

Compliance Assessment Report CAR_NRW0048422

Permit being assessed: BU8819IV.

For: Pwllfawatkin Landfill Site EPR/BU8819IV, **held by:** FCC Waste Services (UK) Limited

At: Pwllfawatkin Landfill Site , Pontardawe, SWANSEA, West Glamorgan, SA8 4RX.

Type of assessment: Report/Data Review,

Reason: Routine.

On: 29/04/2025.

Parts of permit assessed: See Section 4.

NRW Lead Officer: Benjamin Taylor.

Report sent to: Operations Manager, FCC Environment (UK) Ltd , on 30/05/2025.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
IR3A(1) - Installations - Emissions and monitoring - Emissions to water	Assessed (A)	
IR3A(2) - Installations - Emissions and monitoring - Emissions to air	Assessed (A)	
IR3A(3) - Installations - Emissions and monitoring - Emissions to land	Assessed (A)	
IR3E - Installations - Emissions and monitoring - Monitoring	C3 Minor (Suspended)	Permit condition 3.5.1a.
IR4B - Installations - Information - Reporting	Action only (X)	

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

Total non-compliances recorded	Total non-compliance score
1	0

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
IR3E	Operator is to undertake remedial action on PWLMW4NB at the earliest viable opportunity and submit evidence to NRW	31/08/2025

Criteria	Action needed	Complete by
	following completion (Action ongoing from CAR_NRW0045777).	
IR4B	Operator is to ensure that they submit their Quarterly Monitoring Reports by the deadline specified within the EPR permit.	28/07/2025

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

Introduction

This Compliance Assessment Report (CAR) is an assessment of the monitoring results submitted by FCC Environment (UK) Ltd (the Operator) to cover the Quarter 1 (Q1) January to March 2025 Reporting Period.

Scope

The following monitoring data has been assessed within this Compliance Assessment Report (CAR):

- Pwllfawatkin Q1 Data 2025
 - Excel Data – Leachate Levels.
 - Excel Data – Point Source Emissions to Air.
 - Excel Data – Point Source Emissions to Water.
 - Excel Data – Groundwater Quality Monitoring.
 - Excel Data – Perimeter Landfill Gas Monitoring.
 - Excel Data – Leachate Quality.

Quarter 1 2025: Monitoring Submission Review

The monitoring data for the period Q1 2025 was submitted by the Operator on the 29th of April 2025. The submitted data contained all informative requirements outlined within permit condition 4.2.3a.

This was outside the timeframe (within 28 days) specified by the EPR permit, and as a result is considered contrary to permit condition 4.2.3.

Action:

Operator is to ensure that they submit their Quarterly Monitoring Reports by the deadline specified within the EPR permit.

Leachate Level Limits

Limits regarding leachate levels associated with the landfill cells are specified within Schedule 3: Table S3.1 of the permit.

The Operator is unable to undertake the required monitoring on leachate monitoring well referenced PWLMW4NB, this is due to the presence of a blockage at 24m depth. NRW were informed that sufficient restoration soils are required to be deployed in order to facilitate access for the mobile drilling rig to PWLMW4NB. The Operator has already begun their 2025 Permanent Capping and Restoration Soils Works, and the estimated date of completion (following their most recent periodic progress meeting update) is currently set at 15th of August 2025. An action placed upon the Operator (CAR_NRW0045777) regarding the failure to monitor is still in effect until the 31st of August 2025.

The leachate levels recorded within the alternative leachate monitoring wells were all noted as **compliant**.

Compliance:

Permit condition 3.5.1a below states:

'The operator shall, unless otherwise agreed in writing by Natural Resources Wales, undertake the monitoring and any other actions specified in the following tables in schedule 3 to this permit:

(a) Leachate specified in tables S3.1 and S3.9;'

The aforementioned failure to monitor leachate levels within PWLMW4NB is contrary to permit condition 3.5.1a. As a result, a non-compliance score of C3 has been attributed to IR3E – Monitoring. However, this non-compliance score will be suspended pending the completion of the 2025 Permanent Capping and Restoration Soils Works and subsequent re-drilling of PWLMW4NB which currently is expected to be in August 2025.

Action:

Operator is to undertake remedial action on PWLMW4NB at the earliest viable opportunity and submit evidence to NRW following completion (Action ongoing from CAR_NRW0045777).

Point Source Emissions to Air

Air emission parameters and limits are specified within Schedule 3: Table S3.2 of the permit. Monitoring of emission point A2 is an annual requirement as specified by permit condition 3.5.1b.

Within their Q1 report, the Operator has also submitted Oxides of Nitrogen (NO_x) and Carbon Monoxide (CO) monitoring results which were collected on the 13th of January 2025. These results were noted as being within the permitted levels outlined within the EPR permit.

Point Source Emissions to Water (Other than Sewer)

The parameters and limits regarding point source emissions to controlled waters are specified within

Schedule 3: Table S3.3 of the permit.

There were no reported exceedances of the specified emission limit values (ELV) to controlled waters throughout Q1.

Groundwater Quality

The parameters and associated ELVs regarding groundwater quality are specified within Schedule 3: Table S3.4 of the permit.

There were no reported exceedances of the specified emission limit values (ELV) associated with groundwater quality throughout Q1.

Further groundwater monitoring requirements are outlined within Schedule 3: Table 3.7. The Operator fulfilled monitoring frequency requirements in accordance with permit condition 3.5.1c.

Perimeter Landfill Gas Monitoring

The parameters and associated limits regarding landfill gas within boreholes/probes are specified within Schedule 3: Table S3.5 of the permit.

There were no reported exceedances of the specified emission limit values (ELV) regarding perimeter landfill gas throughout Q1.

Landfill Gas Field Monitoring

The parameters regarding the landfill gas field are specified within Schedule 3: Table S3.8 of the permit. The Operator fulfilled monitoring frequency requirements in accordance with permit condition 3.5.1d.

Leachate Quality

The parameters regarding leachate quality are specified within Schedule 3: Table S3.9 of the permit. The Operator fulfilled monitoring frequency requirements in accordance with permit condition 3.5.1a.

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.