

Compliance Assessment Report CAR_NRW0037919

Permit being assessed: AN0060501

For: BARRY TOWN PS (EMER) ISLAND CAR PK, held by Dwr Cymru Welsh Water
At: BARRY TOWN PS (EMER), ISALND CAR PARK, BARRY ISLAND BARRY, SOUTH WALES, CF62 5TP.

Type of assessment carried out: Site Inspection, Reason: Incident Response (Incident number: 2103829).

On 28/04/2021, between 13:10 and 13:25.

Parts of permit assessed: Relevant conditions

NRW Lead Officer: Hannah Jenkins, accompanied by: Adam Evans.

Report sent to: CARS Mailbox, CARS Mailbox, on 30/04/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
WQ-B1 - Operations - Permitted activities	C3 Minor	Condition 2.3.3 (b) The discharge shall not be comminuted or macerated and shall have passed through screens as specified and shall not contain a significant quantity of solid matter with a particle size greater than any indicated [10mm]. All screenings shall be removed from the discharge.

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

2. What action is required?

Criteria	Action needed	Complete by
WQ-B1	Provide the information requested listed in Section 4 of this report.	21/05/2021

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

Barry Town SPS (CSO to Harbour) inspected as part of bathing water pre-season checks following familiarisation site visit to Barry Town SPS. Weather overcast and light showers following lengthy dry spell. Accompanying NRW officer during inspection was Sam Hampson, Pollution Prevention Technician, Dŵr Cymru Welsh Water and Rhodri Morgan from Shared Regulatory Services, Vale of Glamorgan Local Authority.

Beneath the outfall significant sewage litter mainly wet wipes and sanitary towels, on the beach, within the tidal area of Barry Old Harbour/Watchhouse Bay.

Inspected the CSO screen, which appeared to be a 10mm static screen. There was sewage litter visible on both sides of the screen, (see photo below) it also appeared that the screen does not cover the whole of the overflow weir area.

The discharge is non-compliant with **permit AN0060501**, this has been categorised as C3 against **Condition 2.3.3 (b)** of the permit "*The discharge shall not be comminuted or macerated and shall have passed through screens as specified and shall not contain a significant quantity of solid matter with a particle size greater than any indicated [10mm]. All screenings shall be removed from the discharge.*"

The observations have also been recorded on **WIRS Ref:2103829**, email correspondence with Sam Hampson following the inspection, informed us that DCWW operatives were called to site at Barry Town for high level alarms between 5-6am of 28/04/21, but that no asset problems on site were found. Also that other assets in the catchment had very high flows for a short period of time caused by isolated heavy showers.

Rainfall data for the area shows that there was rainfall in the area between 02:00-7:00, however it is unclear at this time if this was sufficient to cause a storm spill at this asset. Furthermore, the screen should be operating sufficiently to prevent sewage litter entering the environment.

Actions required:

1. Provide information or documents to explain the operation of the asset in relation to Barry Town SPS and other local pumping stations including an up to date schematic or plan
2. Confirm the overflow setting for the asset
3. Confirm the operation of the screen and if it is possible for the discharge to bypass the screen.
4. Provide as build drawings for the asset if available
5. Provide the maintenance records for this asset for the past 12 months including the date of last inspection, screen maintenance and details and frequency of the routine

maintenance schedule for the asset

- A data request will be submitted via the DCWW wastewaterdata mailbox in conjunction with this CAR/incident.



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 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

If your assessment result in Section 1 is suspended, what does this mean?

In line with our guidance, we may suspend non-compliance for up to six months to allow time for remedial action to be taken. These will be re-instated if the action is not completed.

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 Installation of monitoring boreholes

WQ D: Information

- WQ-D1 Records
- WQ-D2 Reporting
- WQ-D3 Notifications

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.