

Compliance Assessment Report CAR_NRW0052098

Permit being assessed: QP3994FZ.

For: Caergyldhu Waste Management Facility, **held by:** Gwynedd Council

At: Cibyn Industrial Estate, Caernarfon, Gwynedd, LL55 2BD.

Type of assessment: Audit,

Reason: Other.

On: 17/08/2026.

Parts of permit assessed: Materials facility returns. .

NRW Lead Officer: Joe Weatherley.

Report sent to: Endaf Williams, Principal TCM, on 17/08/2026.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
W3E - Waste - Emissions and monitoring - Monitoring	C3 Minor	Deemed environmental permit conditions under paragraphs 4 (2) and 5 (4) of part 2 of Schedule 9 of the Environmental Permitting Regulations 2016
W4B - Waste - Information - Reporting	C4 No impact	Paragraph 7 of Chapter 2, Schedule 9 of the Environmental Permitting Regulations 2016

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

Total non-compliances recorded	Total non-compliance score
2	4.1

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
W3E	Develop a Sampling Methodology	19/09/2026
W4B	Submit materials facility returns by quarterly deadlines.	31/10/2026

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 assessment has been carried out remotely and the site has been assessed against its obligations as a Materials Facility under Schedule 9 of The Environmental Permitting (England and Wales) Regulations 2016 as amended by The Environmental Permitting (England and Wales) (Amendment) Regulations 2023.

Part 2 Chapter 1 1(2) states: *The operator must notify the regulator in writing before the end of the reporting period if the assessment undertaken at the start of that period indicates that the materials facility is likely to receive a minimum of 1,000 tonnes of waste material during the relevant year.*

The site notified Natural Resources Wales that it is a materials facility, on 22nd May 2025.

Part 2 Chapter 1 3(2) states: *Where the operator of a materials facility has given notification under paragraph 1(2) of this Part, an environmental permit relating to that facility is subject to the condition that the operator must comply with Chapter 2 of this Part for so long as that notification has not been withdrawn under paragraph 1(4) of this Part.*

Natural Resources Wales have not received a withdrawal notification from the site

Sampling

Chapter 2 of the above regulations states the following in respect of input and output materials:

4 (2) The operator of a materials facility must take samples of the waste material received

at that facility, from each supplier, during each reporting period, except where that material is identified and kept apart as material which is to be transferred by the operator to another materials facility or person for the purpose of enabling it to be prepared for re-use or recycling, and measure the composition of those samples.

5 (4) The operator of a materials facility must take samples of the specified output material produced at that facility in a reporting period and measure the composition of those samples

With reference to CAR_NRW0046243D dated 11/02/2025. The inspecting officer stipulated the following action:

"NRW requests that Caergylchu agrees on a sampling methodology to remain compliant with their permit condition as soon as possible and ensure that the self-assessment for future reporting periods is to be submitted to NRW by the beginning of each reporting period. NRW is aware that Caergylchu is currently looking into alternative sampling methodology, however a temporary solution will need to take place immediately to be compliant with your environmental permit."

The officer requested the above action be completed by 14/04/2025.

With reference to CAR_NRW0051204, dated 27/03/2026. The following action was stipulated:

"ACTION:*In line with Paragraph 6(2), please provide a copy of your sampling methodology to Natural Resources Wales (NRW) by 31st May 2026. Your sampling methodology may be in a written or electronic format. At this stage no score has been applied for the sampling methodology having not been provided. Failure to meet the deadline provided may result in a score being applied and may also result in further action."*

A copy of the site sampling methodology was not submitted by the latest given deadline of 31/05/2026.

As the site have not provided a copy of a Sampling Methodology or Materials Facilities returns, the assumption has been made that a Sampling Methodology has not been developed.

A C3 score has been applied for this non compliance. It should be noted that failure to sample could lead to contamination of and a reduction in quality of recycled materials. On an individual basis, this would amount to a minor environmental impact. Cumulatively, over time the overall impact would become greater.

ACTION: Implement a sampling methodology immediately and submit a copy to NRW. Due

date 19/09/2026.

Guidance and advice on sampling methodologies can be found here:

[Materials facilities: waste sampling and reporting - GOV.UK](#)

The following section of this report deals with issues concerning Materials Facilities returns submissions. The issues highlighted below are the result of the site lacking a Sampling Methodology and subsequently, not recording results and reporting to the regulator.

RETURNS

Recording

Paragraph 6 of Schedule 9 of The Environmental Permitting (England and Wales) Regulations 2016 as amended by The Environmental Permitting (England and Wales) (Amendment) Regulations 2023 states that:

6.—(1) The operator of a materials facility must record the following information obtained for the purposes of paragraphs 4 and 5]—

(a)the measurements taken under paragraph 4(1) and, for each batch of material of which the total weight is comprised—

(i)the date the batch was received, and

(ii)the name and address of the supplier (or of each supplier) for the batch concerned];

(b)details of all the samples and measurements taken for the purposes of paragraph 4(2) including the weight in kilograms of each sample and its composition and the date the sample was taken;]

(ba)details of the methodology used in each case to ensure that the composition of the sample is representative for the purposes of paragraph 4(9);]

(c)the measurements taken under paragraph 5(1) and details of where the other waste material that leaves the facility in each reporting period is sent and of the date it is sent

(d)the measurements taken under paragraph 5(2) and details of where the waste material that leaves the facility in each reporting period is sent and of the date it is sent];

(e)the measurements taken under paragraph 5(3) and details of where the specified output

material that leaves the facility in each reporting period is sent and of the date it is sent];

(f) details of all the samples and measurements taken for the purposes of paragraph 5(4) including the weight in kilograms of each sample and its composition, the date the sample was taken and any other details identifying the batch of specified output material from which it was taken;]

(g) details of the amount in tonnes of specified output material that is produced by the materials facility in a reporting period, by reference to the grade of glass, aluminium, steel], paper [card] and plastic material that makes up that batch of material;

(h) details of the methodology used in each case to ensure that the composition of the sample is representative for the purposes of paragraph 5(11).]

(2) The information recorded under sub-paragraph (1) must—

(a) be retained by the operator of a materials facility for a minimum of 4 years from the date that it is first recorded in the case of information recorded before 1st October 2024 and for a minimum of 7 years from the date that it is first recorded in the case of information recorded on or after 1st October 2024], and

(b) be produced for inspection by the regulator if required during the period in which the information concerned is required to be retained].

Reporting

7.—(1) The operator of a materials facility must provide a report to the regulator that includes the information set out in sub-paragraphs (3) and (4).

(2) The report mentioned in sub-paragraph (1) must be—

(a) produced in electronic format and in the form specified by the regulator], and

(b) submitted to the regulator in respect of a reporting period within 1 month of the expiry of that period.

(3) The following information must be provided for all waste material that is **received** by the materials facility during a reporting period—

(a) the measurements taken under paragraph 4(1) and the details for each batch of material recorded in accordance with paragraph 6(1)(a)];

(b) the total number of all samples taken for each supplier under paragraph 4(2);

(c) the total weight in kilograms of all the samples taken for each supplier under paragraph 4(2) and the details for those samples as recorded in accordance with paragraph 6(1)(b)];

(4) The following information must be provided in respect of material that **leaves** the

materials facility during a reporting period—

(a)the measurements taken under paragraph 5(1) and details of where the other waste material is sent recorded in accordance with paragraph 6(1)(c)];

(b)the measurements taken under paragraph 5(2) and details of where the waste material is sent recorded in accordance with paragraph 6(1)(d)];

(c)the measurements taken under paragraph 5(3) and details of where the specified output material is sent recorded in accordance with paragraph 6(1)(e)];

(d)the total number of all samples taken under paragraph 5(4);

(e)the total weight in kilograms of all the samples that are taken under paragraph 5(4), with the details for those samples recorded in accordance with paragraph 6(1)(f)];

The required timescales for submissions are below:

Quarterly Returns Period Return Submission Deadline

Quarterly Returns Period	Return Submission Deadline
Q1 - 1st January to 31st March	30th April
Q2 - 1st April to 30th June	31st July
Q3 - 1st July to 30th September	31st October
Q4 - 1st October to 31st December	31st January

If you have not received any waste material or removed any specified output material at all during a quarterly reporting period, **you must still complete the declaration on the Facility Information tab in a Material Facility sampling return and submit this to us. Where applicable, “Yes” is required to be selected in the “Nil Return” drop down box to declare that no waste material was received, no specified output material was removed and subsequently no sampling was undertaken during the period.**

With reference to CAR_NRW0051204, dated 27/03/2026. A score of C4 was applied in respect of missing sampling returns for the below reporting periods.

Quarter 2 (Apr -June) 2025

Quarter 3 (July-Sept) 2025

Quarter 4 (Oct -Dec) 2025

These missing returns were not submitted by the deadline (30/04/2026) specified in CAR_NRW0051204.

A score of C4 has been applied for this non compliance.

ACTION : Submit materials facility returns by quarterly deadlines. Provide returns by next deadline of 31/10/2026.

If you have any queries or would like to discuss the report please don't hesitate to contact me using the below email

Kind Regards

Joe Weatherley

Waste Regulation Officer (NE Waste Regulation Team)

Email: joe.weatherley@cyfoethnaturiolcymru.gov.uk

Post: Natural Resources Wales, Chester Road, Buckley, Flintshire, CH7 3AJ

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.