

Compliance Assessment Report CAR_NRW0038518

Permit being assessed: UP3031TB.

For: Hammond Poultry, held by Mr Malcolm Hammond, Mr Stuart Hammond

At: Upper Dolwynhir , Llanyre, LLANDRINDOD WELLS, Powys, LD1 6ET.

Type of assessment carried out: Site Inspection, Reason: Routine.

On 13/07/2021 between 11:00 and 13:15.

Parts of permit assessed: All

NRW Lead Officer: Aled Rees, accompanied by Ffion Roberts.

Report sent to: Sharon Hammond, Operator on 27/07/2021.

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

Part of permitted activity assessed (criteria)	Assessment result	Permit condition
H2 - Resource Efficiency - Energy efficiency	C4 No impact	1.3 Energy efficiency
G1 - Monitoring and Records, Maintenance and Reporting - Monitoring of emissions and environment	C4 No impact	2.3 Operating techniques
B4 - Infrastructure - Containment of stored materials	C4 No impact	3.2 Emissions of substances not controlled by emission limits

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

Total number of non-compliances recorded	Total non-compliance score
3	0.3

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
H2	Energy usage and review document required. See text for more information.	25/08/2021
G1	Manure nutrient analysis required. See text for more information	25/08/2021
B4	Evidence required to show if the oil tank adjoining the generator meets the requirements of the regulations. See text for more information.	25/08/2021

Action 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

Many thanks for your time during the routine inspection on Tuesday 13th July 2021. Officers Aled Rees and Ffion Roberts from Natural Resources Wales met Sharon Hammond, one of the site operators, at 11:00.

We assessed all permit conditions and discussed the BAT conclusions report produced by the site as required by the Improvement Conditions. The majority of conditions assessed were compliant, and we are happy with the Environmental Management System.

Some non-compliances and/or actions were recorded during the inspection. The non-compliances and actions must be addressed and presented to Natural Resources Wales by 25th August 2021. Further information is detailed below:

1.2 Energy efficiency – Energy use and review document required

Energy use should be documented. This should include all major sources and amounts used. Sources and amounts should be reviewed, and attempts made to reduce usage. A review must take place within four years of permit issue. Further guidance can be found on Pages 16 -18 of the 'How to comply' document.

Please produce an Energy efficiency plan and review and send to NRW by 25th August 2021.

Biomass: We discussed the biomass boilers during the inspection. In the permit it states: 'Biomass fuel comprising only virgin timber, straw, miscanthus or a combination of these. Not to include any waste material.'

Please provide evidence of the woodchip used for the biomass boilers by 25th August 2021.

Manure nutrient analysis required

We understand the manure arising from the poultry sheds is exported off the installation to the holding under the control of J W Hammond & Sons and is used to confer agricultural benefit.

Where manure and slurry is spread on own land, they must be analysed to provide information for nutrient management planning. Records should show that analysis is carried out twice yearly, or once per production cycle where that cycle exceeds six months. The analysis should include available nitrogen, available phosphorus and total phosphorus.

The requirements for soil and manure analysis may change in light of the information gathered, for example, analysis may be reduced if consistent results are seen or increased if highly variable results are

found.

As an action from the inspection you said you would ask the fellow operators and staff if this has been carried out and would supply the information to me. If not, please ensure this is carried out as per the above requirements by 25th August 2021 if possible.

3.2 Oil Tank

The oil tank supplying the generator is a 1000 litre metal tank, noted as manufactured on 05-2016. The oil tank is located within a metal outer container therefore some secondary containment is provided. From our inspection, it was unclear if the oil tank would meet the requirements of the Control of Pollution (Oil Storage)(Wales) Regulations 2016. Under the regulations the secondary containment must be able to hold 110 per cent of the volume that the container can hold.

Please could you investigate this and if possible, contact the tank manufacturer or tank engineer to gain more information for us to assess compliance by 25th August 2021.

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.

What are suspended scores?

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 and Waste action criteria (used in section 1 and 2):**A: Permitted activities**

- A1 Specified by permit

B: Infrastructure

- B1 Infrastructure – Engineering for prevention and control of emissions
- B2 Infrastructure – Closure and decommissioning
- B3 Infrastructure – Site drainage engineering (clean and foul)
- B4 Infrastructure – Containment of stored materials
- B5 Infrastructure – Plant and equipment

C: General management

- C1 General management – Staff competency/training
- C2 General management – Management system and operating procedures
- C3 General management – Materials acceptance
- C4 General management – Storage, handling, labelling and segregation

D: Incident management

- D1 Incident management – Site security
- D2 Incident management – Accidents, emergency and incident planning

E: Emissions

- E1 Emissions – Air
- E2 Emissions – Land and groundwater
- E3 Emissions – Surface water
- E4 Emissions – Sewer
- E5 Emissions – Waste

F: Amenity

- F1 Amenity – Odour
- F2 Amenity – Noise
- F3 Amenity – Dust/fibres/particulates and litter
- F4 Amenity – Pests/birds and scavengers
- F5 Amenity – Deposits on road

G: Monitoring and records, maintenance and reporting

- G1 Monitoring and records, maintenance and reporting – Monitoring of emissions and environment
- G2 Monitoring and records, maintenance and reporting – Records of activity, site diary/journal/events
- G3 Monitoring and records, maintenance and reporting – Maintenance records
- G4 Monitoring and records, maintenance and reporting – Reporting and notification to Natural Resources Wales

H: Resources efficiency

- H1 Resource efficiency – Efficient use of raw materials
- H2 Resource efficiency – Energy efficiency

Enforcement response

Any permit condition non-compliance 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 20 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 – 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.