Compliance Assessment Report CAR_NRW0053351

Permit being assessed: BP0237405

For: CSO 11, Adjacent to Junction of Mumbles Rd, **held by:** DWR CYMRU CYFYNGEDIG

At: Outside No. 48 Norton Road, Mumbles, Swansea, SA3 5TQ.

Type of assessment carried out: Report/Data Review,

Reason: Routine.

On 27/10/2026.

Parts of permit assessed: 3.1 Emissions to Water

NRW Lead Officer: Sarah Bennett.

Report sent to: CARS@dwrcymru.com, CARS Mailbox, on 27/10/2026.

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

Part of permitted activity assessed (criteria)	Assessment result	Non-compliant permit condition
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	Assessed (A)	
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	C3 Minor	3.1.2 (c)
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	Action only (X)	
WQ-C1 - Water Quality - Emissions and monitoring - Emissions to water	Action only (X)	

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

2. What action is required?

Criteria	Action needed	Complete by
WQ-C1	Where a FIP cannot be completed within the agreed timeframe and a revised completion date is sought, a clear justification must be provided and the request for an extension should be explicitly stated within the revised submission. Please confirm that the relevant people in DCWW have read this action.	27/11/2026
WQ-C1	Carry out the modelling assessment of the asset and surrounding networks in order to confirm the root cause of the exceedances as hydraulic overload.	31/01/2027

Criteria	Action needed	Complete by
WQ-C1	Please provide a Stage 3 Trigger Exceedance Reason Report (TERR) following completion of the Stage 2 Full Investigation Proposal (FIP)	29/01/2027

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

The purpose of this report is to:

- **Assess and record compliance with 3.1.2(a) relating to a Spill Frequency Trigger (SFT) exceeded on 1 June 2026.**
- **Assess and record compliance with Condition 3.1.2(c) in relation to the approved Stage 2 Full Investigation Proposal (FIP) submitted on 21 August 2025;**
- **Record comments on, and approval of, the revised Stage 2 Full Investigation Proposal (FIP) submitted on 1 May 2026; and**
- **Provide advice on complying with Condition 3.1.2(c) going forward.**

Compliance with Condition 3.1.2(a) relating to an SFT exceedance

On 26 June 2026, you submitted a Trigger Exceedance Notification (TEN) for CSO 11, Adjacent to Junction of Mumbles Road. The TEN informed us that, on 1 June 2026, the number of spills had exceeded the permit limit of 5 block counted spills within the Bathing Water Season.

Condition 3.1.2(a) requires that:
"if the measured number of significant block-counted spills exceeds the limit specified in Table S3.1 this constitutes a Trigger Exceedance and the operator shall notify Natural Resources Wales of the Trigger Exceedance as soon as reasonably practicable (and no later than 4 weeks from the date of the Trigger Exceedance) in a format agreed by Natural Resources Wales."

As the notification was received within the required four-week period and in the format agreed with Natural Resources Wales (NRW), you are compliant with Condition 3.1.2(a) of your permit.

Compliance with Condition 3.1.2(c) relating to Stage 2 FIP

Condition 3.1.2(c) states that, if a full investigation is required by condition 3.1.2(b), you

shall implement the proposal as approved by Natural Resources Wales and provide to Natural Resources Wales a report which identifies the reason/s for the Trigger Exceedance.

Following a Trigger Limit exceedance in 2024, you submitted a Stage 2 Full Investigation Proposal (FIP), which was approved. The proposal was to carry out a modelling assessment of the asset and surrounding networks in order to confirm the root cause of the exceedances as hydraulic overload by 30 May 2026.

You did not complete the investigation proposal by 30 May 2026, in accordance with the proposal approved by NRW. As a result, you are not compliant with Condition 3.1.2(c) of your permit.

A compliance score of 3 has been recorded for this breach, reflecting the potential impact on water quality arising from any delay in resolving the issue and reducing the number of spills to five or fewer per bathing season.

This breach constitutes a contravention of Regulation 38(2) of the Environmental Permitting (England and Wales) Regulations 2016, which makes it an offence to fail to comply with, or contravene, an environmental permit condition.

You have received a Warning for this non-compliance.

Comments and approval of revised FIP

You submitted a new Stage 2 FIP on the 1 May 2026 proposing a revised completion date of 31 January 2027 to carry out the modelling assessment of the asset and surrounding networks in order to confirm the root cause of the exceedances as hydraulic overload.

The submission did not provide an explanation as to why the previously agreed proposal was not completed, nor did it include a formal request to vary the original completion date.

Action: Where a FIP cannot be completed within the agreed timeframe and a revised completion date is sought, a clear justification must be provided and the request for an extension should be explicitly stated within the revised submission. Please confirm that the relevant people in DCWW have read this action.

Notwithstanding the above, NRW now approves the revised completion date of 31 January 2027 for the Stage 2 FIP. The approved FIP will be used to demonstrate compliance with Condition 3.1.2(b) following the Trigger Exceedance on 1 June 2026.

Advice on complying with Condition 3.1.2(c) going forward

You now need to implement the investigation proposal in order to comply with Condition 3.1.2(c).

Action: Carry out the modelling assessment of the asset and surrounding networks in order to confirm the root cause of the exceedances as hydraulic overload.

Condition 3.1.2(c) also requires you to provide NRW with a report which identifies the reason/s for the Trigger Exceedance.

Action: Please provide a Stage 3 Trigger Exceedance Reason Report (TERR) following completion of the Stage 2 Full Investigation Proposal (FIP).

Thank you.

Ends

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.