Cyfoeth Naturiol Cymru
Natural Resources Wales

Compliance Assessment Report for:

STANDALONE MEDIUM COMBUSTION PLANT AND SPECIFIED GENERATORS

Permit number	DB3394FK	**Operator name**	PeakGen Power 6 Ltd

Site name	DB3394FK-PeakGen Power 6 Ltd
Site address	PeakGen Power 6 Ltd PeakGen Barry East Road off Sully Moors Road Penarth South Glamorgan CF64 5RP
Type of assessment	Report Review

Date of assessment	09/09/2026	**Time in**	14:00	**Time out**	15:00

Parts of permit assessed	3.1.2. and 4.2.2

NRW Lead officer	Geraint Harris	**Accompanied by**	N/A
Report sent to – Name and position	Company Secretary	**Date**	09/09/2026

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

Part of permitted activity assessed (use action criteria below)	Assessment result	Permit condition
MCP3A Emissions to water air or land	A - Assessed, no evidence of non-compliance	3.1.2
MCP4B Reporting	C4 No environmental impact	3.1.2
MCP1A General management	X - Action only	1.1.1(a)

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

Total number of non-compliances recorded
1

2. What action is required?

Criteria	Action needed	Complete by
MCP4B Reporting	**Action 1:** PeakGen Power 6 Limited shall submit the monitoring results for both the 2022 and 2025 monitoring campaigns using Form Air 1.	25/09/2026
MCP1A General management	**Action 2:** PeakGen Power 6 Limited shall undertake a root cause investigation into: • the failure to submit emissions monitoring reports within the required timescales; and • the failure to use Form Air 1 as required by the permit. The operator shall provide NRW with a summary of the findings together with details of the corrective and preventive actions implemented to prevent recurrence. **Action response due:** 25th September 2026.	25/09/2026

Action criteria codes are listed in the 'Important information' section below.

3. What will happen next?

You are non-compliant with your permit.

We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.

4. Details of our assessment

PeakGen Power 6 Limited, Penarth

NRW reviewed the emissions monitoring reports recently submitted by PeakGen Power 6 Limited for monitoring undertaken during 2022 and 2025.

The 2022 emissions monitoring results for oxides of nitrogen (NOx) demonstrated compliance with the emission limit value specified in Schedule 3 Table S3.1 of Permit PAN-003574/V002. The 2025 emissions monitoring results for NOx also demonstrated compliance with the relevant emission limit value of 190 mg/Nm³.

However, the monitoring reports were submitted substantially after the required reporting deadlines and were not submitted using Form Air 1. This is despite the permit requiring the use of Form Air 1, or another format agreed in writing by NRW, and NRW specifically

reminding the operator of this requirement through Action 3 of the previous Compliance Assessment Report.

Permit condition 4.2.2 requires the operator to submit monitoring reports within 28 days of the end of the reporting period and in the format specified within Schedule 4. Schedule 4 Table S4.2 requires reports to be submitted using Form Air 1 unless an alternative format has been agreed in writing by NRW. No such agreement has been made. Form Air 1 is required to ensure consistency of reporting and facilitate publication of monitoring data on NRW's public register.

The submission of monitoring results outside the required timescale and in an incorrect format constitutes a breach of permit condition 4.2.2. As no environmental impact is associated with the late submission or incorrect reporting format, this breach has been recorded as a **Category 4 non-compliance against MCP4B (Reporting).**

Action 1 from the compliance report dated the 13/10/2025 is no longer valid, since the compliance deadline is 2030 not 2025.

Actions

Action 1: PeakGen Power 6 Limited shall submit the monitoring results for both the 2022 and 2025 monitoring campaigns using Form Air 1.

Action response due: 25th September 2026.

Action 2: PeakGen Power 6 Limited shall undertake a root cause investigation into:

- the failure to submit emissions monitoring reports within the required timescales; and
- the failure to use Form Air 1 as required by the permit.

The operator shall provide NRW with a summary of the findings together with details of the corrective and preventive actions implemented to prevent recurrence.

Action response due: 25th September 2026.

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 only relating to the activity assessment
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 Medium Combustion Plant and Specified Generator criteria (used in section 1 and 2):

1: Management
- MCP1A General management

2: Operations
- MCP2A Permitted activities
- MCP2B The site
- MCP2C Operating techniques
- MCP2D Improvement programme
- MCP2E Pre-operational conditions

3: Emissions and Monitoring
- MCP3A Emissions to water, air or land
- MCP3B Emissions of substances not controlled by emission limits
- MCP3C Odour
- MCP3D Noise and vibration
- MCP3E Monitoring
- MPC3F Fire

4: Information
- MCP4A Records
- MCP4B Reporting
- MCP4C Notification

Enforcement response

Any permit condition non-compliance 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 20 working days to let you know if we agree to your request.

What do I do if I disagree with the report or have a complaint?

If you disagree with this compliance assessment report, you should contact the lead officer without delay to discuss your concerns.

If you are unable to resolve the issue with the lead officer or their line manager you should contact our Customer Contact team on 0300 065 3000 (Monday to Friday 08:00 – 18:00), or email enquiries@naturalresourceswales.gov.uk for details of how to raise your dispute further through our Complaints and Commendations procedure.

If you are dissatisfied with our response, you can contact the Public Services Ombudsman for Wales by phone on 0300 7900203 or by email at 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.