

Compliance Assessment Report CAR_NRW0052535

Permit being assessed: LB3790HA.

For: Anaerobic Digester, **held by:** Glanmiheli Farm Ltd

At: Glanmiheli Farm, Kerry, Newtown, Powys, SY16 4LN.

Type of assessment: Report/Data Review,

Reason: Routine.

On: 30/07/2026.

Parts of permit assessed: Improvement Condition 1; .

NRW Lead Officer: Malcolm Dines.

Report sent to: Lloyd Powell, Technically Competent Manager, on 30/07/2026.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W2G - Waste - Operations - Improvement programme	C3 Minor	2.4.1

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
W2G	Submit a report that complies with the following requirements of Improvement Condition 1: The assessment and inspection of the infrastructure requirements specified in Operating Techniques 1(b), 9(a) and (c) and Secondary Containment, against the standards set out in CIRIA 736 or equivalent by an appropriately qualified certified engineer.	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.

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 was a routine review of data carried out by Malcolm Dines (Waste Regulation Officer) following the deadline for submitting the infrastructure report required by Improvement Condition 1 of this permit as required by Compliance Report CAR_NRW0052100, dated 15 June 2026

Permit Breaches

W2G - Improvement Programme - Category 3; Permit Rule 2.4.1

The company has been given this Category 3 breach of the above Rule as it has failed to submit a report that fully complied with Improvement Condition 1.

Improvement condition 1 required the company to submit a report that includes an assessment and inspection of all infrastructure requirements specified in Operating Techniques 1, 9, 10, 11 & 14 and secondary containment against the standards set out in CIRIA 736 or equivalent by an appropriately qualified certified engineer.

- The company submitted information on 16 June 2026 stating that the site complied with Operating Techniques 1(d), because all tanks are fitted with level sensors
- Operating Technique 9(d) because no pipework penetrates the bund wall or secondary containment.
- Operating Technique 14 because the pressure systems are designed to accommodate routine variation in gas flow, production and pressure events.

Information was also submitted stating that Operating Techniques 10(a), 10(b) and 11 were not applicable as the site does not have underground tanks or air extraction and abatement systems.

However, the information supplied did not address:

- Operating Technique 1(b), 9(a) or the site's secondary containment because, no information was provided to confirm that the impermeable surface and sealed drainage system, or the secondary containment was made against the standards set out in CIRIA C736 or if it was not assessed against CIRIA C736, what was the equivalent standard that was used for the assessment, as required by Improvement

Condition IC1.

- Operating Technique 9(c) because, while information was provided by the company stating that the import points for liquid wastes are directly connected to the buffer tank and has secondary containment, and that the export points have secondary containment, there is nothing to state that these comply with the standards set out in CIRIA C736.
- Improvement Condition IC1, because, while the information provided by the company states that an external consultant, Steve Last, of Environmental Engineering Consultants was engaged to undertake an assessment of the site's secondary containment, the information provided has not been signed off by either Steve Last, or another qualified engineer. Improvement Condition IC1 clearly states that the infrastructure assessment and report must be carried out by an appropriately qualified certified engineer.

Action: Submit a report that complies with the following requirements of Improvement Condition 1 **by 30 September 2026:**

- The assessment and inspection of the infrastructure requirements specified in Operating Techniques 1(b), 9(a) and (c) and Secondary Containment, against the standards set out in CIRIA 736 or equivalent by an appropriately qualified certified engineer.

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.