

Compliance Assessment Report CAR_NRW0048687

Permit being assessed: CB3797CA.

For: New Horizon Biofuel and Animal Bedding Co Ltd, **held by:** New Horizon Biofuel and Animal Bedding Co Ltd

At: Units 9, 10 & 11, Vauxhall Industrial Estate, Ruabon, Wrexham, Wrexham, LL14 6HA.

Type of assessment: Report/Data Review,

Reason: Routine.

On: 30/06/2025.

Parts of permit assessed: 1.1.1.

NRW Lead Officer: Ian Thomas2.

Report sent to: Philip Thomas, Director/owner, on 07/07/2025.

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	C3 Minor	1.1.1
W2C - Waste - Operations - Operating techniques	C2 Significant	Permit section 4.3.1 Notifications requires that, "Natural Resources Wales shall be notified without delay following the detection of: (C) any significant adverse environmental effects.

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

Total non-compliances recorded	Total non-compliance score
2	35

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	Improvement of management	31/07/2025

Criteria	Action needed	Complete by
W2C	Full prior notification of improvement actions	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

On **Monday 30th June 2025**, NRW received an incident report from New Horizon Biofuel and Animal Bedding Co Ltd, this was in relation to the incident dated 12th June 2025.

CAR form NRW0048575 made an action only requests to supply a copy of the internal investigation report, along with CCTV, dates, times and addresses of employees involved.

Please provide the outstanding requested information, CCTV, dates and times.

In light of the information provided in the incident report, NRW have concerns with the following points:

- 9th May 2025 – Prior to Steve Gaskin going on annual leave, a meeting took place to plan the groundworks for unit 10. **Prior approval for the improvement works was not sought from NRW.**
- 22nd May 2025 – Steve Gaskin returned to work, please confirm when the groundworks commenced?
- 4th June 2025 – Management were aware of the incident. **NRW were not notified.**
- Shredded Black plastic was not stored in bags (photo below)
- No explanation has been given for the organic material included in the waste (previous reported as Hopps).
- The incident report states that the hardcore originated from Unit 11, however Chris Parry (Oaktree Environmental) stated that “The operator has also imported approximately three loads of waste material (circa 50 – 60 tonnes) under their U1 exemption” later quoting “clean soil and stone EWC 17 05 04”.

Between the 9th May 2025 and 4th June 2025, Site Manager, Technically Competent Manager

and Management did not notify NRW of the incident.

This non-compliance has been scored a C2 Potential for significant environmental impact against W2C. Permit section 4.3.1 Notifications

Permit CB3797CA, Schedule 5 – Notification, Section C. States the requirement for the detection of any significant adverse environmental effect. To be notified within 24 hours of detection. Along with a description of where the effect on the environment was detected. Substances(s) detected. Concentrations of substances detected. Date of monitoring/sampling.

There is a failing within the general management operations of the permit.

1.1.1 The operator shall manage and operate the activities:

- a. In accordance with a written management system that identifies and minimises risks of pollution, including those arising from operators, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints; and
- b. Using sufficient competent persons and resources.

The management of the permit has been scored (C3) A non-compliance which could have a minor environmental effect against W1A. 1.1.1



Photo showing shredded plastic not stored in bags on Unit 10.

Thank you for your time during the inspection. Should you have any queries regarding this CAR

form please contact. ian.thomas2@cyfoethnaturiolcymru.gov.uk Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ 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.