

Compliance Assessment Report CAR_NRW0051723

Permit being assessed: RP3399FC.

For: Brecon Transfer Station - Cwrt Y Plyffin, **held by:** Powys County Council

At: Llanwern, Brecon, Powys, LD3 0RW.

Type of assessment: Site Inspection,

Reason: Routine.

On: 22/04/2026 between 10:36 and 12:06.

Parts of permit assessed: See criteria listed below.

NRW Lead Officer: Luke Taylor, accompanied by Alder Tye.

Report sent to: Dan Vaughan, TCM, on 22/05/2026.

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	Assessed (A)	
W2A - Waste - Operations - Permitted activities	Action only (X)	
W3C - Waste - Emissions and monitoring - Odour	Assessed (A)	
W3B - Waste - Emissions and monitoring - Emissions of substances not controlled by emission limits	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?

Criteria	Action needed	Complete by
W2A	Submit to NRW a variation to include the storage of green waste and food waste outside of a building on impermeable	30/06/2026

Criteria	Action needed	Complete by
	surface or cease the activity	

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 Compliance Assessment Report is being produced following an inspection of Brecon Waste Transfer Station, conducted by Luke Taylor (Senior Officer - Waste Regulation) and Alder Tye (Waste Regulation Officer) of Natural Resources Wales.

The weather was dry and bright at the time of the inspection, and the officers were accompanied by the Technically Competent Manager (TCM) for the site, Dan Vaughan, throughout.

W1A - General Management - Permit Condition 1.1.4

The site has several persons who can act as TCM cover, with Dan Vaughan being on site daily to meet the requirements of attendance.

W1A - General Management - Permit Condition 1.1

A copy of the site permit and associated documents was available for review, with records of daily checks being recorded and maintained.

Detailed training records were available, along with records of toolbox talks being conducted regularly with site staff.

A site walk through was conducted. The picking line was in operation, with waste streams being segregated into separate bays within the transfer building.

W2A - Permitted Activities - Permit Condition 2.1.1 - ACTION ONLY

This permit was transferred to the current operator, Powys County Council (PCC), in January 2017, with the last variation to the permit having occurred in 2012.

Under the above permit condition, it states 'The operator is only allowed to carry out the activities specified in schedule 1 table S1.1 (the activities). Within table S1.1, it states 'All storage and treatment shall take place inside a building and on impermeable surface with

sealed drainage, with the exception of baled recyclables and road sweeping wastes, which may be stored externally on impermeable surface with sealed drainage'.

Currently, green waste is being stored outside of the building, within a dedicated bay on impermeable surface with drainage that captures any runoff. The food waste is within sealed skips which remain closed between loading/unloading activity

In 2016, the previous operator submitted a permit variation to allow for the storage of these waste streams in this manner.

This variation was subsequently withdrawn in December 2016, and the permit then transferred to PCC. Since that time, green waste and food waste have been stored outside of a building, in breach of the permit condition.

If the activity were permitted, the waste is being managed appropriately. In order to continue to operate in this manner, a permit variation must be submitted to NRW.

ACTION - Submit to NRW a variation to include the storage of green waste and food waste outside of a building on impermeable surface or cease the activity - Deadline 30/06/2026

W3B - Emissions of substances not controlled by emissions limits - Permit Condition 3.1.1

There was no evidence of litter escaping the site, with regular checks being conducted by site staff to ensure that the area outside the site is clear.

W3C - Odour - Permit Condition 3.2.1

The site operates an Odour Management Plan (OMP), a copy of which was available for review in the site office. At the time of the inspection, there was no odour noted off site by the officers.

If you wish to discuss any aspect of this compliance assessment report, please contact me:

luke.taylor@cyfoethnaturiolcymru.gov.uk

Kind regards,
Luke Taylor

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.