

Statutory Notice



Environmental Permitting (England and Wales) Regulations 2016 Regulation 36

ENFORCEMENT NOTICE TO TAKE SPECIFIED STEPS IN RELATION TO A BREACH OR ANTICIPATED BREACH OF PERMIT CONDITIONS

To: Mark James Skitt
Brynhyfryd, New Cross, Ceredigion, SY23 4LY

Environmental permit: EPR/BB3296CU

Regulated facility: Frongoch Lead Mine, Trisant, Ceredigion, SY23 4RL

Natural Resources Wales considers that the following conditions of the environmental permit are being, or are likely to be contravened:

1.1.1(a) Operate the site in accordance with a written management system

BECAUSE

the Environmental Management System for the site has not been updated since it was written for the permit application in 2019. It no longer reflects on-site activities and the failure to ensure that this document is adequate is also the root cause of many of the other non-compliances at the site since the permit was issued.

As set out on Compliance Report CAR_NRW0045709, you have received non-compliances for this breach on multiple previous occasions and have failed to complete any of those actions.

1.1.2 Maintain records demonstrating compliance with rule 1.1.1

BECAUSE

you are not recording the amount of time that staff, including the Technically Competent Manager, are working at the site.

2.1.1 Maximum waste storage time of 1 year for disposal and 3 years for recovery

BECAUSE

you have been storing wastes such as door cards and interiors that are destined for disposal for longer than one year; and wastes for recovery for longer than 3 years.

2.3.1 Storage of End-of-Life Vehicles and End-of-Life Vehicle waste

BECAUSE

wastes other than fully depolluted end-of-life vehicles, uncontaminated plastic, glass and ferrous and non-ferrous metal wastes arising from the treatment of end-of-life vehicles are not being stored on an impermeable surface with sealed drainage system.

2.3.1 Treatment of End-of-Life Vehicles and End-of-Life Vehicle wastes

BECAUSE

previously wastes have been dismantled on hardstanding rather than impermeable pavement as required by the permit.

2.4.1 Extent of permitted activities

BECAUSE

the extent of the permit boundary is not physically marked and it needs to be clear that all waste activities are being carried out within the permit boundary.

2.5.1 Separate collection and storage of fluids from End-of-Life Vehicles.

Unless they are necessary for the re-use of the parts concerned or, such as fuel, are to be used in vehicles, Permit Condition 2.5.1 requires: fuel, motor oil, transmission oil, gearbox oil, hydraulic oil, cooling liquids, antifreeze, brake fluids, air-conditioning system fluids and any other fluid removed from an end-of-life vehicle to be stored separately.

BECAUSE

you are not storing oils and fluids from End-of-Life Vehicles separately.

3.1.3 Oil storage requirements

BECAUSE

you are storing waste oils in a single Intermediate Bulk Container (IBC) that is balanced on a single-skin tank of indeterminate size. It is unclear whether, in the event of the IBC being damaged, that the tank will retain all or any of the fluids in the IBC.

3.4.1 Operate in accordance with a Fire Prevention and Mitigation Plan

BECAUSE

your Fire Prevention and Mitigation Plan has not been updated since the permit was applied for in 2019 and does not reflect current on-site activities.

4.2.2 Submit annual waste returns

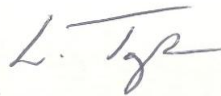
BECAUSE

you have not submitted waste submitted any waste returns since the permit was issued in 2019

You are required to take the steps set out in Schedule 1 by the date(s) specified in order to remedy the contraventions, or to ensure any contraventions do not occur.

Date: 15th December 2025

Signed:



Luke Taylor
Acting Team Leader
Mid Wales Waste and Enforcement Team

Welsh Government Building
Rhodfa Padarn
Llanbadarn Fawr
Aberystwyth
SY23 3UR

Please see over for notes.

Environmental Permitting (England and Wales) Regulations 2016 - Regulation 36 Notes

General

Failure to comply with this notice is an offence under Regulation 38(3) of the Environmental Permitting (England and Wales) Regulations and without prejudice to the requirements of this notice, failure to comply with a condition of an environmental permit is an offence and may result in legal action being taken against you.

You may wish to seek independent legal advice.

Appeal provisions

You are entitled to appeal against this Notice under Regulation 31(1)(f) of the Environmental Permitting (England and Wales) Regulations 2016. Notice of appeal must be made within two months of the date of this notice. An appeal does not affect the requirements of this notice.

You must send written notice of the appeal and the documents listed below to:

Planning and Environment Decisions Wales
Crown Buildings
Cathays Park
Cardiff
CF10 3NQ

Tel: 0300 0604400

Email: PEDW.Casework@gov.wales

Website: Planning and Environment Decisions Wales | GOV.WALES

At the same time you must send a copy of the appeal notice and documents to Natural Resources Wales. The required documents are:

- A statement of the grounds of appeal
- A copy of any relevant application
- A copy of any relevant environmental permit
- A copy of any relevant correspondence between the appellant and the regulator
- A copy of any decision or notice which is the subject matter of the appeal
- A statement indicating whether you wish the appeal to be in the form of a hearing or dealt with by way of written representations.

You may withdraw an appeal by notifying PEDW in writing and sending a copy of that notification to Natural Resources Wales. Further information about making an appeal and the forms that you will need are available from PEDW.

Legislation note

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. On 01 April 2013 the Natural Resources Body for Wales (Functions) Order 2013 transferred the relevant functions of the Countryside Council for Wales, and functions of the Environment Agency and the Forestry Commission in Wales to the Natural Resources Body for Wales.

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SCHEDULE 1: STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
1.1.1(a)	The permit boundary must be marked and clearly identifiable posts/barriers that enable the extent of the permitted area to be clearly identified.	31/01/2026
1.1.1(a)	<p>Display a notice at or near the site entrance that is easily readable from outside the site in daylight hours and must include:</p> <ul style="list-style-type: none"> the permit holder's name an emergency contact name and the operator's telephone number a statement that the site is permitted by Natural Resources Wales the permit number Natural Resources Wales national numbers, 0300 0653000 and 0800 807060 (incident hotline) <p>As specified in the guidance document, "How to Comply with your Environmental Permit".</p>	31/01/2026
1.1.2	<p>Records must be kept of site attendance of the Technically Competent Manager and all persons working on-site. The records must be kept on-site and available for inspection and for each visit, must include:</p> <ul style="list-style-type: none"> time in and time out of site. daily/weekly/monthly site checks. Maintenance 	31/01/2026
3.1.3	Ensure that your oil storage complies with this permit condition. If you do not replace the existing storage arrangement, you must provide evidence that the secondary containment bund has been tested and does not leak	31/01/2026
1.1.1(a)	Submit an updated Environmental Management System that accurately reflects the current site layout and activities.	15/03/2026
2.1.1	Clear the bay below workshop of all wastes (including door cards and seats).	15/03/2026
2.3.1	Fully depolluted end-of-life vehicles, uncontaminated plastic, glass and ferrous and non-ferrous metal wastes arising from the treatment of end-of-life vehicles shall be stored on hard standing.	15/03/2026

2.3.1	Whole un-depolluted and undamaged End-of-Life Vehicles must not be stored on grass.	15/03/2026
2.3.1	Dismantling of End-of-Life Vehicles and End-of-Life vehicle parts shall only be carried out on an impermeable surface with sealed drainage system.	03/05/2026
2.4.1	All End-of-Life Vehicles and End-of-Life vehicle waste must be stored and treated within the permit boundary. Any wastes not stored within the permit boundary must be moved to within the boundary or from site.	03/05/2026
2.5.1	<p>Ensure the removal and separate collection and storage of the following:</p> <ul style="list-style-type: none"> • fuel, • motor oil, • transmission oil, • gearbox oil, • hydraulic oil, • cooling liquids, • antifreeze, • brake fluids, • air-conditioning system fluids and gases • any other fluid contained in the end-of-life vehicle unless they are necessary for the re-use of the parts concerned <p>This is to comply with the standards set out in table 2.5 of your permit</p>	03/05/2026
3.4.1	Update the Fire Prevention and Mitigation Plan to reflect current site layout and activities using the current, relevant fire prevention plan guidance	03/05/2026
4.2.2	Submit waste returns for years: 2019, 2020, 2021, 2022, 2023, 2024 and 2025	03/05/2026