

14/05/2019

Er sylw / For the attention of Matthew Phillips

Annwyl Matthew Phillips,

**BWRIAD / PROPOSAL: APPLICATION FOR APPROVAL OF DETAILS
RESERVED BY CONDITIONS IMPOSED UNDER PLANNING
APPEAL REF: APP/H6955/A/18/3208119 (PLANNING REF NO.
P/2017/0799)- CONDITIONS 3, 4, 5, 6, 7, 10, 11. (PROPOSED
INTENSIVE POULTRY INSTALLATION AND ALL ASSOCIATED
WORKS - 100,000 birds)
LLEOLIAD / LOCATION: LAND AT MULSFORD FARM, SARN MALPAS,
WREXHAM. P/2019/0310**

Thank you for consulting Cyfoeth Naturiol Cymru / Natural Resources Wales about the above with additional information, which was received on 24/04/2019.

We have significant concerns with this application as submitted. We do not recommend your Authority discharges conditions 5 and 7 for the reasons below. We have no objection to the discharge of conditions 6. We have no observations to make with regards to conditions 3,4,10 and 11.

Condition 5:

We note the submission of Great Crested Newt Reasonable Avoidance Measures.

We require that further detail is provided including, but not limited to:

- Fence specification and proposed locations
- Fence monitoring and maintenance regimes
- Trapping programmes
- Relocation of individuals to compensatory habitats
- Detail regarding compensation site creation
- Lack of Ecological Compliance Audit. In this case, we advise that it is carried out by an external party
- Surface Water Drainage Schemes that are designed to be amphibian friendly

Condition 7:

We note the submission of the Ecological Management and Monitoring Plan.

The submitted plan covers both habitat management and surveillance/monitoring.

However, the plan does not clearly articulate overall objectives and targets.

1. Management prescriptions are in general satisfactory; however, the document does not consider works to be carried out under licence. Reference to the Amphibian Conservation handbook is advocated.
2. No reference is given to the provision of fallen deadwood within woodland zones.
3. The plan does not consider issues such as whether fish or invasive non-native species colonise the site.
4. NRW note the monitoring protocol is up to 6 visits every two years. We advise that this prescription is amended to two/three visits annually. In addition, annual Habitat Suitability Index data can be used to inform future management actions.
5. NRW also note that the Environmental Permit (ref: EPR/AB3899CJ) includes conditioned surveillance [of the balancing pond]. This water feature does not appear to be included in the submitted landscape plan.
6. No consideration appears to have been given for alternative arrangements in the event of no surveillance or management being carried out.

Condition 6:

NRW consider the submission of the Great Crested Newt Compensation Area and Biosecurity Risk Assessment to be satisfactory in order to discharge this condition.

Please do not hesitate to contact us if you require further information or clarification on any of the above.

Our comments above only relate specifically to matters that are listed in our 'Consultation Topics' document (September 2018) which is published on our website: (<https://cdn.naturalresources.wales/media/686847/dpas-consultation-topics-august-2018-eng.pdf?mode=pad&rnd=131819256840000000>). We have not considered potential effects on other matters and do not rule out the potential for the proposed development to affect other interests, including environmental interests of local importance.

Advice to Developer/Applicant:

The applicant should be advised that, in addition to planning permission, it is their responsibility to ensure that they secure all other permits/consents relevant to their development.

Yn gywir / Yours sincerely,

Siôn M. Williams

Uwch Gyngorydd Cynllunio Datblygu / Senior Development Planning Advisor

Cyfoeth Naturiol Cymru / Natural Resources Wales