

## Compliance Assessment Report CAR\_NRW0049516

**Permit being assessed:** AB3192ZW.

**For:** Birdport Waste Storage Facility, **held by:** Port Harcon Shipping Company Limited

**At:** Birdport, Corporation Road, Newport, Newport, NP14 4RE.

**Type of assessment:** Site Inspection,

**Reason:** Routine.

**On:** 16/09/2025 between 10:15 and 11:11.

**Parts of permit assessed:** IR2A, IR2B.

**NRW Lead Officer:** Alexandra Tennant, accompanied by Wayne Grimstead.

**Report sent to:** [REDACTED], Director, on 14/11/2025.

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

| Part of permitted activity assessed (compliance criteria) | Assessment result | Permit condition |
|---|-------------------|------------------|
| IR2A - Installations - Operations - Permitted activities  | Assessed (A)      |                  |
| IR2B - Installations - Operations - The site              | Assessed (A)      |                  |

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

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

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?

No action required.

### 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.

**At this time, we do not intend to take any further action.**

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 (CAR) has been produced following an announced Site Inspection of **Port Harcon Shipping Company Limited** conducted to assess general compliance with permit conditions **EPR/AB3192ZW** currently a Low Impact Installation (LII) at **Birdport Waste Storage Facility, Birdport, Corporation Road, Newport, Gwent, NP14 4RE.**

### Storage of waste materials arising from the permitted process

The warehouse is used for the storage of up to 3500 tonnes of electric arc furnace waste before shipment. The total area in current use was small, with additional space that could be made available as further waste received. EAC bags appeared to be in good condition with no evidence of bag tears or spillage.

Whilst a detailed inspection was not undertaken, observations made throughout assessment did not identify any apparent permit breaches or departure from best practice relating to waste storage.



### Schedule 2 - Waste types, raw materials and fuels

**Table S2.1 Permitted waste types and quantities**

Maximum quantity: No more than 3500 tonnes to be stored on site at any one time.

| Waste code | Description   |
|------------|---|
| 10 02 07*  | Solid wastes from gas treatment containing dangerous substances |

Permit condition -

**COMAH**

Operator advised that it is now established that EAF dust is toxic to the aquatic environment with long lasting effects, due to Zn compounds (ZnO) at or greater than 25% concentration therefore EAF dust now falls within the scope of the COMAH Regulations. Classification and labelling assigns hazard statements H400 and H410. Further guidance can be sought via the ***Control of Major Accident Hazards (COMAH) Regulations 2015*** (to formally notify as per Regulation 6 to the COMAH CA via the HSE form and website) and the ***Environmental Permitting Regulations (England & Wales) 2010*** Regulatory Guidance Series, NRW RGN 8.

#### **Transfer of permit**

Notice of full transfer of permit from Cargo Services (UK) Ltd to Port Harcon Shipping Company Limited completed from 19/09/2025.

#### **Pre-application advice and guidance**

See Pre – application advice and guidance - [Natural Resources Wales / Apply to vary \(change\) a permit for installations](#)  
Further advice can be sought from site Inspector as necessary.

**NO breaches and / or actions were identified during this site inspection**

[END]

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 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 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.