

## Compliance Assessment Report CAR\_NRW0050858

**Permit being assessed:** DB3297ZK

**For:** Land off Hafod Wen, **held by:** Jones Brothers (Henllan) Limited

**At:** Hafod Wen, Tonyrefail, Porth, RTC, CF39 8LB.

**Type of assessment carried out:** Site Inspection,

**Reason:** Other.

**On** 18/02/2026, between 10:30 and 11:55.

**Parts of permit assessed:** All

**NRW Lead Officer:** Ceri Malone, accompanied by: Hywel Brown.

**Report sent to:** Nicolaas Blignaut, H&S Director Jones Brothers, on 04/03/2026.

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

Part of permitted activity assessed (criteria)	Assessment result	Non-compliant permit condition
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	C1 Major	3.1.2 Emissions to water - The limits given in schedule 3 shall not be exceeded.
WQ-B3 - Water Quality - Operations - Operating techniques	C4 No impact	2.3.1 Operating techniques - (a) The activities shall, subject to the conditions of this permit, be operated using the techniques and in the manner described in the documentation specified in schedule 1, table S1.2, unless otherwise agreed in writing by Natural

Part of permitted activity assessed (criteria)	Assessment result	Non-compliant permit condition
		Resources Wales.
WQ-A1 - Water Quality - Management - General management	Assessed (A)	
WQ-B1 - Water Quality - Operations - Permitted activities	Assessed (A)	
WQ-C4 - Water Quality - Emissions and monitoring - Monitoring	Assessed (A)	
WQ-D1 - Water Quality - Information - Records	Assessed (A)	

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

## 2. What action is required?

Criteria	Action needed	Complete by
WQ-C1	Please investigate and explain why this exceedance has taken place. Explain what measures are being put in place to prevent future exceedances. Provide records of site monitoring carried out around the date which may have identified issues.	13/03/2026
WQ-B3	Provide an updated Surface Water Management Plan (SWMP) to NRW which is representative of the current and planned water management on site.	27/03/2026

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 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

### **Site Drainage Treatment System Serving Land off Hafod Wen (EPR/DB3297ZK)**

Please note, this section is in two parts. Part one details a determinant exceedance detected during routing regulatory monitoring by NRW. Part two details a subsequent site inspection.

**Part one: Sample Exceedance Report**

This CAR form is a review of regulatory monitoring results carried out by Natural Resources Wales (NRW) on 02/02/2026. A resulting regulatory visit for the site was completed on 18/02/2026, details of which are included at the bottom of this form.

**Breaches of Permit Condition:**

At 13:20 on 02/02/2026 NRW Data Collection Officers took a water quality sample of the water discharge from Land off Hafod Wen, Jones Brothers (Henllan) Limited – permit EPR/DB3297ZK. This was part of NRW's routine monitoring from the specified monitoring point in the permit - NGR ST 01979 88623.

The water quality sample was tested and showed 263mg/l of suspended solids. Your limit is 20mg/l (measured after drying at 105°C). The sample contained 13x your permitted limit of suspended solids and is classified as a Compliance Classification Scheme (CCS) category 1 non-compliance. This result is a non-compliance of the following permit condition:

3.1.2 Emissions to water - The limits given in schedule 3 shall not be exceeded.

**Actions Required**

3.1.2 Emissions to water:

- **Please investigate and explain why this exceedance has taken place. Explain what measures are being put in place to prevent future exceedances.**
- **Provide records of site monitoring carried out around the date which may have identified issues.**

**Please provide this information by 13th March 2026.**

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**Part two: Site Report**

Two Environment Officers conducted a site visit of the Land Off Hafod Wen, Jones Brothers (Henllan) Limited development on 18/02/2026 at 10:30am. As part of the visit an assessment of compliance with permit EPR/DB3297ZK was made. The weather was dry and overcast with heavy rain over the previous week. The H&S Director and Site Manager for Jones Brothers provided access to the site and were present during the site inspection.

The H&S Director described the water management on site prior to a site walkover. The site is currently in stage 4 of the management plan received by NRW on 08/04/2024. Condition 2.3.1 requires that site operations are managed as described in this document. Currently the on site water management differs as it is entirely passive - no flocculant is being used on site. Additionally no polishing channel is present after the headwall. This is a non-compliance with 2.3.1 of the permit.

The site walkover showed that multiple stages of water management are being used on site. Swales/gravel check dams, silt matting (*photograph 1*) and attenuation basins (*photograph 2*) were present and appeared to be functioning as designed. Treated water is then discharged via a headwall at the south east of the site.



*Photograph 1: Silt Matting*



*Photograph 2: Attenuation Basin*

The discharge was checked and located as described in Table S3.2 of the permit. The water was

visibly clear, <20mg/l for suspended solids as permitted in Schedule 3 and described in 3.1 and 3.2 of the permit (*photograph 3*).



*Photograph 3: Water Discharge*

Access was available to the monitoring location, therefore compliant with 3.3 of the permit.

Records of daily checks taken by the operator were available. These included suspended solids calculations from a turbidity meter and site specific NTU/TSS calibration curve.

The H&S Director discussed the 02/02/2026 suspended solids exceedance and believes it was due to washing out of manholes without sufficient mitigation in place. This is believed to be an isolated incident however investigations were ongoing and an action has been included in this CAR.

### **Breaches of Permit Condition**

2.3.1 Operating techniques - (a) The activities shall, subject to the conditions of this permit, be operated using the techniques and in the manner described in the documentation specified in schedule 1, table S1.2, unless otherwise agreed in writing by Natural Resources Wales.

Assigned as a Category 4 non-compliance as mitigation was in place but not in accordance with the permitted document.

### **Action Required by Dates Specified**

2.3.1 Operating techniques:

- Provide an updated Surface Water Management Plan (SWMP) to NRW which is

**representative of the current and planned water management on site.**

**Please provide this information by 27th March 2026.**

**Contact Details**

If you have any queries regarding this CAR form or to provide an update on any actions above, please contact me using the following details: Ceri Malone, Environment Officer,  
Ceri.Malone@naturalresourceswales.gov.uk

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 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
- 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
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

**Full list of water quality action criteria (used in section 1 and 2):****WQ A: Management**

- WQ-A1 General management

**WQ B: Operations**

- WQ-B1 Permitted activities
- WQ-B2 The site
- WQ-B3 Operating techniques
- WQ-B4 Improvement programme
- WQ-B5 Pre-operational conditions

**WQ C: Emissions and monitoring**

- WQ-C1 Emissions to water
- WQ-C2 Emissions to land
- WQ-C3 Emissions of substances not controlled by emission limits
- WQ-C4 Monitoring
- WQ-C5 Installation of monitoring boreholes

**WQ D: Information**

- WQ-D1 Records
- WQ-D2 Reporting
- WQ-D3 Notifications

**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](mailto: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](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.