

Compliance Assessment Report CAR_NRW0043289

Permit being assessed: YP3632EM.

For: Sandycroft Poultry Processing, **held by:** 2 Sisters Food Group Limited

At: VION Sandycroft Glendale Avenue , Sandycroft, DEESIDE, Clwyd, CH5 2QP.

Type of assessment: Report/Data Review,

Reason: Routine.

On: 29/12/2023.

Parts of permit assessed: annual return.

NRW Lead Officer: Rebecca Harwood.

Report sent to: Steven Van Der Keift , HS&E Manager, on 06/02/2024.

1. Summary of our findings (full details in section 4)

| Part of permitted activity assessed (compliance criteria) | Assessment result | Permit condition |
|---|-------------------|------------------|
| IR3A - Emissions and monitoring - Emissions to water, air or land | Assessed (A) | |
| IR3E - Emissions and monitoring - Monitoring | C3 Minor | 3.5.3 |
| IR3E - Emissions and monitoring - Monitoring | C3 Minor | 3.5.3 |
| IR4B - Information - Reporting | Assessed (A) | |
| IR4C - Information - Notification | Assessed (A) | |
| IR3B - Emissions and monitoring - Emissions of substances not controlled by emission limits | C3 Minor | 3.2.1 |

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

| Total non-compliances recorded | Total non-compliance score |
|--------------------------------|----------------------------|
| 3 | 12 |

How we use the non-compliance score to calculate your annual fee is explained in the 'Important Information' section below.

2. What action is required?

| Criteria | Action needed | Complete by |
|----------|--------------------|-------------------|
| IR3E | see Action 1 below | 31/03/2024 |
| IR3E | see Action 2 below | 30/06/2024 |
| IR3B | actions completed | Already completed |

Compliance 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.

You are non-compliant with your permit.

At this time, we are issuing you with a warning for the non-compliance recorded above. Warnings may influence future enforcement response for continued or further non-compliance.

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

Annual performance reporting 2023

A permit variation was issued to Sandycroft Poultry Processing operated by 2 Sisters Food Group in June 2023. This has updated and amended the reporting requirements for the site.

Condition 4.2.2 of the permit requires a report on the performance of the permitted activities over the previous year. The 2023 annual report was received on the 1st February 2024. An EMS summary report was also submitted.

1. Monitoring Data - Effluent Treatment Plant

Emissions to sewer were monitored from emission point S1 for Mercury, Chemical Oxygen Demand and flow in accordance with condition 3.5.1.

Mercury concentrations were below the emission limit value of 0.5 µg/l. The maximum COD reading was 2120 mg/l on 12/10/2023. The maximum flow was 1330m³ on 14/08/2023.

The flow meter installed at the facility is not currently MCERTs accredited. **This has been scored a category 3 non compliance of condition 3.5.3, under subheading IR3E Monitoring.**

Action 1: Install MCERTS flow meter by 31st March 2024.

The COD analyser installed at the facility is not currently MCERTs accredited. **This has been scored a category 3 non compliance of condition 3.5.3, under subheading IR3E Monitoring.**

Action 2: Install MCERTS COD analyser by 30th June 2024.

2. Annual Production/treatment

The maximum number of chickens slaughtered in a week was 1,100,000 birds.
The maximum amount of product produced in a week was 1,597t.

3. Performance Parameters

Water, energy and waste figures have decreased slightly compared to 2022.

Refrigerant consumption has increased and is similar to the 2021 usage.

4. Schedule Notifications

The Operator submitted a Part A Schedule 5 Notification on the 22nd December 2023, in accordance with condition 4.3.1, as a result of a refrigerant gas leak. Approximately 500kg of R407F refrigerant gas was released from the cooling tower on 20th December 2023. **This has been scored a category 3 non compliance of condition 3.2.1, under subheading IR3B Emissions of substances not controlled by emission limits.**

The Part B was submitted on the 2nd January 2024 and stated that the system was isolated following the leak and a repair undertaken by a contractor. Further work is to be undertaken to the coil within the cooling tower and additional inspections of the system were implemented.

No further action is required at this stage.

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 of 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 | Score |
|----------------------------|---|-------|
| C1 Major | Potential to have a major, serious, persistent and/or extensive impact or effect on the environment, people and/or property | 60 |
| C2 Significant | Potential to have a significant impact or effect on the environment, people and/or property | 31 |
| C3 Minor | Potential to have a minor or minimal impact or effect on the environment, people and/or property | 4 |
| C4 No environmental impact | Non-compliance at a regulated site that cannot foreseeably have any impact on the environment, people and/or property | 0.1 |

How we use assessment scores

The number and severity of non-compliances recorded in a year will affect your annual subsistence fee the following year. A non-compliance factor is added to your site's Operator

Performance Risk Appraisal (OPRA) score when we calculate your fee to reflect the additional resource we use to assess permit compliance.

If your assessment result in Section 1 is suspended, what does this mean?

In line with our guidance, we may suspend scores for up to six months to allow time for remedial action to be taken. Suspended scores will be re-instated if the action is not completed.

Full list of Industry compliance criteria (used in section 1 and 2):

1. Management

- IR1A – General management
- IR1B – Finance (only applicable to Landfill)
- IR1C – Energy efficiency
- IR1D - Efficient use of raw materials
- IR1E - Avoidance, recovery and disposal of wastes produced by the activities
- IR1F - Multiple operator installations

2. Operations

- IR2A – Permitted activities
- IR2B – The site
- IR2C – Operating techniques
- IR2D – Technical requirements
- IR2E – Improvement programme
- IR2F – Pre-operational conditions
- IR2G – Landfill engineering (only applicable to Landfill)
- IR2H – Waste acceptance (only applicable to Landfill)
- IR2I – Leachate levels (only applicable to Landfill)
- IR2J – Closure and aftercare (only applicable to Landfill)
- IR2K – Landfill gas management (only applicable to Landfill)

3. Emission and Monitoring

- IR3A – Emissions to water, air or land
- IR3B – Emissions of substances not controlled by emission limits
- IR3C – Odour
- IR3D – Noise and vibration
- IR3E – Monitoring
- IR3F – Pests
- IR3G – Air quality management plans
- IR3H – Monitoring for the purposes of the Industrial Emissions Directive (this heading includes Large Combustion Plants)
- IR3I – Fire

4. Information

- IR4A – Records
- IR4B – Reporting
- IR4C – Notification

Enforcement response

Any non-compliance with a permit condition 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 twenty 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 to 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.