

Compliance Assessment Report CAR_NRW0038793

Permit being assessed: ZP3838WE.

For: Lake Farm EPR/ZP3838WE, held by Mr J D Evans & Mr N D Evans

At: Lake Farm , SY15 6TG.

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

On 27/09/2021 between 11:00 and 13:00.

Parts of permit assessed: ALL

NRW Lead Officer: Julia Lloyd, accompanied by Aled Rees.

Report sent to: Mr Nick Evans, Permit Holder on 06/10/2021.

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	1.2 Energy Efficiency
H1 - Resource Efficiency - Efficient use of raw materials	C4 No impact	1.3 Raw Materials
H1 - Resource Efficiency - Efficient use of raw materials	C4 No impact	1.3 Water Usage
H1 - Resource Efficiency - Efficient use of raw materials	C4 No impact	1.4 Avoidance, recovery and disposal of waste
A1 - Specified by permit	C3 Minor	Table S1.3 Improvement programme requirements

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

Total number of non-compliances recorded	Total non-compliance score
5	4.4

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 review document required. See text for more information	25/10/2021
H1	Raw Materials review document required. See text for more information.	25/10/2021
H1	Water Usage document required. See text for more information.	25/10/2021
H1	Avoidance, recovery and disposal of waste review document required. See text for more information.	25/10/2021

Criteria	Action needed	Complete by
A1	Improvement programme requirements review document required. See text for more information	25/10/2021

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

Natural Resources Wales officers Aled Rees and Julia Lloyd met with poultry operator Mr Nick Evans to carry out the routine poultry inspection for the site on Monday 27th September at 11am. Thank you for your time during the site visit.

All permit conditions were assessed. We discussed the BAT conclusion report required for the site. Most of the permit conditions were found to be compliant, however some non-compliances/or actions were recorded, please address the information required and forward to Natural Resources no later than the 25th October 2021. Please see information below -

Non-Compliances (recorded in summary) -

1.2 Energy Efficiency (page 15-1.3 within document "How to comply") - Please provide a statement of your energy source and how attempts are made to reduce usage, this review must be carried out every 4 years – e.g. you explained what type of woodchip you use and it's moisture content, new efficient heaters, considering solar panels etc. **Please produce an Energy efficiency review plan and send to NRW by 25th October 2021.**

1.3 Raw Materials (page 17-1.4 within document "How to comply") Raw materials should be listed and reviewed at least every four years. The list should identify the substance, storage provisions, annual usage, environmental fate and impact. **Please produce a Raw Materials review plan and send to NRW by 25th October 2021.**

1.3 Water Usage (page 18 1.4 within document "How to comply") - Please provide information to show an audit is carried out to try and reduce water consumption, a review of water use must be carried out within 4 years of the permit issued - e.g. you explained that all water consumption is monitored and recorded daily, equipment check to ensure no leaks, up to date feeders used and considering water harvesting. **Please produce a Water Usage review plan and send to NRW by 25th October 2021.**

1.4 Disposal of Waste (page 20 1.5 within document "How to comply") – A review of waste must be carried out within 4 years of issue of permit and opportunities identified to avoid/ reduce waste being produced. e.g. consider if you can avoid producing the waste and any way you plan to use less waste etc. **Please produce a Waste review plan and send to NRW by 25th October 2021.**

Improvement programme – Table S1.3 Improvement programme requirements – This requirement has been discussed in length and information has been supplied regarding the requirement of the BATs. **Please produce this report and send to NRW by 25th October 2021.**

Actions to be addressed –

Site entrance identification notice – please relocate to the entrance of your site where it can easily be seen, please confirm this action has been carried out by the 25th October 2021. Notice must include –

- Emergency contact name and telephone number of the permit holder and/or operator
- Statement that the site is permitted by Natural resources Wales
- Permit number (ZP3838WE)
- Natural Resources Wales general enquiries number/incident line 0300 065 3000.

Drainage plan and accident management plan (with appended raw materials list) to be kept in gatehouse, please confirm this action has been undertaken by 25th October 2021.

Raw Materials List – please ensure this list is reviewed and updated to show current materials, please confirm this action has been undertaken by 25th October 2021.

Noise management plan – please ensure any changes are reviewed and added to the document. Please confirm this action has been undertaken by 25th October 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.