

**Environmental Permitting (England and Wales) Regulations 2016
Regulation 36**

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

To: Fenestration Recycling Company Limited
1 Bowden Way
Failand
Bristol
Engalnd
BS8 3XA

Environmental permit number: EPR/HP3938RN

Regulated facility: Fenestration Recycling Company Limited, Neath Abbey Wharf, Skewen, Neath, SA10 6BL.

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

3.4.1 The operator shall manage and operate the activities in accordance with a written fire prevention plan using the current, relevant fire prevention plan guidance.

and

4.2.2 Within one month of the end of each quarter, the operator shall submit to Natural Resources Wales using the form made available for the purpose, the information specified on the form relating to the site and the waste accepted and removed from it during the previous quarter.

Because:

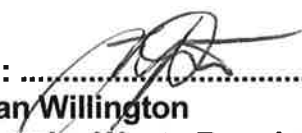
3.4.1 Waste on site is not being stored in accordance with Site (BLOCK) Plan, Drg No. 10937-000-C and Storage Plan, Drg No. 10937-000-E, namely the appropriate 6 metre fire breaks are not in place.

and

4.2.2 Information specified on the form relating to waste accepted and removed from it during the previous quarter has not been submitted for Quarter 4 in 2015, all quarters in 2016 and all quarters in 2017.

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

Date: 6th April 2018

Signed: 
Jonathan Willington
Team Leader Waste Regulation

Natural Resources Wales
Maes Newydd
Britannic Way West
Llandarcy
Neath Port Talbot
SA10 6JQ

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(2)(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.

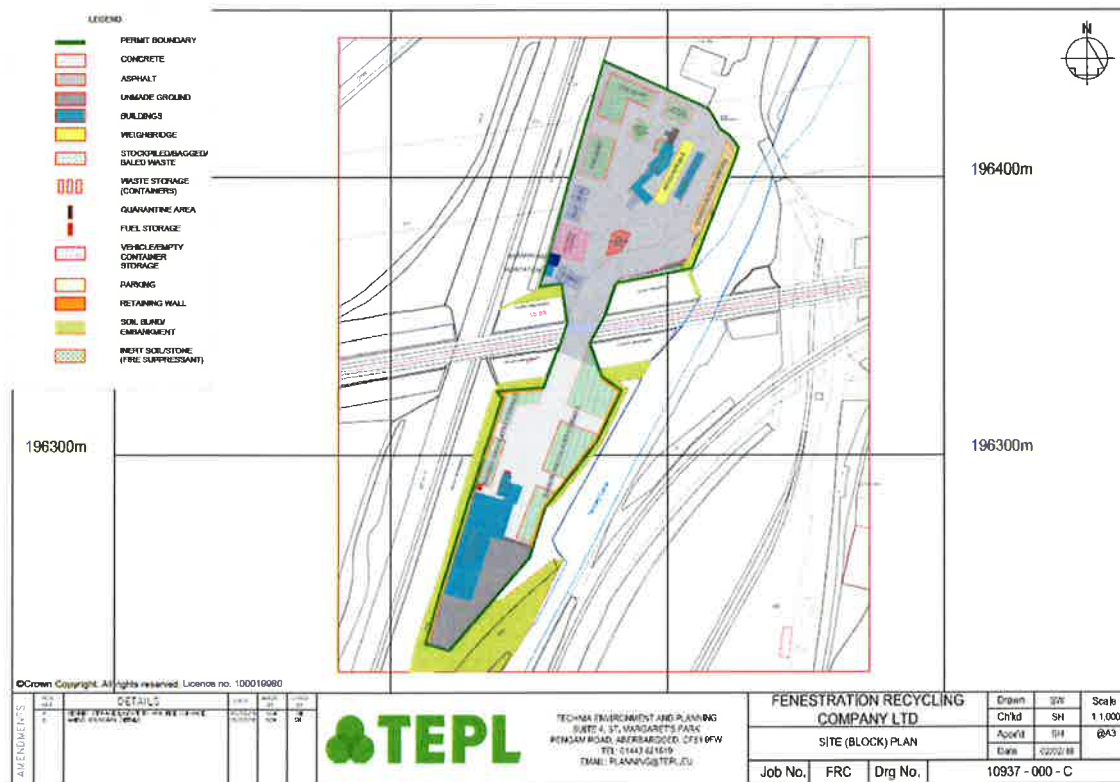
Legislation note

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
3.4.1	The waste shall be stored on site in accordance with Site (BLOCK) Plan, Drg No. 10937-000-C and Storage Plan, Drg No. 10937-000-E that form part of the Fire Prevention and Mitigation Plan (MPP5) and as attached plans to this Notice referenced Plan GD1 and Plan GD2 respectively.	31 January 2019
4.2.2	All outstanding information relating to waste received and removed from the site, shall be submitted to NRW. The outstanding information relates to Quarter 4 of 2015, all quarters in 2016 and all quarters in 2017.	31 July 2018

Plan GD1



Plan GD2

