

## Compliance Assessment Report CAR\_NRW0048273

|                      |          |                      |                                  |
|----------------------|----------|----------------------|----------------------------------|
| <b>Permit number</b> | MP3330WP | <b>Operator name</b> | Resources Management U.K Limited |
|----------------------|----------|----------------------|----------------------------------|

|                           |                                                                                        |
|---------------------------|----------------------------------------------------------------------------------------|
| <b>Site name</b>          | Withyhedge Landfill                                                                    |
| <b>Site address</b>       | Withyhedge Landfill Bowlings House, Rudbaxton, Haverfordwest, Pembrokeshire, SA62 4DB. |
| <b>Type of assessment</b> | Site Inspection                                                                        |

|                           |            |                |       |                 |       |
|---------------------------|------------|----------------|-------|-----------------|-------|
| <b>Date of assessment</b> | 08/04/2025 | <b>Time in</b> | 13:00 | <b>Time out</b> | 14:30 |
|---------------------------|------------|----------------|-------|-----------------|-------|

|                                 |                 |
|---------------------------------|-----------------|
| <b>Parts of permit assessed</b> | Site Inspection |
|---------------------------------|-----------------|

|                                           |                        |                       |            |
|-------------------------------------------|------------------------|-----------------------|------------|
| <b>NRW Lead officer</b>                   | Rhodri Morgan          | <b>Accompanied By</b> | -          |
| <b>Report sent to – Name and position</b> | Phil Ridley – Director | <b>Date</b>           | 13/05/2025 |

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

| Part of permitted activity assessed (use action criteria below) | Assessment result | Permit condition |
|-----------------------------------------------------------------|-------------------|------------------|
| IR1A General Management                                         | Assessed (A)      | 1.1.1            |
| IR2C Operating Techniques                                       | Assessed (A)      | 2.3.1            |
| IR2H Waste Acceptance                                           | Assessed (A)      | 2.6.4            |
| IR2K Landfill gas management                                    | Assessed (A)      | 2.10.1           |
| IR3C Odour                                                      | Assessed (A)      | 2.7.2            |
| IR3A Emissions to water, air or land                            | Assessed (A)      | 3.1.1            |

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

| Total number of non-compliances recorded | Total non-compliance score |
|------------------------------------------|----------------------------|
| 0                                        | 0                          |

### 2. What action is required?

| Compliance Criteria | Action needed        | Complete by |
|---------------------|----------------------|-------------|
|                     | No actions specified |             |

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 prosecutions and/or suspension or revocation of your permit.

#### **No non-compliances were recorded during this assessment**

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

Resources Management (UK) Limited (RML) operates Withyhedge Landfill under the provisions of an EPR Permit (MP3330WP). The Site is a non-hazardous landfill and was constructed in two phases. Phase 1 accepted waste from 1985 until its closure in 2006. Phase 2 is where the current active tipping area is found at the Site.

#### **Introduction**

RML have submitted a permit variation application, proposing a number of changes to the existing permit (EPR/MP3330WP) under the Environmental Permitting (England and Wales) Regulations 2016.

A site visit was undertaken on the 8<sup>th</sup> April 2025 to allow for the NRW permitting officer allocated to the application to familiarise themselves with the Site.

While onsite NRW Officers also assessed compliance against some of the conditions set out in the operator's EPR permit. NRW Officers were accompanied at times throughout the site visit by the Site Manager.

#### **Site Observations**

##### **Permit Variation Application**

A brief discussion was held with RML's consultants – Geotechnology Limited – regarding the permit variation application. Further information is required regarding the planning permissions status before the application can be duly made.

*Note: The additional information was submitted whilst this report was being compiled; allowing the application to be duly made on the 24<sup>th</sup> April 2025.*

##### **Waste Transfer Station (WTS)**

On arrival, NRW officers completed an independent visual and olfactory inspection of the waste already deposited within the WTS's bays – for eventual disposal at the landfill.

No landfill gas odours were noted in any of the waste in these bays. The wastes that we inspected did not contain any banned or prohibited waste by the permit.

#### Operational Area (Cell 9)

The current operational area is within Cell 9 Sub-Cell A and Sub-Cell B.

An additional layer of horizontal wells have been installed throughout the most recent lift of waste. The Site Manager confirmed this work was completed under CQA supervision. The installation of the horizontal gas wells appeared consistent with the CQA Plan (CAR\_NRW0045814).

The Operator advised that the gas abstraction infrastructure installed throughout Cell 9 is currently recovering approximately 50m<sup>3</sup>/h of landfill gas.

We inspected the active tipping area and examined the deposited wastes. The wastes that we inspected did not contain any banned or prohibited wastes. No landfill gas odours were noted in the areas we inspected.

A discussion was held with the Site Manager regarding a proposed amendment to the waste phasing plan for Cell 9. NRW Officers confirmed that the waste phasing plan for Cell 9 should be amended to reflect the proposed changes and submitted to NRW to be held on record.

#### Odour Assessment

No malodorous emissions were detected by the NRW officers at any location during the duration of the site inspection; either in the WTS or at the landfill.

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 in the aspects assessed. |
| 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       |

### 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 – 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.