

Compliance Assessment Report CAR_NRW0045904

Permit being assessed: AB3691ZB.

For: Penpound Poultry Unit, **held by:** Raymond Powell

At: Penpound, Newbridge on Wye, Llandrindod Wells, Powys, LD1 6HR.

Type of assessment: Site Inspection,

Reason: Routine.

On: 17/12/2024 between 09:00 and 17:00.

Parts of permit assessed: All.

NRW Lead Officer: Ffion Jones.

Report sent to: Reuben Powell, Owner/Operator, on 08/01/2025.

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

Part of permitted activity assessed (compliance criteria)	Assessment result	Permit condition
IR1A - Installations - Management - General Management	C3 Minor	1.1.1 (a)
IR1A - Installations - Management - General Management	C3 Minor	1.1.2
IR2B - Installations - Operations - The site	C3 Minor	2.2 The site
IR1A - Installations - Management - General Management	C3 Minor	1.1.2
IR1A - Installations - Management - General Management	C3 Minor	1.1.1 (a)
IR1E - Installations - Management - Avoidance, recovery and disposal of wastes produced by the activities	C3 Minor	1.4.1 (c)

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

Total non-compliances recorded	Total non-compliance score
6	24

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
IR1A	Please ensure that all parts of the Accident Management Plan are combined together and located as specified below.	19/02/2025
IR1A	Please ensure Failures Log is up to date.	19/02/2025
IR2B	Please update the site/drainage plan	19/02/2025
IR1A	Please ensure a Policy Statement is created and kept up to date.	19/02/2025
IR1A	Please update Site Closure Plan	19/02/2025
IR1E	Please ensure scrubber liquor is disposed of correctly.	09/01/2025

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.

At this time, we do not intend to take any further action.

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

Natural Resources Officer Ffion Jones met with Owner/Operator Reuben Powell on the 17th December 2024 at 11am to carry out a routine audit inspection of Lower Yardro Poultry Farm. Thank you Joe for your time.

Please see non-compliances identified below:

1) Accident Management Plan

Please ensure you put all documentation together to create an Accident Management Plan including; written plan of risks on site and what to do in the event of an incident, drainage plan/site plan, Raw Materials List, Accident and Emergency contact list, and any other appropriate information. Once it has all been put together, please ensure a copy is placed in an accessible location e.g. egg hut or box by entrance and a copy located where staff can access e.g. on noticeboard. *Please ensure this has been completed by the 15th February 2025.*

2) Inspection and Maintenance

Please record and log any maintenance checks, damages, failures and what action was taken to remediate the work. Please include details such as damage/failure, date, time, action taken to repair, date/time of action. The failures log needs updating.

3) Site/drainage plan

Please ensure that the site plan is up to date e.g. add solar batteries. The site/drainage plan must contain the site layout, direction of flow, dirty water tanks/channels, clean water tanks/channels, diverter valves, surface and foul drains, manure stores, gas, fuel, tanks,

incinerators, chemical stores, biomass, woodchip, sensitive receptors etc.

4) Policy Statement

Please create a policy statement to monitor the review of management system documents on site (see attached an example). The policy statement should detail the management plan, when it was last reviewed, when it is due for review and any other appropriate comments. *Please complete this by 17th February 2025 and send evidence to NRW.*

5) Site Closure Plan

Please ensure Site Closure Plan and other documentation are kept up to date with any site changes. In this instance the solar batteries and what would happen if the site was decommissioned need to be detailed in the plan.

6) Scrubber liquor

Please ensure the scrubber liquor is recovered/disposed of correctly.

Mobile Plant Permit for deploying waste to land (Environmental Permitting Regulations, 2016)

For each deployment to land a mobile plant permit with NRW (please see link below) must be obtained. The waste that is spread to land would need to prove agricultural benefit to the land and therefore, evidence would need to be submitted along with an agricultural benefit statement.

[Natural Resources Wales / Apply for deployment of a mobile plant permit](#)

Registered Waste Carrier

Exporting the waste to a suitably permitted facility by a registered waste carrier. Please ensure that the movement of all waste is accompanied by a correctly completed Waste Transfer Note. Please see the link below for further information -

<https://www.gov.uk/government/publications/waste-duty-of-care-code-of-practice>

Please note that this is current guidance and may change.

Comply with the requirements of The Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021.

Many thanks for your time during the visit.

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.