

Compliance Assessment Report CAR_NRW0048472

Permit being assessed: BP3090ST.

For: Potters Yard, **held by:** James Edward Potter

At: Severn Road, Welshpool, Powys, SY21 7AZ.

Type of assessment: Site Inspection,

Reason: Routine.

On: 22/05/2025 between 10:15 and 12:15.

Parts of permit assessed: See criteria listed below.

NRW Lead Officer: Holly Dyke, accompanied by Luke Taylor.

Report sent to: Kevin Pryce, TCM , on 06/06/2025.

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	Action only (X)	
W1A - Waste - Management - General management	Action only (X)	
W3G - Waste - Emissions and monitoring - Fire	Action only (X)	

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

Total non-compliances recorded	Total non-compliance score
0	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
W1A	Ensure wastes are stored wholly within their designated containment or containment area.	06/07/2025
W1A	Individually label IBC's containing solvents and or other hazardous wastes with their contents and hazardous properties and ensure hazardous waste storage areas have	06/07/2025

Criteria	Action needed	Complete by
	relevant signage on site.	
W3G	Provide a copy of the updated Transfer station and HWRC site plans to Natural Resources Wales.	06/07/2025

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.

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

This Compliance Assessment Report is being produced following an announced site inspection conducted on Thursday 22nd of May 2025. At the time of the inspection the weather was dry but overcast and the site was operational.

Luke Taylor (Waste Regulation Officer) and Holly Dyke (Enforcement Apprentice - Mid Wales Waste Regulation and Enforcement Team) of Natural Resources Wales carried out the inspection, being accompanied by the TCM Kevin Pryce.

(W1A) General Management – Permit Condition 1.1.1- Action Only

Plastics

Wastes should be stored wholly within their designated container or containment area. During the visit, plastics could be seen escaping their designated bay and the bay appeared full with wastes seen stacked higher than the bay walls. You explained that the wastes had been recently brought in and deposited there to be sorted and then pushed back into the bay. You should refer back to your environmental management system to ensure the maximum storage quantities are adhered to and to ensure there is sufficient capacity within the bay to accommodate wastes arriving.

Action- Ensure wastes are stored wholly within their designated containment or containment area. This must be completed by 06/07/2025



IBC Hazardous Waste Containers

The solvents in the IBC containers in the waste transfer station did not appear individually labelled and one of the gates that usually fences off these wastes with the necessary signage, was not present due to being taken away for repairs, following storm damage done earlier in the year. Under the Hazardous Waste Regulations, you must clearly mark hazardous waste storage areas and provide signs showing the maximum quantity and hazardous properties of wastes that can be stored there. You must also label containers of repackaged or mixed wastes so that you can identify their contents and origin through the tracking system.

Action- Individually label IBC's containing solvents and or other hazardous wastes with their contents and hazardous properties and ensure hazardous waste storage areas have relevant signage on site. This must be completed by 06/07/2025.

**(W3G) Fire- Permit condition 3.5.1- Action Only**

Since the last inspection was carried out in June 2024 the site plan for the transfer station and the household waste recycling centre has been updated and implemented in all the fire boxes around the site and within the environmental management system.

Action- Provide a copy of the updated Transfer station and HWRC site plans to Natural Resources Wales by 06/07/2025.

Other Observations

The vehicle movements onto the transfer station were well managed and there were members of staff directing householders to the correct areas for the different waste types accepted, which appeared to be working well in conjunction with the online booking system.

If you wish to discuss the content of this Compliance Assessment Report, please feel free to contact me.

Regards,

Holly Dyke

holly.dyke@cyfoethnaturiolcymru.gov.uk

Luke Taylor

luke.taylor@cyfoethnaturiolcymru.gov.uk

In this document 'Natural Resources Wales' means the Natural Resources Body for Wales established by Article 3 of the Natural Resources Body for Wales (Establishment) order 2012

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 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.