



Cyfoeth Naturiol Cymru Natural Resources Wales

Gavin Griffiths
Griffiths Waste Management
Former JR Steelworks
Bryntywod
Llangyfelach
Swansea
SA5 7LE

Date: 10/04/2015

ENVIRONMENTAL PERMITTING REGULATIONS (England & Wales) (Amendment) 2013

Dear Mr. Griffiths,

I am writing to you to inform you of Natural Resources Wales' intention to serve a Regulation 36 Notice on Griffiths Waste Management. This action relates to the continued non-compliance with the Environmental Permit in place at the above address.

As you are aware, Natural Resources Wales served a notice on Griffiths Waste Management on 03/12/2014 as waste was not being stored in a manner that is aligned with the Fire Risk Assessment for the site.

You must ensure that there are firebreaks of 6 meters between stacks of waste on site. This issue has been raised on a number of occasions in the past and I must once again remind you of our concern that after first raising this issue during an inspection on 16th May 2014 this work has not yet been completed.

However, as efforts have been made to reduce stockpiles on site and you have begun to install firebreaks on site, Natural Resources Wales is willing to support the completion of this work.

Following consultation with our legal department we have decided to withdraw the initial notice that was due to expire on Friday 10th April (originally documented to expire on Friday 3rd April) and issue a new notice requiring this work to be completed by Tuesday 7th July 2015.

Failure to comply with this notice may result in enforcement action being taken against Griffiths Waste Management.

If you have any questions regarding this letter or the attached notice please contact me on the details below.

Regards

A handwritten signature in black ink, appearing to be 'DM.' with a stylized flourish.

David Morgan

Environment Officer – Swansea Environment Management Team

Direct dial: 01792 325651

Direct e-mail: david.morgan@cyfoethnaturiolcymru.gov.uk

**Environmental Permitting (England and Wales) Regulations 2010
Regulation 36**

**ENFORCEMENT NOTICE TO TAKE SPECIFIED STEPS IN RELATION TO A
BREACH OF PERMIT CONDITION**

To: Griffiths Waste Management Limited
Former JR Steelworks
Bryntywod
Llangyfelach
Swansea
SA5 7LE

Environmental permit: EPR/NP3699VX

**Regulated facility: Griffiths Waste Management Limited, Former JR Steelworks,
Bryntywod, Llangyfelach, Swansea, SA5 7LE**

Natural Resources Wales considers that the following conditions of the environmental permit are being contravened:

Condition 1.1.1 – The operator will manage and operate activities in accordance with a written management system

because

In relation to the above condition;

- Section 7 of the Environmental Management System titled 'Storage of Wood with Specified Properties or Forms' outlines the waste storage requirements for the site, which includes the following requirements:

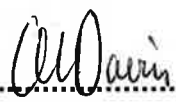
"Separation from another wood stack or chipped wood stack should not be less than 6 meters in width (Section 7.1 Raw Wood Waste Processing and First Stage Recycling).

Horizontal separation between stacks should be not less than 6 meters (Section 7.2 Chipped Wood and Sawdust Stack Piles)."

As of Monday 30th March it was noted that there was not sufficient firebreaks between all stacks of material on site. You must ensure all wood waste stacks are separated by a horizontal distance of at least 6 meters.

You are required to take the steps set out in Schedule 1 by the date specified in order to remedy the contravention.

Date 10/04/2015

Signed
Gareth Davies
Acting Team Leader –
South West Waste Regulatory Team

Natural Resources Wales
Maes Newydd
Llandarcy
Neath-Port Talbot
SA10 6JQ

Please see over for notes.

Environmental Permitting (England and Wales) Regulations 2010 Regulation 36

Notes:

General

1. Failure to comply with this notice is an offence under Regulation 38(3) of the Environmental Permitting (England and Wales) Regulations 2010 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(2)(f) of the Environmental Permitting (England and Wales) Regulations 2010. 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:

Welsh Ministers
The Planning Inspectorate for Wales
Crown Buildings
Cathays Park
Cardiff, CF10 3NQ
Tel: 029 2082 3866
E-Mail: wales@pins.gsi.gov.uk
<http://www.planningportal.gov.uk/planning/appeals>

At the same time you must send a copy of the appeal notice and documents to us.

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; and
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 Welsh Ministers in writing and sending a copy of that notification to us.

Further information about making an appeal and the forms that you will need are available from the Environmental Protection Division.

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.

You should note that the Natural Resources Body for Wales has been formed by bringing together the Countryside Council for Wales, Forestry Commission Wales and Environment Agency Wales. The Natural Resources Body for Wales has been empowered to exercise Welsh devolved functions since 1st April 2013 and has, generally, taken over the responsibilities of the Countryside Council for Wales, the Forestry Commissioners and the Environment Agency in Wales.

Environmental Permitting (England and Wales) Regulations 2010
Regulation 36

SCHEDULE 1 STEPS TO BE TAKEN		
Condition number	Steps to be taken	By date
1.1.1	Adjust all waste stacks on site to ensure all wood waste stacks are separated by a horizontal distance of at least 6 metres.	07/07/2015