

Statutory Notice

**Environmental Permitting (England and Wales) Regulations 2016
Regulation 36**

**ENFORCEMENT NOTICE TO TAKE SPECIFIED STEPS IN RELATION TO A
BREACH/ANTICIPATED BREACH OF PERMIT CONDITION(S)**

**To: I Wood Renewables Limited
Tangnefedd The Cross
North Cornelly
Bridgend
Wales
CF33 4AW**

Environmental permit: EPR/FP3095ET

Regulated facility: I Wood Renewables, Locks Yard, Heol Llan, Coity, Bridgend, CF35 6BU

Natural Resources Wales considers that the following conditions of the environmental permit are being contravened:

Condition 2.3.1 (a) states that: The activities shall, subject to the conditions of this permit, be operated using the techniques and in the manner described in the documentation specified in schedule 2, table S2.3, unless otherwise agreed in writing by Natural Resources Wales.

Officers observed wood waste being stored in exceedance of the storage specifications as detailed in the Fire Prevention and Mitigation Plan Guidance and 'Fire Management Plan' for I Wood Renewables.

Condition 3.8.1 states that: The Operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance.

In order to manage and operate the activities in adherence with a written fire prevention plan that uses current, relevant Fire Prevention Plan and Mitigation guidance, the Operators current fire prevention plan, v3 Fire Management Plan requires amendments as advised by Mathew Bradford of the Fire and Rescue Service as detailed in the CAR reference NRW0036698. The current Fire Management Plan for the site does not comply with Fire Prevention and Mitigation Plan Guidance, as has determined by Natural Resources Wales and the Fire and Rescue Service.

You are required to take the steps set out in Schedule 1 by the dates specified in order to remedy the contraventions.

Date: 29 June 2020

Signed: 
Gareth Davies
Team Leader Waste Regulation (South Central)

Natural Resources Wales
Rivers House
St Mellons Business Park
St Mellons
CF3 0EY

Please see over for notes.

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Notes:

General

1. Failure to comply with this notice is an offence under Regulation 38(3) of the Environmental Permitting (England and Wales) Regulations 2016 and may result in legal action being taken against you.
2. Without prejudice to the requirements of this notice, failure to comply with a condition of an environmental permit is an offence and may result in legal action being taken against you.
3. You may wish to seek independent legal advice.

Appeal provisions

You are entitled to appeal against this notice under Regulation 31(1)(f) of the Environmental Permitting (England and Wales) Regulations 2016. Notice of appeal must be made within two months of the date of this notice. An appeal does not affect the requirements of this notice.

You must send written notice of the appeal and the documents listed below to: The Planning Inspectorate Crown Building Cathays Park CARDIFF CF10 3NQ

Tel: 029 2082 3866 Email: wales@pins.gsi.gov.uk Website: <http://www.planningportal.gov.uk/planning/appeals>

At the same time you must send a copy of the appeal notice and documents to Natural Resources Wales.

The required documents are: • A statement of the grounds of appeal • A copy of any relevant application • A copy of any relevant environmental permit • A copy of any relevant correspondence between the appellant and the regulator • A copy of any decision or notice which is the subject matter of the appeal • A statement indicating whether you wish the appeal to be in the form of a hearing or dealt with by way of written representations.

You may withdraw an appeal by notifying The Planning Inspectorate in writing and sending a copy of that notification to Natural Resources Wales. Further information about making an appeal and the forms that you will need are available from The Planning Inspectorate detailed above.

Legislation note

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. On 01 April 2013 the Natural Resources Body for Wales (Functions) Order 2013 transferred the relevant functions of the Countryside Council for Wales, and functions of the Environment Agency and the Forestry Commission in Wales to the Natural Resources Body for Wales.

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SCHEDULE 1 STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
2.3.1	Reduce and remove wood waste stored on site to ensure storage of waste complies with current relevant Fire Prevention and Mitigation Plan Guidance.	Friday 31st July 2020
3.8.1	Ensure an updated Fire Prevention and Mitigation Plan is submitted to Natural Resources Wales.	Friday 14th August 2020