

Compliance Assessment Report CAR_NRW0052076

Permit being assessed: S/01/55021/O

For: 200 METRES UPSTREAM OF NEWTOWN, **held by:** Hafren Dyfrdwy Cyfyngedig

At: DOLFOR LOCK STW, NEWTOWN, POWYS, SY16 3BA.

Type of assessment carried out: Report/Data Review,

Reason: Incident Response (Incident number: 2603000).

On 22/01/2026.

Parts of permit assessed: Condition 2

NRW Lead Officer: Bethan Lewis.

Report sent to: Hafren Dyfrdwy Cyfyngedig, Permit Holder, on 21/08/2026.

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

Part of permitted activity assessed (criteria)	Assessment result	Non-compliant permit condition
WQ-B1 - Water Quality - Operations - Permitted activities	C3 Minor	Condition 2

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

2. What action is required?

Criteria	Action needed	Complete by
WQ-B1	Complete the actions listed within the Incident Action Plan (IAP) submitted to NRW on the 27 March 2026 by the relevant deadlines. Provide NRW with regular updates on progress.	31/03/2030

Action 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

At 20:56 hours on the 22 January 2026, the Emergency Overflow (EO) 200 metres upstream of Newtown (Dolfor Lock) Sewage Treatment Works (STW) began to spill in response to rainfall. The EO continued to spill intermittently until 02:03 hours on the 23 January 2026.

Condition 2 of permit S/01/55021/O states:

"the discharge shall only occur when the works inlet pumping station is inoperative as a result of one or more of the following:

- electrical power failure not due to the act or default of the discharger, its agents, representatives, officers, employees or servants;*
- mechanical breakdown of duty and standby pumps;*
- rising main failure;*
- blockage of the downstream sewer not due to the act or default of the discharger, its agents, representatives, officers, employees or servants;*

and it is not reasonably practicable to dispose of the sewage otherwise".

As the discharge from the EO on the 22 and 23 January 2026 occurred in response to rainfall rather than an emergency, this represents a breach of condition 2. A category 3 non-compliance has therefore been recorded under section 1 above for a non-compliance that has the potential to have a minor or minimal impact or effect on the environment, people and/or property.

Since 2022, Hafren Dyfrdwy Cyfyngedig (HD) has been aware that the EO operates as a storm overflow during periods of sustained heavy rainfall. So far in 2026, the EO has operated as a storm overflow on four separate occasions (on the 22 January, 27 January, 12 February and 28 February).

In an Incident Action Plan (IAP) submitted to Natural Resources Wales (NRW) on the 27 March 2026, HD confirm that they will undertake a series of short-, medium-, and long-term actions to reduce the spill frequency from the EO and increase pass forward flow capacity. Whilst some of the actions have already been completed, others are due to be completed up until the 31 March 2030.

In response to the breach of permit recorded within this Compliance Assessment Report (CAR), HD are asked to complete the actions listed within the IAP submitted to NRW on the 27 March 2026 by the relevant deadlines. HD are also asked to provide NRW with regular updates on progress.

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 to 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
C1 Major	Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property
C2 Significant	Potential to have a significant impact or effect on the environment, people and/or property
C3 Minor	Potential to have a minor or minimal impact or effect on the environment, people and/or property
C4 No environmental impact	Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property

Full list of water quality action criteria (used in section 1 and 2):**WQ A: Management**

- WQ-A1 General management

WQ B: Operations

- WQ-B1 Permitted activities
- WQ-B2 The site
- WQ-B3 Operating techniques
- WQ-B4 Improvement programme
- WQ-B5 Pre-operational conditions

WQ C: Emissions and monitoring

- WQ-C1 Emissions to water
- WQ-C2 Emissions to land
- WQ-C3 Emissions of substances not controlled by emission limits
- WQ-C4 Monitoring
- WQ-C5 Installation of monitoring boreholes

WQ D: Information

- WQ-D1 Records
- WQ-D2 Reporting
- WQ-D3 Notifications

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.