

## Compliance Assessment Report CAR\_NRW0047915

**Permit being assessed:** XB3893HN.

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

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

**Type of assessment:** Site Inspection,

**Reason:** Incident Response (Incident number 2502919).

**On:** 27/03/2025 between 11:15 and 12:30.

**Parts of permit assessed:** W1, W3.

**NRW Lead Officer:** David Morgan.

**Report sent to:** Mathew Roderick, Director, on 03/04/2025.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W1A - Waste - Management - General management	Ongoing (O)	1.1.1
W3C - Waste - Emissions and monitoring - Odour	C3 Minor	3.2.1

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

Total non-compliances recorded	Total non-compliance score
1	4

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
W1A	You must submit an updated Odour Management Plan that documents all appropriate measures for the mitigation of odour.	25/04/2025
W3C	Take action to ensure sources of odour are identified and corrective action is taken to reduce/remove odour from site	04/04/2025

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.**

**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

A site inspection was undertaken on Thursday 27th March 2025 as part of an incident response.

On 23rd, 24th and 25th March 2025, Natural Resources Wales received several reports from members of the public that stated an odour was potentially emanating from Browns Waste Management & Recycling and that this odour was having a detrimental impact on the local amenity. Reports also raised concern over activity of pests (birds/vermin) in the area.

In response, Natural Resources Wales investigated reports and prior to entering site on Thursday 27th March, undertook odour assessments at several locations in the local amenity.

During these odour assessments, the following observations were made:

#### **Odour Assessments**

At approximately 10:40, an assessment of odour was made at a layby on the A484 south west of the site. No noticeable odour was detected. A light intermittent wind appeared to be coming from a southerly direction.

At approximately 10:50, an assessment for odour was undertaken on the B4297 (Yspitty Road), opposite the entrance for the enterprise estate and a faint waste-like odour was detected. This was intermittent and only noticeable for a few seconds at a time. Odour detected at this location was akin to that attributed to waste management and recycling businesses. This odour was assessed as having a minor impact on the local amenity.

An odour assessment was undertaken in the council owned car park for the Millenium Coastal Path opposite the entrance for Yspitty Road at 10:55. An odour was detected in the car park, it was constant, but was not an odour typically attributed to waste management activities, rather an odour typically associated with sewage treatment works. This odour was assessed as having a minor impact on the local amenity but is not attributed to waste operations at Browns Waste Management & Recycling.

At 11:00 an odour assessment was undertaken on the coast path outside the Browns site. A faint odour was detected. This odour was that typically associated with waste management activities. This same odour was also detected on Heol-Y-Bwlch outside the Browns Waste Management & Recycling site.

### **Site Inspection**

Following the odour assessments a site inspection was undertaken and Natural Resources Wales confirmed odour detected off-site earlier could be attributed to activities on site. This odour was assessed as having a minor impact on the local amenity.

### **A non-compliance has been recorded against Condition 3.2.1 of your Environmental Permit (Category 3 - Minor)(ref: W3C)**

At the time of the inspection, activities on site were generating odour that was having a minor impact on the local amenity. You must ensure actions are taken to prevent and mitigate odour leaving site.

It was suggested that one stack of waste was identified as being particularly odorous during initial the initial sorting phase. It was noted that your intention was to not sort this waste further and to instead remove this waste from site to prevent any further impact from odour.

### **Waste Storage & Processing**

One general observation made on site was the large volume of waste present. A requirement of the Odour Management Plan (OMP) is that detailed written procedures are provided that list the volumes of waste typically on site, the processing activities and schedule including when waste is removed from site.

### **The current OMP does not contain this information.**

You must consider reducing the volume of waste stored at any one time. You must also ensure measures taken that result in improved stock rotation practices (i.e. older waste is sorted and segregated first). Currently, there is no clear procedure for ensuring older, and potentially more odorous waste, is treated as a priority.

It is noted that you plan to introduce a new picking like and mechanical sorting process that should speed up the sorting and treatment of waste on site.

Natural Resources Wales is now reviewing aspects of the operation in relation to storage volumes, storage times etc.

### **Odour Management Plan (OMP)**

The latest version of the OMP has been reviewed, but has not been approved. Feedback from this review was provided on 26th March 2025.

**You must ensure a new OMP is provided by Friday 24th April 2025.**

This must document procedures for accepting, treating and removing waste and it must specify how long waste is typically on site before it is removed. Procedures for ensuring waste is rotated and older waste is dealt with as a priority must be documented.

### **Pest Management**

On Thursday 27th March 2025, an assessment of the impact of pests on the local amenity was undertaken.

There did not appear to be any impact of pests (namely birds, vermin etc.) which could be attributed to permitted activities. It was noted that seagulls were present on site but it was deemed by Natural Resources Wales that this was not having a detrimental impact on the environment.

On site, there were no pests present and it is noted that a Pest Management Contractor is now employed on site. Natural Resources Wales recently received a Pest Management Report which indicated that there were no issues on site with pests stemming from waste management activities.

A Pest Management Plan (PMP) list of measures was submitted to Natural Resources Wales on 15th November 2024. This has been reviewed and based on information and evidence that is available to us at the current time, these measures appear to be appropriate for the management of pests.

These measures have been approved. We may wish to review Pest Management measures if at some point pests stemming from on-site activities begin to impact the local environment.

### **Summary**

A site inspection was undertaken on Thursday 27th March 2025 in response to reports received regarding the release of odour/s from operations that were perceived to be having a detrimental impact on the local environment and amenity.

Natural Resources Wales officers undertook assessments of odour in the area and found odour to be emanating from operations on site. This was assessed as having a minor impact.

**You must take action to remove odorous waste from site and you are required to submit a new Odour Management Plan by Friday 25th April 2025.**

A Pest Management Plan has been submitted, reviewed and approved. It was deemed by Natural Resources Wales on Thursday 27th March 2025 that operations were not causing any issue relating to pests (birds, vermin) in the area.

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 1 st 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.

**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 Waste compliance criteria (used in section 1 and 2):**

**1. Management**

- W1A – General management
- W1B – Energy Efficiency (MCP/SG facilities only)
- W1C – Avoidance, recovery and disposal of wastes produced by the activities

**2. Operations**

- W2A – Permitted activities
- W2B – Waste recovery plan
- W2C – Operating techniques
- W2D – The site
- W2E – Waste acceptance
- W2F – Technical requirements
- W2G – Improvement programme
- W2H – Pre-operational conditions

**3. Emission and Monitoring**

- W3A – Emissions to water, air or land
- W3B – Emissions of substances not controlled by emission limits
- W3C – Odour
- W3D – Noise and vibration
- W3E – Monitoring
- W3F – Pests
- W3G – Fire

**4. Information**

- W4A – Records
- W4B – Reporting
- W4C – 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](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.