

Compliance Assessment Report for:

STANDALONE MEDIUM COMBUSTION PLANT AND SPECIFIED GENERATORS

Permit number	PAN005141	Operator name	Newbridge Energy Ltd
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Site name	Newbridge Energy Ltd
Site address	Brickfield Lane, Denbigh Road, Ruthin, Denbighshire, LL15 2TN
Type of assessment	Site inspection

Date of assessment	20.09.21	Time in	14:10	Time out	16:30
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Parts of permit assessed	Site inspection
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NRW Lead officer	Jamie Blythin	Accompanied by	Stuart Ross, Paul Challen
Report sent to – Name and position	Peter Mills	Date	05.11.21

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

Part of permitted activity assessed (use action criteria below)	Assessment result	Permit condition
C3 General management – Materials acceptance	C3 Minor	2.1.1
C2 General management – Management system and operating procedures	C3 Minor	1.1.1
C4 General management – Storage, handling, labelling and segregation	X - Action only	2.3.1
F1 Amenity – Odour	A - Assessed, no evidence of non-compliance	3.3.1
Choose an item.	Choose an item.	

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

Total number of non-compliances recorded
2

2. What action is required?

Criteria	Action needed	Complete by
C3	Action1: Operator is required to take steps set out in schedule 1 Regulation 36 enforcement notice served on Newbridge Energy Ltd 24.09.21.	See schedule 1 Regulation 36 enforcement notice served on Newbridge Energy Ltd 24.09.21.
C2	Action 2: Operator is required to take steps set out in schedule 1 Regulation 36 enforcement notice served on Newbridge Energy Ltd 24.09.21.	See schedule 1 Regulation 36 enforcement notice served on Newbridge Energy Ltd 24.09.21.
C4	Action 3: Action only- provide NRW with an update on what control measures have been put in place to ensure the skips containing ash wastes remain covered.	10.11.21

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 prosecutions and/or suspension or revocation of your permit.

You are non-compliant with your permit. We are currently considering taking enforcement action against you for the non-compliance recorded above. We will contact you in due course.

4. Details of our assessment

Officers were met by the Director and Operations Manager.

The CHP unit was operational. The plume was barely visible and there were no odours identified on site.

The majority of fuel for the CHP unit which was stored uncovered in bays outside appeared complaint. However, there was a stockpile which contained contaminants including small bits of plastic, rubber, and electrical wires. Officers highlighted the fact that this fuel was not suitable to the Director and Operations Manager. They were instructed to stop using it immediately and arrange for its removal to a suitably licensed facility.

NRW considers this to be a breach of permit condition 2.1.1- C3-Materials Acceptance-CCS3.

Action1: Operator is required to take steps set out in schedule 1 Regulation 36 enforcement notice served on Newbridge Energy Ltd 24.09.21.

Fuel for the CHP unit was being mixed and stored outside which highlights that aspects of the site Environmental Management System (EMS) are not being followed, specifically, the Site Operating Procedure (SOP) for Fuel Blending (BFLSP-SW-010-001SOP006 April 2021 Issue 1) which was in use at the time.

NRW considers this a breach of permit condition 1.1.1 – C2 Management Systems-CCS3.

Action 2: Operator is required to take steps set out in schedule 1 Regulation 36 enforcement notice served on Newbridge Energy Ltd 24.09.21.

Following this site inspection, an Environmental Permitting (England and Wales) Regulations 2016 Regulation 36 enforcement notice was served on the operator requiring them to take specified steps in relation to the above.

One skip containing ash waste was fully covered with tarpaulin. The other skip containing ash waste was partially covered with tarpaulin.

Action 3: Action only- provide NRW with an update on what control measures have been put in place to ensure the skips containing ash wastes remain covered.

Officers viewed CHP data from the site Supervisory Control and Data Acquisition (SCADA) system and site production logs between 14.09.21-15.09.21. This data indicates that the CHP unit was operational despite an issue with the fabric bag filter abatement system.

The operator sent a schedule 5 notification to NRW on 21.09.21, stating there had been a suspected loss of pressure across the bag filter between 14.09.21-15.09.21.

This issue is being investigated separately and an Environmental Permitting (England and Wales) Regulations 2016 regulation 61(1) statutory notice requiring information has been served on the operator.

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 of 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

Full list of Industry and Waste action criteria (used in section 1 and 2):**A: Permitted activities**

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

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.