

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: Bluestone Resorts Limited
The Grange
Canaston Bridge
Narberth
Pembrokeshire
SA67 8DE

Cc: lweedon@bluestonewales.com

Environmental permit: NPSWQD002107/V003

Regulated facility: Bluestone Resorts Limited, SA67 8DE.

Natural Resources Wales (NRW) considers that the following conditions of the environmental permit are being, or are likely to be, contravened: **Table S3.1 maximum daily discharge volume.**

because: NRW are aware of continued non-compliance with daily volume of final tertiary treated effluent, caused by clean water infiltration into the site's foul pipe network.

You are required to take the steps set out in Schedule 1 by the date specified in order to ensure further contravention does not occur.

Date:25 March 2021.....

Signed:.....
Robert Phillips
Pembrokeshire Environment Team Leader

Natural Resources Wales,
Llys Afon
Hawthorn Rise
Haverfordwest
Pembrokeshire
SA61 2BQ

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
Table S3.1 maximum daily discharge volume	To produce the following information and provide Natural Resources Wales with copies to cover the following aspects: 1. Design, carry out and complete a programme of remedial works to remove sufficient amounts of clean water from the foul network serving the Bluestone sewage treatment works to bring the works back into compliance with the daily volume limit for the site as it is at present and allowing for future growth and development. 2. A schematic plan showing zones in the foul drainage network where clean water infiltration has been detected, using colour coding to denote infiltration levels, for example high, medium and low; also showing those pipe runs and manholes that have been subject to repairs and/or re-lining works. 3. A report summarising all types of clean water eradication works undertaken in 2020 until the end of the programme and a drainage engineer's written assessment of the effectiveness and anticipated lifetime of those works with normal, routine maintenance. 4. A graph covering 01 January 2020 to 31 March 2021 showing daily volumes of treated effluent leaving the sewage treatment system into Penglyn Brook; daily rainfall amounts measured at Bluestone; a horizontal line denoting the maximum daily volume of 562 cubic metres per day limit; date markers that denote achievement milestones in the on-site clean water removal works undertaken on relevant dates; a short description of those milestones.	Midday on 09 April 2021.