



**Cyfoeth
Naturiol
Cymru
Natural
Resources
Wales**

**Ein cyf/Our ref: 11070
Eich cyf/Your ref:**

Maes Newydd
Britannic Way West
Llandarcy
Neath Port Talbot
SA10 6JQ

**DAIRY PARTNERS (CYMRU WALES) LTD
Dairy Partners
Oldends Lane
Oldends
Stonehouse
Gloucestershire
GL10 3RL**

Ebost/Email:
[Erin.smyth-
evans@cyfoethnaturiolcymru.gov.uk](mailto:Erin.smyth-evans@cyfoethnaturiolcymru.gov.uk)

5 February 2025

By post

CC by email: robert.peel@dairypartners.co.uk; steve.welch@dairypartners.co.uk;
daryl.white@dairypartners.co.uk; ashton.daniels@dairypartners.co.uk

Dear Sir/Madam,

Letter to confirm non-compliance with a notice

**Environmental Permitting (England and Wales) Regulations 2016 Regulation 36
Served 17 December 2021
Environmental permit EPR/WP3231NB
Regulated facility: The Creamery, Aberarad, Newcastle Emlyn, Carmarthenshire,
SA38 9DQ**

Following the service of the **Enforcement Notice** referenced above in relation to the aeration and balance tanks which hold polluting liquids at the regulated facility and form part of the effluent treatment plant not having secondary containment, **Natural Resources Wales** hereby confirms that a requirement of the Notice has not been achieved.

The Notice contained two steps, the second of which had a deadline of 28 January 2025 and related to the construction of an approved secondary containment system for the aeration and balance tanks. This is the Notice requirement that has not been achieved.

Step 1 of the Notice, with which Dairy Partners were compliant, required the submission of an application to vary the Environmental Permit including a proposed design for the secondary containment system. The submitted design was subsequently approved by NRW in 2023 through permit variation, and the relevant planning authority in 2024. In December 2024 Dairy Partners confirmed the same design is that intended for construction.

In recent correspondence, Dairy Partners have expressed the view that the drawing referenced within the Notice was rendered obsolete due to not aligning with the approved secondary containment system design. The drawing referenced and included within the Notice showed the location of the aeration and balance tanks to ensure the requirements of the Notice were clear. The drawing did not detail the secondary containment system design which had not been finalised at the time of Notice issue.

NRW will now consider our response to the non-compliance with the Regulation 36 EPR Notice and the ongoing permit contravention regarding secondary containment at the regulated facility.

Yours faithfully,



Signed:

Erin Smyth-Evans
Industry Regulation Team Leader – South West Wales

Ein diben yw sicrhau bod amgylchedd ac adnoddau naturiol Cymru yn cael eu cynnal, eu gwella a'u defnyddio yn gynaliadwy, yn awr ac yn y dyfodol./Our purpose is to ensure that the environment and natural resources of Wales are sustainably maintained, enhanced and used, now and in the future.