

Compliance Assessment Report CAR_NRW0039571

Permit being assessed: BP0251001

For: Llechryd WTW Llechryd Near Cardigan, held by DWR CYMRU CYFYNGEDIG
At: Llechryd, Nr Cardigan, Dyfed, SA43 2QN.

Type of assessment carried out: Report/Data Review, Reason: Routine.
On 16/03/2022.

Parts of permit assessed: See criteria listed below

NRW Lead Officer: Ffion Quan.

Report sent to: CARS inbox, CARS inbox, on 18/03/2022.

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	Assessed (A)	
WQ-D2 - Information - Reporting	Action only (X)	

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

2. What action is required?

Criteria	Action needed	Complete by
WQ-D2	Please ensure that DCWW continues to submit monitoring and assessment reports that are carried out in accordance with the parameters listed in Schedule 4, Table S4.1 within the Environmental Permit, BP0251001.	18/03/2022

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

To be read in conjunction with CAR_NRW0037559 and CAR_NRW0038299 which is the audit of the main discharge permit at the site and a follow up compliance assessment report.

This was a pre-planned audit carried out by Natural Resources Wales officers Jeremy

Goddard and Emma Sharp, who were accompanied by Dwr Cymru operatives Sarah Harries, Sarah Mason, Sam Fagan, and Chris Gray.

Flows

Condition 3.1.1, Schedule 3, Table S3.1, states that the maximum rate of discharge should be 20 litres per second. All 15-minute discharge rates were within compliance except one. On 4/11/2019 at 11:30 hours there was a reading of 40.96 litres per second which is double the maximum flow rate.

ACTION: Please investigate and confirm in writing the reason for discharge reading of 40.96 litres per second at 11:30 hours on 4/11/2019. This is over twice the maximum discharge rate of 20 litres per second.

On 24/03/2021 NRW received an email from Sarah Harries of Dwr Cymru confirming that the data originally submitted to Natural Resources Wales relating to instantaneous flow through the site's MCERT meter was incorrect and applied to Llechryd STW and not Llechryd WTW. DCWW subsequently forwarded the new data flow applicable to Llechryd WTW and was reviewed by NRW in CAR_NRW0038299. Whilst majority of the flow readings taken at Llechryd WTW were less than 20 litres per second, the limit exceeded on a few occasions. DCWW have subsequently installed alarms attached to the discharge flow at Llechryd WTW which will inform operations when the flow reaches 18l/s and 19.5l/s to ensure that the flow is kept below the required 20l/s. This action has been taken out of the report.

OSM Sample Results

Following the visit, Dwr Cymru provided Natural Resources Wales with OSM sampling data for the period 16/10/2019 to 16/10/2020.

According to the WAF001, an OSM sample was taken on the 13/11/2019 however, there were no results logged for any of the determinants including PH, Suspended Solids, Iron (total) or Iron (Dissolved). This sample had also not been logged with Natural Resources Wales as a 'no flow'.

ACTION: Please investigate why there are no results logged against the OSM sample taken on 13/11/2019 and why this sample has not been reported to Natural Resources Wales, even if it is a 'no flow' result.

On 26/02/2021 NRW received an email from Sarah Harries of Dwr Cymru confirming that there was no OSM sample taken on the 13/11/2019 due to the Teifi being in flood. Therefore, the sample was rescheduled for the 25/11/2019. Sarah Harries forwarded the results of the OSM sample taken on the 25/11/2019 to NRW.

Please ensure that DCWW continues to submit monitoring and assessment reports that are carried out in accordance with the parameters listed in Schedule 4, Table S4.1 within the Environmental Permit, BP0251001. This action has been taken out of the report.

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

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.