

This form will report compliance with your permit as determined by an NRW officer

Site	Llysonnen Mill	Permit Ref	EP3034GS		
Operator/Permit holder	Wynnstay Group PLC				
Regime	Installations				
Date of assessment	31/03/2020	Time in	N/A	Out	N/A
Assessment type	Check Monitoring/Sampling				
Parts of the permit assessed	3.1 Emissions and monitoring				
Lead officer's name	Bacon-Weekes, Liane				
Accompanied by					
Recipient's name/position	Sally Davies/ QC & Compliance Manager	Date issued	03/07/2020		

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS Scores can be consolidated or suspended where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit conditions and compliance summary	CCS Category	Condition(s) breached
E3 - Emissions - Surface water	C3	3.1.2

KEY: See Section 5 for breach categories, suspended scores will be indicated as such.
A = Assessed or assessed in part (no evidence of non-compliance), **X** = Action only,
O = Ongoing non-compliance, not scored.

Number of breaches recorded	1	Total compliance score (see section 5 for scoring scheme)	4
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details of any multiple non-compliances
- Information on the compliance score accrued inc.
- Details of advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

The purpose of this Compliance Assessment Report (CAR) is to record a breach of permitted emission limits to surface waters from emission point reference W1. The CCS scores for emission limit breaches for Q1 2020 are consolidated into one score and dated the last day of the reporting period.

Emissions Monitoring

Despite the additional measures implemented in Q4 2019, there continued to be a problem with BOD and TSS at emission point W1. The following table provides a summary of the Q1 results.

Date	BOD mg l ⁻¹	TSS mg l-1
02/01/2020	44.70	112.00
08/01/2020	23.50	72.80
15/01/2020	12.60	54.00
30/01/2020	17.40	50.80
12/02/2020	14.60	180.00
20/02/2020	5.10	112.00
26/02/2020	10.90	64.40
11/03/2020	6.80	72.40
18/03/2020	13.00	60.80
02/01/2020	44.70	112.00

Permit condition 3.1 states:

3.1.1 There shall be no point source emissions to water, air or land except from the sources and emission points listed in schedule 3 tables S3.1, S3.2.

3.1.2 The limits given in schedule 3 shall not be exceeded.

Table S3.2 (below) stipulates the emission limit and monitoring requirements for emission point W1

Table S3.2 Point Source emissions to water (other than sewer) and land – emission limits and monitoring requirements						
Emission point ref. & location	Source	Parameter	Limit (incl. unit)	Reference Period	Monitoring frequency	Monitoring standard or method
W1 (on site plan in Schedule 7)	Process, Surface Water and Foul Effluent	Total Suspended Solids (TSS)	15 mg/l	For 95% of all measured values of periodic samples taken over one month	Weekly for the first 3 months following commissioning of the Effluent Treatment Plant then monthly thereafter	BS EN 872
		pH	5.0-8.5	Periodic		BS6068-2.50
		BOD (5 day)	10 mg/l	Periodic		BS EN 1899-1:1998
		Flow	53m ³ /day No flow in dry weather conditions	Periodic		Calibrated apparatus approved in writing by Natural Resources Wales.

Exceeding the limits given in schedule 3 is a breach of permit condition 3.1.2. This has been scored a CCS3 under E3 Sub-criteria (Emissions - Water). A Warning has been issued for the above breach.

The Part B interim report, highlights the additional measures that have been implemented and being explored, however more recent sampling results would indicate that these are having little impact in stopping the BOD and TSS exceedences.

The report states that the influent to the reed bed system is clearly in excess of the reedbed design. Whilst addressing the problem of loadings at source is the preferred way of rectifying the issue, if this continues to have little impact, you must re-assess the suitability of the current reed bed system. As part of a required contingency plan, you must also consider additional methods of managing the site's effluent if short term fixes are unavailable.

A further Part B has been submitted on the 2nd July 2020 and this will be reviewed and commented on in the following CAR covering the Q2 breaches.

END.

EPR Compliance Assessment Report

**Report ID:
CAR_NRW0036754**

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Operator/Permit holder	Wynnstay Group PLC	Date	31/03/2020

Section 3 – Enforcement Response

You must take immediate action to rectify any non-compliance and prevent repetition. Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.

In respect of the above non-compliance you have been issued with a warning. At present we do not intend to take further enforcement action. This does not preclude us from taking additional enforcement action if further relevant information comes to light or offences continue.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			
E3	C3	Comply with emission limits stipulated in permit. Continue to explore measures that can be implemented to prevent exceedances and provide a contingency plan for managing effluent if short term fixes are unavailable.	03/07/2020

Section 5 – Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- Advise on corrective actions verbally or in writing
- Require you to take specific actions verbally or in writing
- Issue a notice
- Require you to review your procedures or management system
- Change some of the conditions of your permit
- Decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and/or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- Ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- Ensure you comply with other legislative provisions which may apply

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance that could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- Offering/providing you with its literature/services relating to environmental matters
- Consulting with the public, public bodies and other organisations (eg. 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 its service
- Freedom of Information Act/Environmental Regulations request

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within fifteen working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with officer's line managers using the informal appeals procedure. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00 – 18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.