

Tomlinsons Dairy Ltd
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13 September 2016

Dear Mr Tomlinson

Environmental Permitting (England and Wales) Regulations 2010 (as amended)

I am writing to summarise the discussions at our meeting on site on 8 September 2016.

Based on the information provided, your activities fall under Schedule 1 of Environmental Permitting Regulations 2010 (as amended) and as such require a permit from Natural Resources Wales.

From our discussions I believe that your activities fall under section 6.8 A(1)e (*treating and processing of milk, the quantity of milk being received being more than 200 tonnes per day (average value on an annual basis)*).

I understand that your consultant is in the process of putting a permit application together on your behalf.

Below are a number of links to various documents that will assist the permit application, as well as information on how to comply with an environmental permit.

EPR Guidance – including regulatory guidance notes and guidance relevant to all sectors under EPR – including H1 screening tool and associated annexes

<http://naturalresources.wales/apply-for-a-permit/environmental-permitting-regulations-guidance/epr-guidance/?lang=en>

Permit Application Forms

<http://naturalresources.wales/apply-for-a-permit/installations/apply-for-a-bespoke-permit-for-an-installation/?lang=en>

You will need to complete forms A, B2, B3 and F1.

The EP OPRA Spreadsheet can be found on the link below

<http://naturalresources.wales/how-we-regulate-you/our-charges/?lang=en>

BREF Note (Reference document for Best Available Techniques)

<http://eippcb.jrc.ec.europa.eu/reference/fdm.html>

Please note this is current adopted Food and Drink BREF but the review has already commenced with new BREF likely to be published within the next 12 months.

Environmental Permits include a number of conditions that must be complied with. These include conditions relating to the management of the site (in line with an environmental management system), adequate resources to secure compliance, training, maintenance, storage, odour, noise, emission limit values, reporting and notification requirements.

You advised that you do not currently have an environmental management system but intend to produce one in parallel with the permit application process.

It may be beneficial to hold a further meeting to discuss the application once you have progressed the application.

Following observations on site it is recommended that you review the current practices in relation to the unloading of milk (and the containment of any spillages) and the use of refrigeration trailers running of diesel rather than electric hook up. Both of these areas are likely to require improvements should an environmental permit be issued.

As discussed we believe that the activities currently carried out by Tomlinsons Dairy Ltd are above the threshold for requiring a permit under schedule 1 of the 2010 Regulations. Natural Resources Wales will consider our enforcement response in line with our Enforcement and Prosecution Policies. We have contacted you separately regarding this matter.

A permit application should be made to Natural Resources Wales, as soon as possible, but by the end of December 2016 at the latest.

Yours sincerely



Julia Frost
Regulatory and Community Liaison Officer