

Ein cyf/Our ref: CAS-250848-W3G3
Eich cyf/Your ref: P/2024/0130

Wrexham County Borough Council
The Guildhall
Wrexham
LL11 1AY

Date: 08 April 2024

Dear Mr Fox,

BWRIAD/PROPOSAL: Adeiladu Lagwn Slyri / Construction Of Slurry Lagoon

LLEOLIAD/LOCATION: Cefn Uchaf, Nantyr, Llangollen, LL20 7DF

Thank you for consulting Cyfoeth Naturiol Cymru (CNC)/Natural Resources Wales (NRW) about the above, which we received on 06 March 2024.

We have concerns with the application as submitted because inadequate information has been provided in support of the proposal. To overcome these concerns, you should seek further information from the applicant regarding slurry storage. If this information is not provided, we would object to this planning application. Further details are provided below.

Slurry Storage

We advise that the applicant provides further information in respect of the following:

The Project Design & Access Statement, Kebek Ltd, 18/10/23, page 3 it states a month of rainfall is 150mm and for 5 months this would be 750mm. On Page 4 it states 571mm rainfall collected in 5 months.

The current store is stated as 101m³, we advise that the applicant confirm the dimensions of this store and what type it is (e.g. degree slope, if earth banked).

Protected Sites

Water Quality

We note the application site is within the catchment of the River Dee and Bala Lake Special Area of Conservation (SAC). As you are aware, on the 21st January 2021, we published an evidence package outlining phosphorus levels for all river SACs across Wales. In line with our [Planning Advice](#) (August 2023), under the Habitats Regulations, Planning Authorities must consider the phosphorus impact of proposed developments on water quality within SAC river catchments. We therefore advise you to consider whether the proposals, as submitted, would increase the volume of foul discharge from the site in planning terms.

We note from the information submitted that a new slurry lagoon is to be installed to comply with storage requirements as laid down in the Water Resources (Control of Agricultural Pollution)(Wales) Regulations 2021. Subject to the above concerns, provided the structure is not linked to an increase in livestock numbers (and would not provide the capacity for an increase in livestock numbers in the future), and is designed and built by a suitably qualified engineer, to meet the standards set in the Regulations and BS 5502 (Building and Structures for Agriculture Code of Practice for Design, Construction and Loading), it is unlikely to increase the amount of phosphorus entering the catchment and therefore, it is not likely to have a significant effect on the River Dee and Bala Lake SAC.

The slurry/manure should be applied to land in accordance with a suitable manure management plan (MMP) based on an underlying nutrient management plan (NMP).

We refer you to our Planning Advice. Provided this guidance is followed and you are able to conclude that the development is not likely to have a significant effect on the SAC, we have no objection to the proposal. However, should you conclude that the proposed development is likely to have a significant effect on the SAC, please consult us on your Appropriate Assessment under Regulation 63 of the Conservation of Habitats and Species Regulations 2017 (as amended).

Air Quality

Where there is no change to the existing background ammonia emissions and the proposal reduces the risk of pollution, we do not consider that the application needs to be supported by an atmospheric ammonia impact screening report in relation to protected sites. This is in line with our published advice which can be viewed on our website [Natural Resources Wales / Ammonia assessments](#).

We advise that the applicant follows the Code of Good Agricultural Practice guidance on reducing ammonia emissions from agriculture in Wales published in 2019 which can be found [here](#).

Protected Species

We note that the ecological report submitted in support of the above application (Marches Ecology, Preliminary Ecological Appraisal, 26th February 2024) has identified that European Protected Species were not using the application site. We therefore have no further species concerns on the application as submitted.

Other Matters

Our comments above only relate specifically to matters included on our checklist, *Development Planning Advisory Service: Consultation Topics* (September 2018), which is published on our [website](#). We have not considered potential effects on other matters and do not rule out the potential for the proposed development to affect other interests.

We advise the applicant that, in addition to planning permission, it is their responsibility to ensure they secure all other permits/consents/licences relevant to their development. Please refer to our [website](#) for further details.

If you have any queries on the above, please do not hesitate to contact us.

Yours faithfully,

Gareth Thomas

Cynghorydd - Cynllunio Datblygu/Advisor - Development Planning

Cyfoeth Naturiol Cymru/Natural Resources Wales

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Croesewir gohebiaeth yn Gymraeg a byddwn yn ymateb yn Gymraeg, heb i hynny arwain at oedi./Correspondence in Welsh is welcomed, and we will respond in Welsh without it leading to a delay.