

Compliance Assessment Report CAR_NRW0050637

Permit being assessed: VP3598FA.

For: Thomas Brothers, **held by:** Steven Charles Thomas

At: Waterston, Milford Haven, Pembrokeshire, SA73 1DP.

Type of assessment: Site Inspection,

Reason: Other.

On: 05/02/2026 between 12:20 and 13:30.

Parts of permit assessed: W2A, W1C and W3G.

NRW Lead Officer: David Ellar.

Report sent to: Steven Thomas, Permit Holder, on 10/02/2026.

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	Assessed (A)	
W3G - Waste - Emissions and monitoring - Fire	Assessed (A)	
W2A - Waste - Operations - Permitted activities	Assessed (A)	
W1C - Waste - Management - Avoidance, recovery and disposal of wastes produced by the activities	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.

You are non-compliant with your permit.

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

This was an announced site visit made by David Ellar of Natural Resources Wales (NRW). The purpose of the inspection was to assess compliance against the Environmental Permit Number: EPR/VP3598FA and compliance against the Environmental Permitting (England and Wales) Regulations 2016 Regulation 36 notice (issued 13 November 2025). NRW officer was met onsite by Permit holder, TCM and Office Manager, all accompanied NRW officer around site during visit.

The weather was wet with recent heavy periods of rain.

Permit Breaches:

No Permit breaches were observed during this inspection.

Compliance against Regulation 36 notice:

An Environmental Permitting (England and Wales) Regulations 2016 Regulation 36 notice was issued to the operator and the following steps to be taken were required to be completed by the notice deadline:

1. All waste must be stored in accordance with the permit condition 2.3.1 and table 2.3. Ensure that: No waste is stored in areas without a roof or adequate containment and that 'Unless stored or treated outside as specified waste, all bulking, transfer or treatment of waste shall be carried out inside a building'. Deadline for compliance was 30/01/2026.
2. You must ensure that the waste is stored within the manner described under the current approved FPMP dated: January 2022 and titled: Fire Prevention & Mitigation Plan Thomas Brothers Skips (TBS). Deadline 30/01/2026
3. You must cease mixing trommel fines with general waste, and ensure you (by 12/12/25 deadline) :
 - a) Segregate trommel fines
 - b) Conduct WM3-compliant hazardous property assessments.
 - c) You must apply the waste hierarchy to fines, considering recovery and recycling options.

During the inspection it was found that all steps to be taken had been completed within the deadline periods.

Previous inspection:

Several permit breaches were identified during the previous inspection on the 05/09/25 including:

- W2A - Permitted activities – Permit Condition 2.3.1 and table 2.3 – Category 2 noncompliance.
- W3G – Fire – Permit condition 3.4.1 – Category 2 noncompliance
- W1C – Avoidance, recovery, treatment and disposal of wastes produced by the activities – Permit condition 1.2.1 – Category 3 noncompliance.

please see Compliance Assessment Report CAR_NRW0049343 for further detail.

All actions had been completed, however enforcement for the breaches is still outstanding. Enforcement options were discussed with site operator during this inspection. The operator will be sent further correspondence on this separately.

General Observations:

There was a lot less waste on site compared to previous inspections and the site was generally well organised. The repair on the damaged roof was in progress. One section (left hand side) of the roof had been replaced. The roof on the right hand side was still awaiting replacement as delays with contractors had occurred. This area was clear though and no waste was stored in this area. The operator expects roof repair to be fully finished when weather conditions allow.

Good segregation of waste types was observed with farm plastic, mixed waste (ready for processing) and segregated waste all in separate areas.

Permitted Activities (W2A):

Whilst on site the waste activities during the inspection were found to be in line with the condition 2.3.1 and table 2.3 of the permit. Previously waste had been stored in a area where the roof had been damaged and was not considered to be 'in a building'. This waste had all been removed form site, part of the roof had been replaced and the other part of the site that was still awaiting replacement had no waste stored under it.

Photograph showing area of repaired roofing:



Photograph showing area where roof is awaiting replacement where no waste had been removed as required by notice:



Fire (W3G):

Good segregation of waste types was observed and in line with site FPMP. Waste will be moved to designated storage areas when roof is fully repaired.

Avoidance, recovery, treatment and disposal of wastes produced by the activities (W1C):

Trommel fines were segregated from other waste streams and they were assessed in accordance with WM3 waste classification guidance. Options for disposal of the fines was underway and several authorised receiving sites had been identified. The operator confirmed they were no longer mixed with other waste streams for disposal.

Photograph showing trommel fines segregated and awaiting removal from site:



Thank you for your time during the inspection.

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 required for the permit condition assessed to avoid non-compliance. No non-compliance scored at this time
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(1) – Emissions to water
- W3A(2) – Emissions to air
- W3A(3) – Emissions to 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.

Disputing the Content of this Compliance Assessment Report Form

If you disagree with the content of this Compliance Assessment Report form, you should submit your concerns, in writing, to the regulating officer who issued it within **15 working days** of its issue. This will be treated as a **Stage 1 review**.

If you are not satisfied with the outcome of the stage 1 review, you may request a **Stage 2 appeal**. This request must be submitted **within 21 working days** of receiving the response from the stage 1 review.

Further details on our review and appeal process are available at: [Natural Resources Wales / Appeal a regulatory decision from Natural Resources Wales](#)

Concerns Not Related to the Content of this Compliance Assessment Report Form

If your concerns do not relate to the content of the Compliance Assessment Report form, you should first attempt to resolve the issue with the regulating officer or their line manager.

If the issue remains unresolved, please contact our **Customer Contact Team**:

- **Telephone:** 0300 065 3000 (Monday to Friday, 09:00–17:00)
- **Email:** enquiries@naturalresourceswales.gov.uk

They will provide details on how to escalate your concerns through our **Complaints and Commendations procedure**.

If you are dissatisfied with our response, you may contact the **Public Services Ombudsman for Wales**:

- **Telephone:** 0300 790 0203
- **Email:** 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.