

CRoW Act 2000: Natural Resources Wales application for permission - Formal Notice

Natural Resources Wales Formal Notice.

Requirements of Section 28I of the Wildlife & Countryside Act 1981 as amended by the Countryside and Rights of Way Act (CRoW) 2000.

Duty in relation to granting any consent, licence or permit for activities likely to damage Sites of Special Scientific Interest (SSSI).

Guide to filling in this form for Natural Resources Wales staff:

To be completed by Permitting Officers for any applications for a permission which the Natural Resources Wales has considered under S28G duties to protect and enhance SSSIs. This applies to all proposed permissions within a SSSI, and to operations outside the SSSI boundary which are likely to damage its special features.

Refer to OI 140_10 'Applying the Countryside and Rights of Way (CRoW) Act 2000 to applications for permits with potential for impact on Sites of Special Scientific Interest (SSSI)', including the flowchart in Appendix 2.

Pink italic text – drafting notes, to be deleted before completion/consultation.

Blue text – examples, to be replaced with permission-specific information.

Ensure you have completed all sections.

1. Natural Resources Wales area/region/NPS hub:	Industry Regulation South Central
2. Name of SSSI:	33WDP SSSI Hayes Point to Bendrick Rock
3. Type of permission:	Environmental Permit
4. Date for Natural Resources Wales permit determination:	14/03/2023
5. Predicted 28 day date for response from NRW conservation/ecology (under S28 I(4)):	N/A – filed for audit
6. Natural Resources Wales reference no:	PAN-019758
7. National grid reference:	ST 14500 68300
8. Description of proposal:	<p>Variation to an existing installation permit to add 2No. 1.2 MWth input 'gas-oil' fuelled generators for emergency use only. The installation is a 'higher tier site' under the COMAH Regulations 1999 and therefore involves processes that have safety critical controls which could be impacted by a loss of electrical power supply. Previously a back-up power supply was provided by the adjacent Barry Centrica Power Station, however this has now been decommissioned therefore the site has decided to install its own independent back-up power supply in the form of the two generators. The emergency generators will be used in the event of a loss of site power to enable safe shut-down of the operation at the installation. Each emergency generators will be tested for a maximum of 5 hours per year, the testing scenarios will be limited in the permit to reflect the risk assessment carried out as part of the permitting process. There will be emissions to air from combustion of gas oil, the principle emissions being oxides of nitrogen (NOx), particulate matter and carbon monoxide. Fuel storage is provided in the base of each generator container with integral bunding.</p> <p>There are no other changes to the sites emissions due to the proposal.</p>
9. Is the proposed activity within (wholly or partially) the SSSI boundary?	NO
10. Has there been any pre-application discussion or correspondence with NRW conservation/ecology	NO
11. What aspect(s) of the proposed permission may damage the features which are of special interest for the SSSI?	

The following 'Operations Requiring Consent' (or other activities associated with the permission) that may cause damage are relevant to the proposed permission.

There are no 'Operating Requiring Consent' that may cause damage that are relevant to the proposed permission. However, this is not an exhaustive list, therefore relevant mechanisms of impact have been considered below.

The following SSSI features and mechanisms of impact have been considered to assess the likelihood of damage:

1. Features

There are two special features that are both geological features:

- Rock exposures
- "Dinosaur" footprints and tracks

2. Mechanisms of impact

There are no mechanisms of impact relevant to the proposed permission. The potential mechanisms of impact from the proposed permission are from point source emissions air: toxic contamination, nutrient enrichment and acidification. The two geological features will not be impacted by the proposed emissions to air.

12. Decision

The proposed permission is not likely to damage any of the flora, fauna or geological or physiological features which are of special interest because there is no pathway for the features to be affected.

**Natural Resources Wales is minded to:
Issue the permission**

13. Name and job title of Natural Resources Wales officer:	Rebecca Williams Lead Specialist Permitting Officer
14. Date form sent to NRW conservation/ecology	N/A – filed for audit
For Natural Resources Wales use only, once NRW conservation/ecology response received	
15. NRW conservation/ecology comment on assessment:	N/A
16. Name and job title of NRW conservation/ecology officer:	N/A
17. Date of receipt of NRW conservation/ecology response:	N/A