

Compliance Assessment Report CAR_NRW0048278

Permit being assessed: AW1002001

For: Garth Wastewater Treatment Works, held by DWR CYMRU CYFYNGEDIG

At: Llais Yr Afon, Garth, Llangammarch Wells, Powys, LD4 4AF.

Type of assessment carried out: Report/Data Review, Reason: Routine.

On 31/12/2024.

Parts of permit assessed: Monitoring, Reporting & notification conditions

NRW Lead Officer: Robert Harding.

Report sent to: CARS Mailbox, CARS Mailbox , on 13/05/2025.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	C3 Minor	The monitoring programme for the parameters subject to schedule 3B shall be: pre-scheduled to cover a calendar year and the programme recorded before the start of a calendar year sample period; and samples collected at approximately equal intervals during the year, including samples from different days of the week and different times. Approximately 10% of samples should be outside the normal sampling window which is 9am-3pm, Monday to Friday.
WQ-D2 - Water Quality - Information - Reporting	C4 No impact	4.2.2- Within the time period after the end of the reporting period specified in schedule 4 table S4.1 the operator shall, unless otherwise agreed in writing by

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
		Natural Resources Wales, submit reports of the monitoring and assessment carried out in accordance with the conditions of this permit, as follows: in respect of the parameters and monitoring points specified in schedule 4 table S4.1; for the reporting periods specified in schedule 4 table S4.1 and using the forms specified in schedule 4 table S4.2; and giving the information from such results and assessments as may be required by the forms specified in those tables

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

2. What action is required?

Criteria	Action needed	Complete by
WQ-C1	Improve operations to ensure sampling programme complies with condition 3.3.5.	13/06/2025
WQ-D2	DCWW must ensure they comply with condition 4.2.2 and that any reporting under this condition meets the specified time period in table S4.1	13/06/2025

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.

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

The non-compliances listed above were identified during our annual 2024 data audit. This audit assessed Dŵr Cymru Welsh Water's compliance at all their sewage treatment works and water treatment works with Operator Self-Monitoring (OSM) conditions.).

**** Non-Compliance *****

3.3.5- The Sample taken 06/12/2024 was not pre-planned at the start of the year, nor 14 days in advance, or rescheduled or notified on the Annual Summary Report . This is therefore a breach of permit condition 3.3.5 (a)

"3.3.5- The monitoring programme for the parameters subject to schedule 3B shall be:

- a. pre-scheduled to cover a calendar year and the programme recorded before the start of a calendar year sample period; and*
- b. samples collected at approximately equal intervals during the year, including samples from different days of the week and different times. Approximately 10% of samples should be outside the normal sampling window which is 9am-3pm, Monday to Friday."*

This has been classified as a category 3 noncompliance, which could potentially have a minor impact on the receiving watercourse. Inaccurately planned and recorded sampling risks a unrepresentative spread of samples taken, this may lead to effluent quality issues being missed, which could have an impact on the receiving environment.

***** Non-Compliance *****

4.2.2- The Annual Summary Report records the 1st INCRFQ sample as the 23/04, but the actual 1st INCRFQ sample was on 20/04. This is therefore a breach of permit condition 4.2.2 which states the following, as the ASR was not accurate .

"4.2.2- Within the time period after the end of the reporting period specified in schedule 4 table S4.1 the operator shall, unless otherwise agreed in writing by Natural Resources Wales, submit reports of the monitoring and assessment carried out in accordance with the conditions of this permit, as follows:

- a. in respect of the parameters and monitoring points specified in schedule 4 table S4.1;*
- b. for the reporting periods specified in schedule 4 table S4.1 and using the forms specified in schedule 4 table S4.2; and*
- c. giving the information from such results and assessments as may be required by the forms specified in those tables."*

This has been classified as a category 4 noncompliance, which has no potential impact on the receiving environment. As this relates to an error in recording sample dates. No environmental impact is suspected as a result of this noncompliance.

Please note: this CAR is dated 31/12/24 as these non-compliances relate to annual 2024 data, however for clarity I carried out the compliance assessment on 13th May 2025 .

Please take the action required in this report as formal Advice and Guidance.

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 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.