

## Compliance Assessment Report CAR\_NRW0049528

**Licence being assessed:** WA/067/0002/015.

For: , held by Euros Puw.

At: .

**Type of assessment:** Site Inspection, Reason: Routine.

On 24/07/2025, between 13:00 and 16:00.

Parts of licence assessed: See report

**NRW Lead Officer:** Swyn Spencer, accompanied by Ffion Hughes.

**Report sent to:** Euros Puw, Licence Holder, on 02/10/2025.

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

Part of licenced activity assessed (criteria)	Assessment result	Licence condition
WR-E1 - Water Abstraction - Fish and Eel passage - Infrastructure specified by licence	C3 Minor	4.8
WR-G4 - Water Abstraction - Impoundment specified by licence - Construction and removal requirements	C3 Minor	4.5
WR-G4 - Water Abstraction - Impoundment specified by licence - Construction and removal requirements	C3 Minor	3.1

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

### 2. What action is required?

Criteria	Action needed	Complete by
WR-E1	Reinstate Fish plunge Pool	16/10/2025
WR-G4	Bracket on scheme when not allowed	16/10/2025
WR-G4	Adjust the size of bracket or replace	30/10/2025

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 prosecution or civil sanctions being imposed depending on the circumstances of the offence.

**You are non-compliant with your licence.**

**We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.**

## 4. Details of our assessment

Cysylltwch efo Swyn Spencer ar y rhif a'r ebost isod os gwelwch yn dda. I drafod y drwydded.

Please contact Swyn Spencer to discuss this licence.

This HEP scheme is licenced by Abstraction Licence WA/067/0002/013 V001 and Impoundment Licence WA/067/0002/015 V001 – Euros Pw Scheme

**This report is in reference to the Impoundment Licence WA/067/0002/015 V001**

A compliance visit was undertaken on Euros Pw Hydro Scheme on the Unnamed Tributary of Llyn Celyn. It was visited on the 24.07.2025 by Environment Officers Swyn Spencer and NRW colleague Ffion Hughes.

You should always familiarise yourselves with the two licences in full to ensure compliance.

Water was not going over the abstraction screen at Point A on the day of our compliance visit. The scheme was not abstracting.

### 1. NAME OF INLAND WATER TO BE IMPOUNDED

Inland water (stream) known as the Nant Aberderfel, Arenig, Bala, Gwynedd.

### 2. POINT OF IMPOUNDMENT – Point A:

As noted in the impoundment licence. National Grid Reference SH 85080 39224

Correct. **Compliant.**

### 3.1 MANNER AND EXTENT OF IMPOUNDMENT:

The general arrangement of the intake weir is the same as shown in the licence drawings.

#### Dimensions:

**The following dimensions were taken on the day:**

Abstraction Screen length was compliant at 1500mm.

Flow Notch/ Residual area on licence was correct at approx:

1000mm & 300mm

**Dimensions of the above area measured were compliant.**

### **Plate / Bracket issue**

The 257mm plate/bracket as on the licence was 365mm on the day – therefore 8mm wider than it is meant to be.

Also it is too high, please keep to the height of wall as per licence diagram.

See photos attached 1145 & 1146 showing the metal ruler on the width of the bracket.

### **Non compliant**

See dimensions as per your licence. You will need to amend the size of the bracket as per date in this report. The height and the width.

The screen was not kept clean with moss build up. The scheme was not abstracting on the day. When the scheme is abstracting it is to your benefit to clean it in order to abstract water.

### **FURTHER CONDITIONS**

*4.5 The Licence shall construct, operate, and maintain the intake works in accordance with the specification and drawings referred to in condition 3.1 of the licence and keep them free from leakage and obstruction at all times.*

### **Non – compliant.**

The scheme was not abstracting on the day. However the licence clearly state in the diagram pages that the bracket is in situ from **Nov – March (inclusive)** and removed during the rest of the year. The bracket was in situ during our 24<sup>th</sup> July visit. Therefore non compliant with the licence conditions.

**You must store the bracket elsewhere away from the weir on periods where it is not meant to be there, in order to avoid further breaches.**

### **Note:**

If you were abstracting this would also be a breach of condition 9.5 of the Abstraction licence relating to the flow regime agreed in the licences. This would have meant that the water going down the notch was compromised greatly. Therefore please remove the bracket and only place when allowed. As per licence.

On the day we are pleased to see that there were no blockages within the notch.

Continue to keep the Hands of Flow and residual area free from obstructions through your maintenance regime. At all times.

#### 4.8 Plunge Pool Condition – downstream fish movement requirement in licence for Brown Trout.

##### **Non Compliant.**

Licence states that the following is needed: Plunge pool with a minimum depth of 300mm, **across the width of the watercourse** immediately downstream of the intake works specified in condition 3.1 to ensure the safe downstream passage of fish.

1125 & 1132 show the scheme on the day of the visit.

#### **ACTIONS – FISH PLUNDGE POOL**

1. Licence Holder needs to add stones to create a pool, directly below the compensation notch area (Hands off Flow) to ensure the level of water is raised to create a plunge pool and to sustain the 300mm depth of the pool. This will ensure a safe **downstream** passage for the fish.

If it is possible to move the stone in the photo where the water can be seen directly cascading into it. That would be ideal. If not raise the level using other stones to create a pool .



Photo 1132



Photo 1125

You will have to reinstate by the date noted in this report. Action on reinstating the fish plunge pool and send photograph/s by date given in this report. If needed we can discuss further with the fisheries officer.

#### **SUMMARY of Breaches and Actions that need to be completed:**

##### **Breach of Condition 3.1:**

###### Plate / Bracket issue - Dimensions

The 257mm plate/bracket as on the licence was 365mm on the day – therefore 8mm wider than it is meant to be.

Also it is too high, please keep to the height of wall as per licence diagram.

This needs to be cut or bracket replaced. But not put in situ on the weir when not allowed.

**Please show us that you have replaced the bracket, or amended the size by 30.10.2025 (or do not use a bracket until you have done so).**

**Breach of Condition 4.5:**Plate / Bracket issue – Seasonal issue

The bracket was in situ during our 24<sup>th</sup> July visit. Therefore non compliant with the licence conditions. Can only be on the weir from November to March.

You must store the bracket elsewhere away from the weir on periods where it is not meant to be there, in order to avoid further breaches.

Please remove the bracket from the weir by the **16.10.2025**.

**Breach of Condition 4.8:**300 mm Fish Plunge Pool

Reinstate the plunge pool as per licence, description in this report and licence by **16.10.2025**.

You need to send clear photos of the improvements to the email in this report.

There is a no working in river due to fish migration period which is between 17<sup>th</sup> October and 15<sup>th</sup> May. Therefore the work must be completed by 16<sup>th</sup> of October

If you have any queries regarding this compliance report or your abstraction and impoundment licences then please do not hesitate to contact me on the number or e-mail address below.

Please contact me if you require further information:

[swyn.spencer@cyfoethnaturiolcymru.gov.uk](mailto:swyn.spencer@cyfoethnaturiolcymru.gov.uk)

[swyn.spencer@naturalresourceswales.gov.uk](mailto:swyn.spencer@naturalresourceswales.gov.uk)

07854 377 319

*Please note any reference within the CAR/ permit to the Environment Agency means Natural Resources Wales.*

*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 licence is issued to you under the Water Resources Act 1991 as amended by the Water Act 2003. You have a responsibility to comply with the conditions of your licence and prevent pollution/harm to 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.

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
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

### If your assessment result in Section 1 is suspended, what does this mean?

In line with our guidance, we may suspend non-compliance for up to six months to allow time for remedial action to be taken. These will be re-instated if the action is not completed.

**Full list of Water resource action criteria** (used in section 1 and 2):**WR A: Abstraction specified by Licence**

- WR-A1 Source of supply
- WR-A2 Points of abstraction
- WR-A3 Means of abstraction
- WR-A4 Purposes of abstraction
- WR-A5 Period of abstraction
- WR-A6 Quantities
- WR-A7 Land
- WR-A8 Other specified on licence

**WR B: Abstraction measurement and records**

- WR-B1 Means of measurement
- WR-B2 Recording
- WR-B3 Reporting

**WR C: Surface / Groundwater level and protected flow**

- WR-C1 Minimum hands-off flow/level requirements
- WR-C2 Flow/level measurement devices
- WR-C3 Recording
- WR-C4 Reporting

**WR D: Environmental monitoring and information**

- WR-D1 Recording
- WR-D2 Reporting
- WR-D3 Notifications

**WR E: Fish and eel passage**

- WR-E1 Infrastructure specified by licence
- WR-E2 Maintenance and records

**WR F: Discharge**

- WR-F1 Point of discharge
- WR-F2 Infrastructure
- WR-F3 Measurement
- WR-F4 Recording
- WR-F5 Reporting

**WR G: Impoundment specified by licence**

- WR-G1 Inland water to be impounded
- WR-G2 Manner and extent of impoundment
- WR-G3 Point(s) of impoundment
- WR-G4 Construction and removal requirements
- WR-G5 Other specified on licence

**WR H: Borehole infrastructure**

- WR-H1 Infrastructure and accessibility
- WR-H2 Maintenance and calibration

**Enforcement response**

Any licence condition non-compliance is an offence and we may take legal action against you. Action we take can include prosecution or civil sanctions. 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 20 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 (Mon to Fri 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.