

Compliance Assessment Report CAR_NRW0038466

Permit being assessed: AB3390FY

For: Land opposite Bryn Dinas, held by Neil Walters

At: Land opposite Bryn Dinas, Nantgwynant, Caernarfon, Gwynedd, LL55 4NH.

Type of assessment carried out: Site Inspection, Reason: Incident Response (Incident number: 2105054).

On 17/06/2021, between 09:00 and 17:00.

Parts of permit assessed: Emissions and Monitoring Conditions

NRW Lead Officer: Simon Roberts.

Report sent to: Mr Neil Walters, Permit Operator, on 06/07/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
WQ-C1 - Emissions and monitoring - Emissions to water	C3 Minor	Date of Non-compliance 17/06/2021 with permit condition 3.1. Emissions to Water: 3.1.2 The limits given in schedule 3 shall not be exceeded (Visual appearance - the discharge must be clear / The discharge must have no adverse visible effect on the receiving water, the bed of the watercourse or any plants or animals within the watercourse)

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

2. What action is required?

Criteria	Action needed	Complete by
WQ-C1	Undertake maintenance on sewage treatment plant in order to comply with permit condition	01/08/2021

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.

At this time, we do not intend to take any further action.

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

This Compliance Assessment Report (CAR) Form is issued in regards to a non-compliance of Permit Condition 3.1. Emissions to Water -

3.1.1 There shall be no point source emissions to water except from the sources and emission points listed in schedule 3.

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

Schedule 3 – Emissions and monitoring:

Visual appearance - The discharge must be clear

Visual appearance - The discharge must have no adverse visible effect on the receiving water, the bed of the watercourse or any plants or animals within the watercourse

On the 17th of June 2021 NRW undertook a site visit to land opposite Bryn Dinas, Nant Gwynant (SH6263950288) following a pollution incident report that sewage effluent was being discharged to the Afon Glaslyn from the permitted discharge point for Bryn Dinas Sewage Treatment Plant (permit AB3390FY).

During the site visit the pollution incident was substantiated. There was a strong sewerage odour near discharge point. Sewage Fungus was clearly seen in watercourse beneath discharge point, and a white pollutant had stained the stones in the bed of the river and was also evident on dry area beneath discharge point. Flies were present in the white pollutant. There was no discharge occurring at the date of the site visit. Green vegetation was floating in water near discharge point, suggesting an increase in nutrients - similar green vegetation was not evident anywhere else in river.

During our subsequent conversation on the 30/6/2021 it was establish that there had been an issue with the sewage treatment plant - likely to have been turned off by guests of Red Dragon Holidays Ltd. It was further explained in the conversation that you were looking into the repair and reboot of the sewage treatment plant.

We are therefore issuing you with this CAR form as Advice and Guidance in order to prevent any future pollution occurrences. Please ensure that the system is rectified and that discharges to the Afon Glaslyn comply with your permit conditions. Furthermore we would request that safeguards are installed so that there is no recurrence of this non-compliance (such as preventative measures to ensure that the system is not turned off).

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.