

## Compliance Assessment Report CAR\_NRW0049152

**Permit being assessed:** BB3794ZH.

**For:** Ty Mawr West Recycling, **held by:** Ty Mawr West Recycling Limited

**At:** Ty Mawr West Quarry, Talysarn, LL54 6BA.

**Type of assessment:** Site Inspection,

**Reason:** Routine.

**On:** 06/08/2025 between 11:43 and 12:15.

**Parts of permit assessed:** As below. .

**NRW Lead Officer:** Leon Williams, accompanied by Cheryl Griffiths.

**Report sent to:** Ellis Wyn Jones, Director, on 21/05/2026.

### 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	Action only (X)	
W1A - Waste - Management - General management	C3 Minor	1.1.1(a)
W2D - Waste - Operations - The site	Action only (X)	
W4B - Waste - Information - Reporting	Assessed (A)	

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

Total non-compliances recorded	Total non-compliance score
1	4

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	Please submit a copy of the "Factory Control Document" as required by the WRAP quality protocol to NRW for review.	29/08/2025
W1A	Waste should be stored for no longer than 6 month at the site as defined by the site EMS.	31/03/2026
W2D	All waste must be stored within permitted site boundary on	29/08/2025

Criteria	Action needed	Complete by
	hardstanding as required by permit condition 2.2.1 and Table S1.1.	

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

Routine site inspection conducted by Senior Waste Regulation Officer Leon Williams and Waste Regulation officer Cheryl Griffiths of Natural Resources Wales (NRW).

The weather was dry and sunny during the inspection.

#### **W1A - General management**

**Permit Condition 1.1.1 - The operator shall manage and operate the activities: (a) in accordance with a written management system that identifies and minimises the 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.**

On the 6 March 2025, NRW issued a Regulation 36 Environmental Permitting Regulations 2010 enforcement notice on Ty Mawr West Recycling Limited requiring the company to reduce waste volumes at the site by 25,000 tonnes by the 31 March 2026.

The reason for this formal request is because waste stockpiles are exceeding storage times and volumes defined in Ty Mawr West Recycling Limited's Environmental Management System (EMS) as follows:

Table 1.2 Waste Storage Details

Description	Limits	Comments
Maximum storage time	Material will be stored for no longer than 6 months following extraction / acceptance.	The site is operated in accordance with a first-in-first-out principal, waste that has been excavated first will be the first to be removed off site.
Maximum storage capacity	No more than 10,000 tonnes of material will be stored on site at any one time.	This will be implemented through strict waste acceptance procedures.
Maximum stockpile height	Material will be stockpiled to a maximum height of 10m.	This will be implemented by visually monitoring the height of the stockpile

We were advised that Ty Mawr West Recycling Limited have removed a total of 26,686 tonnes of waste from site in 2025.

The majority of this waste has been re-processed in accordance with the WRAP quality protocol which is a framework that defines when recycled aggregates produced from inert waste are no longer considered waste and can be used in specific markets without waste management controls.

NRW acknowledges the positive progress the company has made in reducing waste volumes at the site to date.

A visible reduction of the main stockpile area was noted during the inspection.



NRW recommends that no further waste should be accepted on site until waste volumes are brought into compliance with the maximum storage capacities as defined in the site Environmental Management System (EMS).

**ACTION:** Please provide a copy of Ty Mawr West Recycling Limited's *Factory Production Control* document, as required under the WRAP Quality Protocol, for review by 29 August 2025.

### **W2A - Permitted Activities**

#### **Table S1.1 - Limits of Activities**

The second primary waste stockpile, located to the south of the site, is currently not situated on a designated hardstanding area.

Table S1.1 in environmental permit EPR/BB3794ZH suggests that all waste must be treated and stored on hardstanding.

### **W2D - The Site**

**Permit Condition 2.2.1 - The activities shall not extend beyond the site, being the land shown edged in green on the site plan at schedule 7 to this permit.**

NRW also believes that this stockpile is located outside the permitted site boundary which

is defined in schedule 7 of environmental permit EPR/BB3794ZH and has exceeded the 6 month storage time as defined in the company's EMS.



**A CCS Category 3 score has been recorded against permit condition 1.1.1(a) in response to this storage time exceedance.**

**NRW are aware that Ty Mawr West Recycling Limited are exploring the possibility of submitting a new environmental permit application to facilitate the recovery of the waste stored in this area.**

If the company requires any further advice in relation to this application, please do not hesitate to contact us.

Diolch yn fawr,

Leon Williams

Uwch Swyddog Rheoleiddio Gwastraff / Senior Waste Regulation Officer

Cyfoeth Naturiol Cymru / Natural Resources Wales

[www.cyfoethnaturiol.cymru](http://www.cyfoethnaturiol.cymru) / [www.naturalresources.wales](http://www.naturalresources.wales)

*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](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.