

Compliance Assessment Report CAR_NRW0050068

Permit being assessed: LP3395FJ.

For: The Graig Yffaldau Waste Transfer, **held by:** Powys Environmental Ltd

At: The Graig Yffaldau Waste Transfer Station, Llandegley, Llandrindod Wells, Powys, LD1 5UD.

Type of assessment: Site Inspection,

Reason: Routine.

On: 27/11/2025 between 10:50 and 12:50.

Parts of permit assessed: Management System, Waste Acceptance, Waste Returns, Records.

NRW Lead Officer: Malcolm Dines, accompanied by Luke Taylor.

Report sent to: Tim Richards, Director, on 23/12/2025.

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(a)
W1A - Waste - Management - General management	Action only (X)	
W4B - Waste - Information - Reporting	C3 Minor	4.2.2
W4C - Waste - Information - Notification	C4 No impact	4.3.4

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

Total non-compliances recorded	Total non-compliance score
3	8.1

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	Review and update your management system to ensure: your waste acceptance process ensures staff can correctly identify and report wastes handled at your site all wastes are classified and coded correctly in accordance	31/03/2026

Criteria	Action needed	Complete by
	<p>with "Technical Guidance WM3 - Guidance on the classification and assessment of waste"</p> <p>correct records are being kept and reported of materials accepted and removed from your site</p> <p>it contains details as to where and how the different waste streams are managed to ensure you are complying with your permit</p> <p>include the process for how you manage trommel fines</p>	
W1A	Review staff training to ensure relevant staff are able to correctly identify and classify waste in accordance with "Technical Guidance WM3 - Guidance on the classification and assessment of waste". Where gaps are identified in staff training ensure that provision has been made for relevant staff to receive appropriate training	31/03/2026
W4B	Ensure that all wastes returns are submitted in the format that is required by Natural Resources Wales and that wastes are recorded and reported correctly and in accordance with "Technical Guidance WM3 - Guidance on the classification and assessment of waste"	01/02/2026
W4C	Submit an administration-only variation to Natural Resources Wales to ensure that the registered office address on your permit is correct	01/02/2026

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

This was a routine announced compliance visit carried out by Malcolm Dines (Waste Regulation Officer) and Luke Taylor (Senior Waste Regulation Officer). The officers met with Tim Richards (Director and Technically Competent Manager) who accompanied Luke Taylor around the site. Malcolm Dines reviewed waste returns and the Environmental Management System.

The purpose of this compliance visit was to assess waste acceptance and the waste records following a review of waste returns prior to the site visit and to review how wastes

are handled and stored at your site.

Permit Breaches

W1A - General Management - Cat 3; Permit Condition 1.1.1(a)

You have been given this category 3 breach under the above permit condition because your management system does not contain sufficient detail about how wastes are stored, handled and treated at your site and how the wastes are recorded to prevent incorrect waste classification. This is also the root-cause for the breach of permit condition 4.2.2 (waste returns).

Your management system is your document to ensure that the site is operated in accordance with your permit and waste legislation. It is essential that staff understand how and where wastes are treated and stored and that you can identify loads that are being accepted for disposal or recovery and these are all documented correctly.

It is also essential that all staff involved with the identification and recording/reporting of wastes have training on waste classification or have clear, concise instructions to ensure that wastes are accepted, handled, exported and recorded in accordance with "*Technical Guidance WM3 - Guidance on the classification and assessment of waste*".

In my review of your waste returns, there was no waste being accepted under the EWC code of mixed construction and demolition waste (17 09 04). During the compliance visit you explained that you recorded this waste type as mixed municipal wastes (20 03 01). This explains why when the totals for wastes accepted and removed from your site showed a discrepancy of over 1,000 tonnes for mixed municipal wastes.

The review also identified that little or no inert wastes were being removed from the site. During the compliance visit you explained that this was because it had been used on a U1 exemption. This material still needs to be recorded on your waste returns.

The section of your management system relating to waste acceptance is very detailed and provides a good process for preventing unauthorised wastes being accepted at the site however, there is no explanation of how wastes are treated and stored after being accepted at the site and there is no section that details how different wastes are recorded for the process that you are putting them through.

During the compliance visit you were asked about how you manage your trommel fines and you explained that they go to landfill and that the landfill operator attends your site to test the fines prior to accepting the waste at their landfill. It is really good to see this process being carried out, but you must ensure that it is included in your Management System.

The purpose of your management system is to ensure all staff on-site understand how to comply with your permit. Your staff must be aware of what records you need to produce and how to make and store them. Any amendments to records need to be made so that the original is still accessible, for the required period of time (minimum six years) and legible if directly amended by hand. You must ensure that:

Action: Review and update your management system to ensure:

- your waste acceptance process ensures staff can correctly identify and report

wastes handled at your site

- all wastes are classified and coded correctly in accordance with "*Technical Guidance WM3 - Guidance on the classification and assessment of waste*"
- correct records are being kept and reported of materials accepted and removed from your site
- it contains details as to where and how the different waste streams are managed to ensure you are complying with your permit
- include the process for how you manage trommel fines

by 31 March 2026

Action: Review staff training to ensure relevant staff are able to correctly identify and classify waste in accordance with "*Technical Guidance WM3 - Guidance on the classification and assessment of waste*". Where gaps are identified in staff training ensure that provision has been made for relevant staff to receive appropriate training **by 31 March 2026**

W4B - Reporting - Cat 3; Permit Condition 4.2.2

You have been given this category 3 breach against the above permit condition because you failed to submit waste returns in the required format and with incorrect waste classification. It is reasonably foreseeable that not submitted returns, or submitting returns with incorrect information could result in those sites receiving your waste not handling it correctly. It can also mean wastes cannot be tracked correctly.

During the compliance visit, with my support your staff were able to identify why waste returns had not been correctly submitted and they then submitted returns for the missing periods and updated to processes that should prevent this issue occurring again.

Action: Ensure that all wastes returns are submitted in the format that is required by Natural Resources Wales and that wastes are recorded and reported correctly and in accordance with "*Technical Guidance WM3 - Guidance on the classification and assessment of waste*" **by 1 February 2026**

W4C - Notifications - Cat 3; Permit Condition 4.3.8

You have been given this category 3 breach against the above permit condition because you have failed to notify Natural Resources Wales that your Registered Office Address has changed.

Action: Submit an administration-only variation to Natural Resources Wales to ensure that the registered office address on your permit is correct **by 1 February 2026**

Other Matters

Technical Competence

Tim Richards is the Technically Competent Manager for the site and has a current continuing competency certificate appropriate for the site activities. Mr. Richards is on site most days and so is complying with the minimum amount of time that the technically competent manager is required attend site.

If Mr. Richards is unable to attend site for a prolonged period, you must ensure that there is a contingency plan for ensuring that you have a suitably qualified manager attending for the

minimum required time.

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.