

## Compliance Assessment Report CAR\_NRW0046057

**Permit being assessed:** UP3996ED.

**For:** Mobile Plant, **held by:** Miss Lorraine Rowlands, Mr Darren Lee Perry And Mr Owen Richard Parry

**At:** Llangoed, Beaumaris, Gwynedd, LL58 8LT.

**Type of assessment:** Report/Data Review,

**Reason:** Other.

**On:** 25/02/2025.

**Parts of permit assessed:** As below.

**NRW Lead Officer:** Cheryl Griffiths.

**Report sent to:** Lorraine Rowlands, Technical Competent Manager (TCM) , on 16/07/2025.

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

| Part of permitted activity assessed (compliance criteria) | Assessment result | Permit condition |
|-----------------------------------------------------------|-------------------|------------------|
| W4B - Waste - Information - Reporting                     | C3 Minor          | 4.2.2            |
| W4C - Waste - Information - Notification                  | 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                              | 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 |
|----------|----------------------------------------------------------------------|-------------|
| W4B      | Submit records such as waste returns and pre-notifications correctly | 10/08/2025  |
| W4C      | As specified below                                                   | 10/08/2025  |

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

Natural Resources Wales have now concluded an unplanned audit of the submission of your quarterly waste returns.

A summary of the audit is recorded as follows:

**W4B - Reporting**

**4.2.2 - Within one month of the end of each quarter, the operator shall submit to Natural Resources Wales using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous quarter.**

During the audit period, it came to our attention that you were not compliant with the submission of your quarterly waste returns. Similar issues have been highlighted historically by NRW.

Natural Resources Wales requested for you to submit your records to us for the last 6 years which should be retained under permit condition - 4.1.1 (d). All records must be legible, complete and up to date.

Natural Resources Wales provided advice to Lorraine Rowlands, the Competent Technical Manager (CTM) and quarterly waste returns for years of 2019 to 2025 were submitted on the 13th of May 2025.

The returns were illegible as multiple records were submitted for one quarter and the quantities of waste received would at times be incorrect.

The confusion for the multiple returns were caused due to the waste returns being submitted for the address that the deployment took place and the at address the waste was accepted.

Please note that you are required to send one waste return only per quarter for the waste accepted under your environmental permit.

**Action: All future waste returns including nil returns are to be submitted to [waste.returns@cyfoethnaturiolcymru.gov.uk](mailto:waste.returns@cyfoethnaturiolcymru.gov.uk) within one month of the end of each quarter.**

**The deadlines can be found below. For any future records, please refer to the guidance notes and ensure that all records are legible, complete and up to date.**

| Quarters                 | Deadline for return |
|--------------------------|---------------------|
| January 1 to March 31    | April 30            |
| April 1 to June 30       | July 31             |
| July 1 to September 30   | October 31          |
| October 1 to December 31 | January 31          |

**A CCS Category 3 score has been issued in response to this non-compliance against permit condition 4.2.2.**

#### **W4C – Notifications**

**4.3.4- Natural Resources Wales shall be notified at least 48 hours but no more than 7 days in advance of the intention to commence spreading operations. In the event that spreading operations stop for more than 7 days the Natural Resources Wales shall be notified at least 48 hours but no more than 7 days in advance of the intention to recommence spreading.**

NRW reviewed the pre-notifications submitted for the last 6 years and can see from previous pre-notification records that Lorraine Rowlands, Darren Parry & Owen Parry have previously submitted their pre-notifications for several deployment without sufficient notice.

- PAN-002580- notified on the 18 May 2018 to spread on the 19 May 2018.
- PAN-024001- notified on the 7 February 2024 to spread on the 7 February 2024.

**Action: Can you please ensure that all future pre notifications for approved deployments are submitted via the Natural Resources Wales website with at least 48 hours before but no more than 7 days' notice before your deployment takes place.**

PAN-019028 - NRW reviewed the pre-notification for this deployment and it was not completed correctly which made the dates of spreading illegible.

You have stated that the deployment expected start date was 6 October 2023, however, in the 'Any site specific information or hazards section', you have inputted 23 of March 2023 and the expected end date was blank.

NRW believes that the form was completed incorrectly, and that your intention was to carry out spreading under this deployment from 23 March 2023 to 6 October 2023. This would indicate that you pre-notified NRW of your plan to spread for a total of 197 days

As stated within your environmental permit, NRW shall be notified no more than 7 days in advance of the intention to commence spreading operations.

PAN-0011851 - NRW reviewed the pre-notification for this deployment and it was also not

completed correctly which made the dates of spreading illegible.

You have stated that the deployment start date was the 8 December 2020 until 31 April 2021.

This would mean that you pre-notified NRW that you are intending to spread under this deployment for 143 days. As stated within your environmental permit, NRW shall be notified no more than 7 days in advance of the intention to commence spreading operations. Also, please note that there's only 30 days in April.

**Action: For Lorraine Rowlands, Darren Parry & Owen Parry to ensure that all future pre-notification submissions are submitted no more than 7 days before spreading under their approved deployment. If spreading goes beyond 7 days, another pre notification is required.**

**4.3.6 – The operator shall notify Natural Resources Wales at least 7 days prior to commencement of agreed deployment.**

We have reviewed all of the pre-notifications received by Lorraine Rowlands, Darren Parry & Owen Parry and can confirm some were not submitted to Natural Resources Wales which is a requirement under condition 4.3.6 of environmental permit UP3996ED, this sub-section and similar issues were also highlighted historically by NRW.

**Action: For Lorraine Rowlands, Darren Parry & Owen Parry to ensure that all future pre-notification for approved deployment are submitted to NRW via our website.**

PAN-014655: This deployment was approved by Natural Resources Wales on the 18 August 2021 until 17 August 2022. We have reviewed your pre-notification for this deployment and the dates confirmed are not legible as you have stated that the deployment is to take place on the 7 September 2021 until 17 August 2021.

NRW believes that the dates are incorrectly inputted , and the pre-notification was for your intention to spread under this deployment on the 17 August 2021 until 07 September 2021. However, this would confirm that the spreading under this deployment took place a day before the approved deployment.

**Action: For Lorraine Rowlands, Darren Parry & Owen Parry to ensure that all future land spreading under this environmental permit is only to take place during the approved deployment dates confirmed by NRW.**

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NRW would like to thank Lorraine Rowlands, Darren Parry & Owen Parry for their co-operation. All of the updated waste returns have now been submitted to [waste.returns@cyfoethnaturiolcymru.gov.uk](mailto:waste.returns@cyfoethnaturiolcymru.gov.uk).

If you have any further questions about the contents of this inspection report, please do not hesitate to contact us.

Yours faithfully,

Cheryl Griffiths - Waste Regulation Officer

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.

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](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.