

SUMMONS

(MC Act 1980 s 1)

In the Local Justice Area of West Dorset
sitting at The Law Courts, Westwey Road, Weymouth (Code 1523)

To the accused: James Wright and Mark Wright
t/a JMW Farms Partnership

Date of Birth: James Wright - [REDACTED]
Mark Wright - [REDACTED]

Of: [REDACTED]

You are hereby summoned to appear on the 16 September 2010 at 12 noon before the Local Justice Area of West Dorset sitting at The Law Courts, Westwey Road, Weymouth, to answer to the information of which particulars are given in the Schedule hereto.

Prosecutor: Susan Joan Zeiss
Regional Solicitor

Address: Environment Agency
Manley House
Kestrel Way
EXETER
EX2 7LQ

Telephone No. 01392 352499

Date of information: 4.8.10


Legal Adviser

Justice of the Peace
Justices' Clerk
Authorised Officer

SCHEDULE

- i. That on 1 March 2010 you did fail to comply with the requirements of an enforcement notice issued under the provisions of regulation 36 of the Environmental Permitting (England & Wales) Regulations 2007 and dated 17 December 2009 which required you to fit an appropriate cover on the new "Finrone" above ground tin tank slurry store at Crockway Farm, Maiden Newton, Dorchester by 1 March 2010. Contrary to regulation 38(c) of the Environmental Permitting (England & Wales) Regulations 2007. Such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999.

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- ii. That between 24 March 2009 and 16 September 2009 you did fail to comply with condition 2.1.1 of your environmental permit number LP3939UL in that you had more pigs on site at Crockway Farm, Maiden Newton, Dorchester than is permitted under your permit. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. G
- iii. That between 24 March 2009 and 27 May 2010 you did fail to comply with condition 1.1.1 of your environmental permit number LP3939UL in that you failed to operate the site at Crockway Farm, Maiden Newton, Dorchester in accordance with a management system which identifies and minimises risks of pollution, including those arising for operations, maintenance, accidents, incidents and non conformances and those drawn to the attention of the operator as a result of complaints. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. W/D
- iv. That between 24 March 2009 and 27 May 2010 you did fail to comply with condition 1.2 of your environmental permit number LP3939UL in that you failed to maintain and implement an accident management plan as required under the permit. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. W/D
- v. That between 24 March 2009 and ^{5 April 2010} ~~27 May 2010~~ you did fail to comply with condition 2.2 of your environment permit number LP3939UL in that you extended the activities beyond the site at Crockway Farm, Maiden Newton, Dorchester, without the permit having been varied to allow such an extension. The site being the land shown edged in green on the site plan at schedule 2 of the said permit. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. G
- vi. That between 24 March 2009 ~~and 27 May 2010~~ you did fail to comply with condition 3.1.1 of your environmental permit number LP3939UL which states there shall be no point source emissions to water, air or land except for the sources listed in Schedule 4 tables S4.1 and S4.2. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. G
- vii. That between 24 March 2009 and 27 May 2010 you did fail to comply with condition 2.5 of your environmental permit number LP3939UL by failing to complete the improvements specified in schedule 1 table S1.3 by the date specified in that table, namely improvement condition IC 1 to produce a written site drainage plan by 31 January 2009. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. W/D

- viii. That between 24 March 2009 and 27 May 2010 you did fail to comply with condition 2.5 of your environmental permit number LP3939UL by failing to complete the improvements specified in schedule 1 table S1.3 by the date specified in that table namely improvement condition IC 2 to produce a written liaising review to be submitted by 31 January 2009. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. G/D
- ix. That between 24 March 2009 and ~~27 May~~ ^{5 April 10} 2010 you did fail to comply with condition 3.3.2 of your environmental permit in that you failed to provide secondary containment for all liquids whose emission to water or land could cause pollution. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. G
- x. That between 24 March 2009 and ~~16 September~~ ^{5 Oct} 2009 you did fail to comply with condition 4.3.1 of your environmental permit in that you failed to notify the Environment Agency without delay following the detection of a break of a specified limit in the permit, namely the building of additional pig housing and the placing of additional pigs above the maximum number stated in the permit. Contrary to regulation 38(b) of the Environmental Permitting (England & Wales) regulations 2007 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. G

S U M M O N S

(MC Act 1980 s 1)

In the Local Justice Area of West Dorset
sitting at The Law Courts, Westwey Road, Weymouth (Code 1523)

To the accused: James Wright and Mark Wright
t/a JMW Farms Partnership

Date of Birth: James Wright [REDACTED]
Mark Wright [REDACTED]

Of: [REDACTED]

You are hereby summoned to appear on the 4 November 2010 at 12 noon before the Local Justice Area of West Dorset sitting at The Law Courts, Westwey Road, Weymouth, to answer to the information of which particulars are given in the Schedule hereto.

Prosecutor: Nicholas Timothy Hayden
Acting Regional Solicitor

Address: Environment Agency
Manley House
Kestrel Way
EXETER
EX2 7LQ

Telephone No. 01392 352499

Date of information:

4/11/10

Legal Adviser
Justice of the Peace
Justices Clerk
Authorised Officer

SCHEDULE

That between 6 April 2010 and 27 May 2010 you did fail to comply with condition 1.1.1 of your environmental permit number LP3939UL in that you failed

to operate the site at Crockway Farm, Maiden Newton, Dorchester in accordance with a **management system** which identifies and minimises risks of pollution, including those arising for operations, maintenance, accidents, incidents and non conformances and those drawn to the attention of the operator as a result of complaints. Contrary to Regulation 38(2) of the Environmental Permitting (England & Wales) Regulations 2010 such Regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. W/D

2. That between 6 April 2010 and 27 May 2010 you did fail to comply with condition 1.2 of your environmental permit number LP3939UL in that you failed to maintain and implement an **accident management plan** as required under the permit. Contrary to Regulation 38(2) of the Environmental Permitting (England & Wales) Regulations 2010 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. W/D

3. That between 6 April 2010 and 27 May 2010 you did fail to comply with condition 2.2 of your environment permit number LP3939UL in that you **extended the activities beyond the site** at Crockway Farm, Maiden Newton, Dorchester, without the permit having been varied to allow such an extension. The site being the land shown edged in green on the site plan at schedule 2 of the said permit. Contrary to Regulation 38(2) of the Environmental Permitting (England & Wales) Regulations 2010 such regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. G

4. That between 6 April 2010 and 27 May 2010 you did fail to comply with condition 3.1.1 of your environmental permit number LP3939UL which states there shall be **no point source emissions to water**, air or land except for the sources listed in Schedule 4 tables S4.1 and S4.2. Contrary to Regulation 38(2) of the Environmental Permitting (England & Wales) Regulations 2010 such Regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. W/D

5. That between 6 April 2010 and 27 May 2010 you did fail to comply with condition 2.5 of your environmental permit number LP3939UL by failing to complete the improvements specified in schedule 1 table S1.3 by the date specified in that table, namely improvement condition IC 1 to produce **a written site drainage plan** by 31 January 2009. Contrary to Regulation 38(2) of the Environmental Permitting (England & Wales) Regulations 2010 such Regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999. W/D

6. That between 6 April 2010 and 27 May 2010 you did fail to comply with condition 2.5 of your environmental permit number LP3939UL by failing to complete the improvements specified in schedule 1 table S1.3 by the date specified in that table namely improvement condition IC 2 to produce **a written liaising review** to be submitted by 31 January 2009. Contrary to Regulation 38(2) of the Environmental Permitting (England & Wales) Regulations 2010 such Regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999.7 W/D

7. That between 6 April 2010 and 27 May 2010 you did fail to comply with condition 3.3.2 of your environmental permit in that you failed to provide secondary containment for all liquids whose emission to water or land could cause pollution. Contrary to Regulation 38(2) of the Environmental Permitting (England & Wales) Regulations 2010 such Regulations having been made under section 2 of and schedule 1 to the Pollution Prevention and Control Act 1999.

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