

Compliance Assessment Report CAR_NRW0052345

Permit being assessed: AB3891ZU.

For: Ty Mawr Farm Former Landfill, **held by:** Edward Shervington

At: St Brides, Wentlooge, Newport, NP10 8SF.

Type of assessment: Site Inspection,

Reason: Routine.

On: 30/09/2025 between 10:30 and 11:30.

Parts of permit assessed: Various.

NRW Lead Officer: Cerys Phillips, accompanied by Carla Curtis.

Report sent to: Edward Shervington, TCM, on 13/07/2026.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W2A - Waste - Operations - Permitted activities	C3 Minor	2.1.1
W3D - Waste - Emissions and monitoring - Noise and vibration	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
W2A	Formally submit an application to surrender the Deposit for Recovery permit (AB3891ZU) following completion of the infilling works by 30th September 2026. Submit a variation application for the Aggregates permit (KB3997TQ) to extend the permitted boundary to include the area occupied by the wash plant and authorise its operation by 30th September 2026.	30/09/2026

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.

At this time, we do not intend to take any further action.

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

INSPECTION DETAILS

On Tuesday 30th September 2025 Natural Resources Wales Officers Cerys PHILLIPS, and Carla CURTIS attended the facility at 10:30 am for an unannounced routine inspection of permit number AB3891ZU. The weather was dry and cloudy at the time of inspection.

Upon arrival at the site, NRW officers met with the Production Supervisor who gave a brief introduction regarding the site processes.

PERMIT INSPECTION

The site was operational at the time of the inspection. It was organised and appeared well managed. General housekeeping on site was of a good standard.

During the inspection, it appeared that the level of the former landfill had been raised to levels agreed within the waste recovery plan, with the Commercial Manager stating after the inspection that he believes the restoration work has now been completed.



Image 1: Former landfill raised to level

There was no excessive noise or excessive airborne dust present during the site inspection. There were also no offensive odours witnessed by NRW Officers on site and security was of no concern.

PERMIT BREACH

It was identified during the inspection that a wash plant has been constructed and is being operated within the boundary of Environmental Permit Number AB3891ZU. The current permit does not authorise the installation or operation of this plant. This constitutes an unauthorised waste operation within the permitted area and will be recorded as a non-compliance.



Image 2: Wash plant

Permit condition 2.1.1 states *‘The operator is only authorised to carry out the activities specified in schedule 1 table S1.1 (the “activities”).’*

Processing of waste is not listed under ‘permitted activities’.

Table S1.1 activities		
Activity reference	Description of activities for waste operations	Limits of activities
A1 – Deposit of waste for recovery	R13: Storage of waste pending any of the operations numbered R1 to R12 (excluding temporary storage, pending collection, on the site where it is produced) R5: Recycling/ reclamation of other inorganic compounds R10: Land treatment resulting in benefit to agriculture or ecological improvement	Secure storage and use of waste must be carried out in accordance with the approved waste recovery plan. The waste operation shall consist of the permanent deposit of waste on or in land for the purpose of recovery only. In any event the total quantity of waste used shall not exceed the amount needed to complete the recovery operation to the final levels in the approved waste recovery plan. Only the waste types specified in Table S2.1 that are specified in the approved waste recovery plan shall be accepted. Such wastes shall only be used as specified in the approved waste recovery plan. Topsoil and peat shall only be used for the the R10 activity in the final 0.5m thick layer to achieve the restoration profile required.

This is being scored as **category 3 breach** under W2A Permitted Activities.

The operator holds two adjacent environmental permits, separated by a defined boundary line – a Deposit for Recovery permit and an Aggregates Recycling Facility permit.

Natural Resources Wales considers that the installation and operation of the wash plant requires appropriate authorisation via a permit variation to the relevant permit.

Following lengthy discussions, it has been agreed that the Operator will apply to surrender the Deposit for Recovery Permit, and submit an application to vary the Aggregates permit.

Action: Formally submit an application to surrender the Deposit for Recovery permit (AB3891ZU) following completion of the infilling works by 30th September 2026.

Submit a variation application for the Aggregates permit (KB3997TQ) to extend the permitted boundary to include the area occupied by the wash plant and authorise its operation by 30th September 2026.

WAMITAB

Technically Competent Manager is Edward Shervington and holds a current certificate at the time of the inspection.

WASTE RETURNS

Waste returns for this permit are quarterly and need to be submitted prior to the deadline dates below.

Deadlines for submitting waste returns

Quarterly returns

Quarters	Deadline for return
January 1 to March 31	April 30
April 1 to June 30	July 31
July 1 to September 30	October 31
October 1 to December 31	January 31

CONTACT DETAILS

If you have any issues with this report please contact Cerys PHILLIPS at cerys.phillips@naturalresourceswales.gov.uk.

In this document 'Natural Resources Wales' means the Natural Resource 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.