04/2025, between 13:00 and 14:00.

Parts of licence assessed: Whole permit

**NRW Lead Officer:** Sioned Jones.

**Report sent to:** Elizabeth Evans, Licence Holder, on 20/05/2025.

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

Part of licenced activity assessed (criteria)	Assessment result	Licence condition
WR-B2 - Water Abstraction - Abstraction measurement and records - Recording	C4 No impact	(h) OTHER CONDITIONS SUBJECT TO WHICH ABSTRACTION IS AUTHORISED The licence holder shall maintain the following records, all of which shall be subject to examination by, and at all reasonable hours made available for inspection by any duly-authorized Officer of the Authority. (a) The number of hours running of the turbine; (b) The number of hours running of the water wheel; (c) The number of times the scouring process is carried out; (d) The number of times the rinsing process is carried out; (e) The number of times the dyeing process is carried out; (f) The

Part of licenced activity assessed (criteria)	Assessment result	Licence condition
		number of persons employed at the Mills.

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

## 2. What action is required?

Criteria	Action needed	Complete by
WR-B2	Maintain and make available records of turbine and water wheel operation hours, occurrences of scouring, rinsing, and dyeing processes, and the number of persons employed at the mills.	31/07/2025

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 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

### **BRYNKIR WOOLLEN MILL - ABSTRACTION LICENCE 23/65/8/0002**

A site visit was conducted on 30 April 2025 following an enquiry from the licence holder, in which they reported difficulties submitting returns information to Natural Resources Wales.

During the visit, it was observed that the leat was not carrying water to the site, as it was silted up and the abstraction point was blocked. As a result, no water was flowing through the water wheel or turbine at the time of the visit. The licence holder stated that, on average, one person uses the toilet each day. No scouring or rinsing processes currently take place on site, and the dyeing process has not been carried out for over 80 years.

The licence holder is reminded that they are required to maintain records of the following:

- Number of hours the turbine is running.
- Number of hours the water wheel is running.
- Number of times the scouring process is carried out.
- Number of times the rinsing process is carried out.
- Number of times the dyeing process is carried out.
- Number of persons employed at the Mills

These records are used to calculate the total quantity of water abstracted and must be available for inspection by an authorised officer.

These records must be kept up to date and made available for inspection by a duly authorised officer of the Authority at all reasonable hours, even if the recorded figures are zero.

**ACTION: Maintain and make available the required operational and staffing records as set out in the licence conditions.**

Should you have any questions, please contact Sioned Jones at [sioned.w.jones@naturalresourceswales.gov.uk](mailto:sioned.w.jones@naturalresourceswales.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 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 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 licence condition non-compliance 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 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 (Mon to Fri 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.