

Compliance Assessment Report CAR_NRW0051343

Permit being assessed: MP3894VQ.

For: Old Barry Sidings, **held by:** R R Davies Ltd

At: Hopkinstown, Pontypridd, Mid Glamorgan, CF37 2PE.

Type of assessment: Site Inspection,

Reason: Routine.

On: 12/01/2026 between 11:10 and 11:40.

Parts of permit assessed: waste quantities, drainage.

NRW Lead Officer: Magda Leonowicz, accompanied by Daniel Hopkin.

Report sent to: Robert Davies & Gareth Hill , & Site Manager Technically Competent Manager , on 09/04/2026.

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	C2 Significant (Suspended)	C1 - The licence holder shall operate the facility in accordance with the working plan as approved by the Waste Regulation Authority and attached to this licence. The licence holder shall obtain approval from the Waste Regulation Authority for any proposed change in the actual conduct of the operations from the proposals approved in the working plan, as altered by any previously approved changes before the proposed change is implemented.

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

Total non-compliances recorded	Total non-compliance score
1	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?

Criteria	Action needed	Complete by
W1A	As it was agreed during the site visit, NRW is expecting submission of a variation application along with the up to date EMS within agreed timescales, please see the Regulation 36 Notice.	10/06/2026

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.

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 Compliance Assessment Report (CAR) Form has been completed following a site inspection undertaken on the 12th January 2026 at Old Barry Sidings, Pontypridd. Permit Number EPR-MP3894VQ.

Present:

Robert Davies - Site Manager

Gareth Hill – Technically Competent Manager (TCM)

Magda Leonowicz- Natural Resources Wales (ML)

Daniel Hopkin – Natural Resources Wales (DH)

The purpose of the visit was a routine site inspection and follow up after the previous visit in September. This was an announced inspection conducted by Magda Leonowicz Waste Regulation Officer and Daniel Hopkin Waste Regulation Officer.

The officers met with the site manager Robert Davies and the Technically Competent Manager (TCM) Gareth Hill. The weather was wet with heavy rain during the visit.

RD and GH kindly showed the officers around the site. During the visit, the next steps

required to progress improvements at the facility, as well as indicative timescales for submitting a permit variation application were discussed.

The operator had made significant improvements to both the site infrastructure and waste storage arrangements since the inspection in March. In recognition of these substantial improvements, and given the operator's commitment to submit a permit variation to modernise the permit and ensure ongoing compliance, it was discussed that the scores issued following the previous site visits will be suspended. This agreement is conditional upon the Regulation 36 Notice being complied with, which is being issued alongside this Compliance Assessment Report (CAR).

Site inspection:

1. W1A – General management – Category 2 breach and root cause. *Suspended score*

The permit condition C1 states: 'The licence holder shall operate the facility in accordance with the working plan as approved by the Waste Regulation Authority and attached to this licence. The licence holder shall obtain approval from the Waste Regulation Authority for any proposed change in the actual conduct of the operations from the proposals approved in the working plan, as altered by any previously approved changes before the proposed change is implemented.'

As the permit EPR-MP3894VQ was issued prior to 6 April 2008 and does not explicitly include Condition 1.1.1, Natural Resources Wales (NRW) is required to assess, categorise and score compliance as if Condition 1.1.1 were present.

This approach is mandated by Part 3(1) of the Environmental Protection (Miscellaneous Amendments) (England and Wales) Regulations 2018, which requires regulators to apply the management system requirement to older-style waste permits. Regulatory guidance confirms that for permits issued before 6 April 2008 that lack Condition 1.1.1, Natural Resources Wales (NRW) must apply this condition and scores must be based on it.

1.1 General management

1.1.1 The operator shall manage and operate the activities:

- (a) in accordance with a written management system that identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents, non-conformances, closure and those drawn to the attention of the operator as a result of complaints; and

(b) using sufficient competent persons and resources.

1.1.2 Records demonstrating compliance with condition 1.1.1 shall be maintained.

1.1.3 Any person having duties that are or may be affected by the matters set out in this permit shall have convenient access to a copy of it kept.

1.1.4 The operator shall comply with the requirements of an approved competence scheme.

During inspections undertaken in March 2025 and September 2025, it was identified that the absence of a sufficiently written Environment Management System (EMS) resulted in multiple non compliances. The lack of sufficiently written EMS was assessed as a root-cause breach. A root-cause breach is treated as a significant breach, because it prevents NRW, acting as the Regulator, from adequately determining the suitability and effectiveness of the operator's policies and procedures.

However, during the current inspection, ML observed a significant improvement in waste management at the site. This included waste storage and the cleanliness of the site, significant improvement in the infrastructure, including repairs to the drainage system and the impermeable concrete surface.

As it was raining heavily throughout the entire length of the visit, the officers were able to confirm there was no pooling on the site.

In addition, the timescales for submission of the variation application for the permit along with a written up to date EMS were discussed and agreed. The operator intends to submit the variation application **within 2 months**.

Because of the improvements implemented by the permit holder, and the agreed timescales for submitting the permit variation, the score for the above breach has been suspended with a regulation 36 notice in place.

Action:

As it was agreed during the site visit, NRW is expecting submission of a variation application along with the up to date EMS within agreed timescales, please see the Regulation 36 Notice.

The interceptor

Following the previous visit, in September, photographs of the clean interceptor along with the proof of its maintenance and waste consignment notes were provided to ML within

requested deadline.

During the visit the site appeared swept up and clean in non-storage areas. The interceptor was easily accessible and upon visual inspection the drainage system appeared to be working appropriately. The run off from the rainfall from parts of the site including the waste storage areas was directed via the middle of the site into the silt trap then the interceptor as shown on the photographs 1 and 2.

No action needed



Photograph 01



Photograph 02

TCM

The details of the TCM have been provided. Gareth Hill holds qualification for Storage and Treatment of hazardous waste, as well as metal recycling sites, the certificate expiry date is on 07/03/2026. Thank you.

No action needed

Unpermitted activities

Baling/crushing

Baling or crushing activity was not observed during the inspection. However, baled/crushed ELV shells were present on site. Currently these activities are not included in the permit. Carrying these activities out at the site is consider illegal operations. During discussions, the operator confirmed that baling/crushing will be included in the forthcoming permit variation application.

Although baling or crushing activities are not permitted under the current permit conditions, the storage of baled or crushed ELV shells is allowed under the waste code 16 01 17 (ferrous metals), which is included in the permit. Photograph 8 shows the storage of crushed ELV shells.

Shredding

There was no shredding or granulating activity carried out at the site during the visit. The officers did not notice shredded or granulated material being stored at the site.

Actions:

Please do not carry out any unpermitted activities at the site until a permit variation that includes the activities you wish to undertake has been issued.

For further information regarding the undertaking of unpermitted activities, and the potential enforcement outcomes associated with such actions, please refer to the Letter of Allegation issued alongside this CAR.

Improvements:

It was noted that the storage of waste on site has improved significantly compared to previous visits and is now being managed largely in accordance with the permit conditions.

Undepolluted ELVs were stored appropriately and in accordance with the above storage conditions of the permit. See the photograph 03.

Sorted metal waste was stored in bays, as per the photographs 04 and 07.

Metals such as copper and batteries were stored in the building. Batteries were stored in acid resistance containers. As shown on the photographs 05 and 06.

No action needed



Photographs 03



Photograph 04



Photograph 05



Photograph 06



Photograph 07



Photograph 08

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.