

Mr Freddy Murray  
Biomass UK No2 UK  
Asset Manager,  
St Helens, 1 Undershaft,  
London,  
EC3P 3DQ

Our Ref: EPR/AB3790ZB

Your Ref:

Date: 4<sup>th</sup> October 2018

### **Warning letter**

Dear Sir,

**Biomass UK No2 UK, Barry Energy Production facility, Woodham Road, Barry,  
Vale of Glamorgan, CF63 4JE.**

We believe that the company has committed the following offences):

Offence: Contravention of Regulation 38(2) of the Environmental Permitting  
(England and Wales) Regulations 2016, failing to comply with permit  
conditions.

Over the time frame detailed in the table below, the events listed constitute breaches  
of the permit in place at site. Further detail has been provided in Compliance  
Assessment Report (CAR) reference: CAR\_NRW0034005.

Permit Condition	Description	Date/Time
1.1.1.	Failure to minimise the risk of pollution, by using sufficient competent persons and resources during operation.	10-11 <sup>th</sup> March 2018
3.2.1	Failure to take appropriate measures to limit emissions of dark smoke.	10-11 <sup>th</sup> March 2018
3.4.1.	Failure to use appropriate measures to prevent or minimise noise during operation.	13 <sup>th</sup> March 2018; 23:40 hrs.
4.3.1.	Failure to notify NRW of incidents which could have an adverse environmental effect.	10-17 <sup>th</sup> March 2018

We have issued this **warning letter** as a response to the above offences on this occasion. However, our decision could change if any further relevant information comes to light, including, but not restricted to, information that:

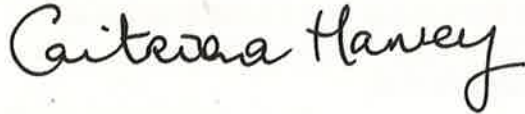
- the Company has committed earlier offences;
- the environmental impacts of this offence are greater than we presently understand them;
- the offences are continuing or have been repeated;
- the Company has committed other offences of which we are presently unaware.

We will take this offence into account if we consider that the Company is involved in any future offending.

This warning does not:

- Prevent any other prosecuting authority taking action against the Company; or
- Affect our right to issue enforcement, clear-up or remediation notices, or seek recovery of costs or damages according to law.

Yours Faithfully,



**Caitriona Harvey**

**Arweinydd Tîm Rheoliad Diwydiant a Gwastraff Taf ac Elái / Industry and Waste Regulation Taff & Ely Team Leader**

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[www.cyfoethnaturiolcymru.gov.uk](http://www.cyfoethnaturiolcymru.gov.uk)

[www.naturalresourceswales.gov.uk](http://www.naturalresourceswales.gov.uk)

Natural Resources Wales, Rivers House, St Mellons, Cardiff, CF3 0EY  
Croesewir gohebiaeth yn y Gymraeg a'r Saesneg  
Correspondence welcomed in Welsh and English

Ar 1 Ebrill 2013, lloedd Cyngor Cefn Gwlad Cymru, Asiantaeth yr Amgylchedd Cymru a Chomisïwn Coodwigaeth Cymru gan greu un corff - sef Cyfoeth Naturiol Cymru.

As of 1 April 2013, the Countryside Council for Wales, Environment Agency Wales and Forestry Commission Wales became Natural Resources Wales/Cyfoeth Naturiol Cymru.

Natural Resources Wales complaints procedure is available on our web-site.

[www.cyfoethnaturiolcymru.gov.uk](http://www.cyfoethnaturiolcymru.gov.uk) [www.naturalresourceswales.gov.uk](http://www.naturalresourceswales.gov.uk)

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