

# **Natural Resources Wales permitting decisions**

## **Bespoke permit**

We have decided to grant the permit for Rhiwen operated by Mr Gareth Williams.

The application number is PAN-004733

The permit number is EPR/BB3290FD

The discharge is for domestic effluent arising from a single property with a maximum daily volume of 2 cubic metres. The effluent is treated via package treatment plant before being discharge to Unnamed tributary of the Afon Cegin.

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.

## **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.

## **Structure of this document**

- Annex 1 the decision checklist

## Annex 1: decision checklist

This checklist should be read in conjunction with the Duly Making checklist.

| Aspect  | Justification / Detail  | Criteria met |
|---|---|--------------|
|   |   | Yes          |
| Consultation  |   |              |
| Scope of consultation   | The consultation requirements were identified and implemented. The decision was taken in accordance with RGN 6 High Profile Sites, our Public Participation Statement and our Working Together Agreements.  | ✓            |
| Responses to web publicising  | There was no response to web publicising.<br><br>The decision was taken in accordance with our guidance.  | ✓            |
| Operator  |   |              |
| Control of the facility   | We are satisfied that the applicant (now the operator) is the person who will have control over the operation of the facility after the grant of the permit. The decision was taken in accordance with EPR RGN 1 Understanding the meaning of operator.   | ✓            |
| European Directives   |   |              |
| Applicable directives   | All applicable European directives have been considered in the determination of the application.  | ✓            |
| The site  |   |              |
| Extent of the site of the facility  | The operator has provided a plan which we consider is satisfactory, showing the extent of the site of the facility including discharge points.<br><br>A plan is included in the permit and the operator is required to carry on the permitted activities within the site boundary.  | ✓            |
| Biodiversity, Heritage, Landscape and Nature Conservation and a designated site under the CRow Act. | The application is within the relevant distance criteria of a site of heritage, landscape or nature conservation, and/or protected species or habitat .<br><br>A full assessment of the application and its potential to affect the site has been carried out as part of the permitting process. We consider that the application will not affect the features of the site. | ✓            |

| Aspect  | Justification / Detail  | Criteria met |
|---|---|--------------|
|   |   | Yes          |
|   | We have not formally consulted on the application. The decision was taken in accordance with our guidance.  |              |
| Habitat Regulation Assessment for a designated site under the EU Habitats Directive | <p>No FORM 1 completed:</p> <p>HRA is not required because there is no conceivable impact pathway to any Natura 2000/Ramsar site<br/> Note: From OGN 200 - no conceivable impact on any Natura 2000 site, by virtue of the scale or location or nature of the project.</p> <p>Screening distance criteria for discharge of = or &lt;5m<sup>3</sup>/d to surface water was used. This identified Snowdonia SAC was approx. 400metres east. Consultation with the local NRM conservation officer confirmed: the site is not hydrological connected and therefore has no impact pathway. With likely adverse effect on the features or the maintenance of the SAC can be ruled out with no requirement for completion of Form 1.</p> |              |
| <b>Environmental Risk Assessment and operating techniques</b>                       |   |              |
| Environmental risk  | <p>We have carried out a risk assessment on behalf of the operator.</p> <p>The operator considers this risk assessment is satisfactory.</p> <p>The assessment shows that, applying the conservative criteria in our guidance on Environmental Risk Assessment all emissions may be categorised as environmentally insignificant.</p>  | ✓            |
| Operating techniques  | <p>We have reviewed the techniques used by the operator and compared these with the relevant guidance notes.</p> <p>Key measures proposed by the operator comply with the requirements set out in EPR 7.01</p> <p>The proposed techniques / emission levels for priorities for control are in line with the benchmark levels contained in the TGN and we consider them to represent appropriate techniques for the facility.</p>  | ✓            |

| Aspect   | Justification / Detail  | Criteria met |
|--|---|--------------|
|  |   | Yes          |
| Considerations of foul sewer                                 | We agree with the operators justification for not connecting to foul sewer.   | ✓            |
| <b>Operator Competence</b>                                   |   |              |
| Environment Management System                                | There is no known reason to consider that the operator will not have the management systems to enable it to comply with the permit conditions. The decision was taken in accordance with RGN 5 on Operator Competence.                  | ✓            |
| <b>Sustainable Management of Natural Resources (SMNR)</b>    |   |              |
| Considerations of SMNR - Compliance with our General Purpose | We are satisfied that this decision is compatible with our general purpose of pursuing the sustainable management of natural resources in relation to Wales and applying the principles of sustainable management of natural resources" | ✓            |

