

Compliance Assessment Report CAR_NRW0048617

Permit being assessed: TB3190HN.

For: Brecon Recycling Centre, **held by:** Bryson Recycling Limited

At: Unit 34, Ffrwdgrech Industrial Estate, Brecon, Powys, LD3 8LA.

Type of assessment: Site Inspection,

Reason: Routine.

On: 17/06/2025 between 12:15 and 13:17.

Parts of permit assessed: See Criteria Below.

NRW Lead Officer: Luke Taylor, accompanied by Christopher Gilbey.

Report sent to: John Franks , TCM, on 30/06/2025.

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	C3 Minor	1.1.4

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	Fully review and update the site EMS, to include the required site specific detail, and provide a copy to NRW for review	31/07/2025
W1A	Ensure that the TCM for the site is attending for, at least, the required minimum time and record this in the site diary. Provide evidence of this to NRW.	31/07/2025

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 inspection of Brecon Household Waste Recycling Centre. The inspection was conducted by Luke Taylor (Waste Regulation Officer) and Chris Gilbey (Tackling Waste Crime Officer) of Natural Resources Wales.

The weather at the time of the inspection was dry and bright, with a light breeze. The site was operational, with members of the public arriving according to a booking system in place within Powys County Council. This was the first inspection since the site has been operated by Bryson Recycling Limited.

The officers met with the site supervisor, Rob Allen, who accompanied them throughout.

W1A - General Management - Permit Condition 1.1.1 - ACTION ONLY

Your permit states that you must operate the activities in accordance with a written management system that identifies and minimises risks of pollution.

The site Environment Management System (EMS) was reviewed during the inspection and found to still be in a draft stage. There were several areas of missing information specific to the site, site plan pages were blank and information to be added was marked in red by XXXXXXXX etc.

Whilst you have recently assumed operational control of the site in April 2025, the EMS must be updated to reflect the location, operations and layout of the site. This needs to be addressed as a priority.

ACTION - Fully reviewed and update the site EMS, to include the required site specific detail, and provide a copy to NRW for review. Deadline 31/07/2025

W1A - General Management - Permit Condition 1.1.4 - Category 3

You have been scored for the above breach as your site diary records show that the minimum attendance time for the Technically Competent Manager (TCM) to be present on site is not being met.

The site diary, which currently consists of printed pages on a clip board to record individuals attendance times on site, was checked during the inspection. For the following weeks this showed:

- 19/05 - 25/05 - No TCM attendance
- 26/05 - 01/06 - No TCM attendance
- 02/06 - 08/06 - No TCM attendance

Your permit states that you shall comply with the requirements of an approved competence scheme. In addition to this, the guidance document 'How to comply with your environmental permit' states that you must have a technically competent person to direct activities on your site and they must attend the site for a minimum period of time each week.

The minimum attendance time for the TCM to be on site to oversee operations is 20% of the operational time of the site, in this case, 8hrs a week. A week runs from Sunday at midnight and ends on the following Sunday at midnight.

ACTION - Ensure that the TCM for the site is attending for, at least, the required minimum time and record this in the site diary. Provide evidence of this to NRW. Deadline 31/07/2025

Other Observations

The staff on site were very efficient in dealing with the householders attending to deposit waste, the booking system recently introduced across Powys County Council sites resulting in a controlled and known attendance of vehicles/person to the site.

Waste was being stored within the designated containers and skips, with no litter or debris seen.

If you wish to discuss this CAR, or have any queries in relation to its contents, please email:

luke.taylor@cyfoethnaturiolcymru.gov.uk

Regards,
Luke Taylor

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.