

Natural Resources Wales Permitting Decisions

RM & CA Bright (Groes-Y-Garreg)

Decision Document

Application for a Minor Technical Variation

The application number is: PAN-030930

The permit variation number is: EPR/BB3792HC/V002

The applicant / operator is: RM & CA Bright

The Installation is located at: Groes-Y-Garreg, Berriew, Welshpool, Powys, SY21 8AU

Purpose of this document

This decision document:

- explains how the application has been determined
- provides a record of the decision-making process
- shows how all relevant factors have been taken into account
- justifies the specific conditions in the permit other than those in our generic permit template.

Unless the decision document specifies otherwise, we have accepted the applicant's proposals.

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1. Executive summary

1.1. Application summary

The Operator has applied for a minor technical permit variation to reflect a change in the orientation of the two poultry houses at the site. During construction of the houses, it became evident that the slope at the front entrance was too steep for service vehicles to access the site. As such, a new, gentler sloped access was created which required the front and back of the houses to be reversed.

The Operator has also submitted an updated, more appropriate site plan which better represents the layout of the site than the plan currently in place. The application will also regularise a minor change to surface water drainage arrangements. Surface water now drains to an attenuation pond rather than a surface water soakaway. There will be no changes to emission points, house location or utilities as part of the application. The name of the Operator has also been changed from “Mr Mark Bright, Mrs Annette Bright and Mr Lloyd Jones Bright” to “RM & CA Bright” as part of the application, though the legal entity of the partnership remains the same.

1.2. Our decision

We have decided to issue the variation for Groes-Y-Garreg operated by RM & CA Bright.

We consider in reaching that decision we have taken into account all relevant considerations and legal requirements and that the permit will ensure that the appropriate level of environmental protection is provided.

2. Receipt of the application

The application was received on 13/11/2025. In order for us to be able to consider the application duly made, we needed more information. We requested the following:

- Details on the 3rd member of the partnership;
- A summary of the sites Environmental Management System;
- An updated site plan; and,
- Clarification of the surface water drainage arrangements for the site.

A letter requesting this information was sent to the applicant on 06/03/2026. Upon receipt of this information, on 12/03/2026, we were able to consider the application duly made. This means we considered it was in the correct form and contained sufficient information for us to begin our determination, but not that it necessarily contained all the information we would need to complete that determination.

3. Confidential information

The applicant made no claim for commercial confidentiality, and we have not received information in relation to the application that appears to be confidential in relation to any party.

4. Legislation

The variation will be issued, under Regulation 20 of the EPR. The Environmental Permitting regime is a legal vehicle which delivers most of the relevant legal requirements for activities falling within its scope. In particular, the regulated facility is:

- an *installation* as described by the IED;
- subject to aspects of the Well-Being of Future Generations (Wales) Act 2015 and the Environment (Wales) Act 2016 which also have to be addressed.

We address the legal requirements directly where relevant in the body of this document. NRW is satisfied that the decision on this application is consistent with its general purpose of pursuing the sustainable management of natural resources (SMNR) in relation to Wales and applying the principles of SMNR. In particular, NRW acknowledges that it is a principle of sustainable management to take action to prevent significant damage to ecosystems. We consider that, in **issuing the variation** a high level of protection will be delivered for the environment and human health through the operation of the Installation in accordance with the permit conditions. NRW is satisfied that this decision is compatible with its general purpose of pursuing the sustainable management of natural resources in relation to Wales and applying the principles of sustainable management of natural resources

As the EPR regulator for Part A1 installations in Wales, NRW are required to determine any duly made Part A1 permit applications. This means that we must decide either to grant, or to refuse the variation based upon an objective assessment of the proposals

against the detailed legal requirements of EPR. Our public participation statement¹ gives more information on what can, and cannot, be taken into account when making our permitting decision.

The application, and this decision document, only considers the permitting of the facility under EPR as described throughout the document. We only assess the installation and its impacts and cannot take into consideration indirect impacts which are not as a direct result of activity within the installation boundary.

Any proposed development and wider associated activities will be required to be compliant with all relevant and applicable law, for example, environmental law, health and safety law, planning law. This other legislation acts largely independently of EPR (although they may be inter-related). Such other matters are beyond both the scope of this document, and of our regulatory remit and expertise and are not relevant to our EPR permitting decision. Ensuring compliance with all other regulation and obtaining any required consents (such as planning permission) is the responsibility of those undertaking the development and is regulated by the relevant appropriate authority for each.

Our decision on whether to issue or refuse an EPR permit is defined by legal requirements. In our decision-making, we must ensure that our determination considers all relevant statutory requirements and provides the required level of protection to the environment. This involves assessment of impacts to air, water, land and any ecological receptors from the proposed activities.

NRW's function as the environmental permitting authority under EPR, only extends to the control of sources of pollution within the boundary of the regulated facility, which are capable of being controlled under the environmental permit. In addition and so as to comply with its general public law duty, NRW's decisions must be reasonable, proportionate and procedurally correct.

¹ [Natural Resources Wales / Public participation: how you can take part in our permit and licence consultations](#)

The potential for pollution through the land use of a proposal is assessed through the planning application. The LPA is responsible for considering whether the location of the development is appropriate. NRW is an advisor to the Local Planning Authority (LPA).

5. Consultation

No consultation has been carried out on this application because it was not deemed necessary due to it being a minor technical variation application. This decision was made in accordance the Environment Permitting Regulations (EPR), our statutory Public Participation Statement² and our Regulatory Guidance.

6. The Installation

6.1. The permitted activities

The regulated facility is currently an installation which comprises the following activities listed in Part 2 of Schedule 1 to the Environmental Permitting Regulations:

- Section 6.9 A(1)(a) Rearing of poultry or pigs intensively in an installation with more than 40,000 places for poultry.

An installation may also comprise “directly associated activities”, which at this Installation include includes:

- Dirty water tanks;
- Feed silos;
- Fuel tanks;
- Standby generator;
- Ground source heat pump; and,
- Air scrubbing units

7. Operation of the installation

7.1. Operator Competence

The applicant is the sole operator of the Installation. We are satisfied that the applicant is the person who will have control over the operation of the Installation after the variation is issued; and that they will be able to operate the Installation so as to comply

² [Natural Resources Wales / Public participation: how you can take part in our permit and licence consultations](#)

with the conditions included in the permit. The decision was taken in accordance with EPR RGN 1 Understanding the meaning of operator³.

Relevant Convictions

The applicant has declared they have no relevant convictions. NRW's COLINS Database has been checked to confirm there are no relevant convictions. No relevant convictions were found.

Financial Provision

The applicant has declared they have no current or past bankruptcy or insolvency proceeding against them.

There is no known reason to consider that the operator will not be financially able to comply with the permit. The decision was taken in accordance with RGN 5 on Operator Competence.

7.2. Environmental Management System

The applicant has stated in the application that they will implement an Environmental Management System (EMS) that will meet the requirements for an EMS in our "How to comply with your environmental permit" guidance⁴. The applicant has submitted a summary of their own EMS with their application.

We have reviewed the application and are satisfied that appropriate management systems and management structures will be in place for this Installation, and that sufficient resources are available to the Operator to ensure compliance with all the Permit conditions.

Site security

Having considered the information submitted in the application, we are satisfied that appropriate infrastructure and procedures will be in place prior to start up to ensure that the site remains secure.

³ [RGN 1 Understanding the meaning of 'operator' \(naturalresources.wales\)](#)

⁴ [Natural Resources Wales / Guidance to help you comply with your environmental permit](#)

8. The site

8.1. Site Plan

The applicant has provided an updated plan which we consider is satisfactory, showing the extent of the site of the facility and its emission points, as well as the drainage arrangements.

The updated plan will be included in the permit and the operator will be required to carry on the permitted activities within the site boundary.

8.2. Site Condition Report

The proposal does not include the addition of any land and so a Site Condition Report was not required to support this application.

9. Environmental Risk Assessment

Regulated activities can present different types of risk to the environment, these include odour, noise and vibration; accidents, fugitive emissions to air and water; as well as point source releases to air, water, sewer and discharges to ground or groundwater, global warming potential and generation of waste. Due to the low risk nature of the proposals, not all of these factors are considered relevant to this application. As such, risk has only been considered in the context of emissions to surface or groundwater.

9.1. Assessment of Impact to Surface and Ground Water

The proposal includes changes to surface water drainage arrangements. Surface water will now be discharged to an attenuation pond rather than a soakaway. This change is considered minor; therefore no technical assessment was required.

The applicant has confirmed that all manure will be exported from the site, with no storage or spreading of manure taking place within the installation boundary. The operator, as well as any third parties receiving the manure, will be required to comply with the controls set out in the Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021 (CoAPR), which are designed to reduce water pollution from agricultural activities.

10. The Permit Conditions

The application does not propose any changes to emissions at the site. As such, there have been no changes to limits and associated monitoring and reporting requirements for the permit.

The applicant has submitted an updated site plan which features a red line to represent the site boundary. As such, Permit condition 2.2.1 will now read as the following:

“2.2.1 The activities shall not extend beyond the site, being the land shown edged in red on the site plan at schedule 7 to this permit.”

10.1. Manure Management

Under the provisions of EPR, NRW does not have the legal vires / authority to impose conditions or regulate the storage, disposal and application of chicken manure to land through the EPR Permit unless these activities take place within the green installation boundary shown on the site plan in Schedule 7 of the permit. Also, the permit cannot create direct obligations on third parties regarding the management of manure produced by the regulated facility.

In the case of Groes-Y-Garreg, manure storage and spreading does not take place within the installation boundary, so is outside the regulatory scope of the Environmental Permitting (England and Wales) Regulations 2016 (as amended) and is not controlled by the EPR permit.

However, NRW will continue, in association with other authorities, to work with land owners and farmers to help ensure the nutrients in manures are applied following best practice. This includes the Code of Good Agricultural Practice, which applies to all farms in England and Wales and provides guidance on nutrient management (including landspreading of manure). Where it is clear this is not the case and results in pollution, we will take the appropriate action in accordance with our powers and duties.