

**Planning And Environment Decisions Wales (PEDW)
REFERENCE: CAS-02485-Q0R8C3**

**IN THE MATTER OF THE WATER RESOURCES ACT 1991
(AS AMENDED BY THE WATER ACT 2003) AND THE
WATER ABSTRACTION (TRANSITIONAL PROVISIONS)
REGULATIONS 2017**

APPEAL BY: CANAL & RIVER TRUST

SITE AT: RIVER USK AT BRECON

**STATEMENT OF CASE OF
NATURAL RESOURCES WALES
APPEAL BUNDLE INDEX**

Reference	File Name	Page No.
Annex 1.1	Transfer Licence	1 – 11
Annex 2.1	Our regulatory approach to deliver sustainable management of natural resources – Our Regulatory Principles 04.2016	12 – 40
Annex 3.1	Government response to consultation on changes to water abstraction licensing exemptions in England and Wales: New Authorisations 10.2017	41 – 73
Annex 4.1	Operational Guidance Note (OGN) 176 Determining Transitional Water Resources Licence Applications 11.2020	74 - 150
Annex 5.1	Operational Guidance Note (OGN) 200 Habitats Regulations Assessments of Projects 27.06.2019	151 – 235
Annex 6.1	Application Form WRH	236 – 248
Annex 6.2	Letter of Authorisation	249
Annex 6.3	Supporting Information Document	250 - 260
Annex 6.4	CRT327 River Usk at Brecon Raw Data	See separate

		Excel Document
Annex 7.1	NRW email to Appellant 10.10.2019	261 – 262
Annex 8.1	Letter from NRW to Appellant regarding assessment of the application against Habitats Regulations 16.07.2020	263 – 266
Annex 9.1	Letter from NRW to Appellant regarding licensing options 20.11.2020	267 – 270
Annex 10.1	Monmouthshire and Brecon Canal: Screening and passage Fish Protection Report	271 – 312
Annex 11.1	HRA and Form 2 Response	313 – 373
Annex 12.1	Assessment of impact on SSSIs	374 – 384
Annex 13.1	Internal consultation feedback and agreement to daily volume 24.08.2022	385 – 388
Annex 14.1	Flow restrictions being considered email 30.09.2022	389 – 393
Annex 15.1	Appellant comments on draft licence conditions 17.11.2022	394 – 400
Annex 16.1	Further comments on draft licence and NRW reply 12.12.2022 and 13.12.2022	401 – 404
Annex 17.1	Issue letter 19.12.2022	405 – 408
Annex 18.1	River Usk SAC Core Management Plan	409 – 449
Annex 19.1	The Severn Estuary/Mor Hafren European Marine Site	450 – 624
Annex 21.1	SPSF Core Guidance	625 – 661