

Wight, Jonathan Robert

From: [REDACTED]
Sent: 12 December 2022 22:40
To: Topping, Liz
Subject: Re: PLEASE RESPOND Re: EPR/XP3101MD/A001 The Piggery
Attachments: The_Piggery_Ammonia_Report_sgs071222.pdf; Application for an EPR permit Part B3.5 new bespoke intensive farming installation Ridley Pigs v1.pdf; Appendix 8_Energy v1.pdf; Appendix 3 Environmental Management System - Ridley Pigs v1.pdf; Appendix 6 Technical Standards Ridley Pigs v1.pdf; Appendix 7 Site condition report Ridley Pigs v1.pdf; Appendix 5 Environmental risk assessment Ridley Pigs v1.pdf

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Hello

1. Ammonia modelling report and associated fee

- a. Report attached. The operator would obviously wish to maximise the permissible number of pigs at the site without the installation of fans but at this stage considering the information available to us, the ammonia modeller is finding it difficult to know what that maximum figure will be and has suggested a number of 4,500 may be allowable but for now he has based the report on a figure of 3,900.
- b. link to modelling files forwarded on previous email dated 08 December '22
- c. No abatement is proposed at this stage but pig numbers have been reduced to reduce levels of potential ammonia deposition.
- d. Please could an invoice be forwarded to the operator Mr T Ridley at The Piggery.

2. Your farm falls within an NVZ

- a/b. There is no generation of slurry from the farm. There is 6 months of storage for dirty water runoff from the outdoor yard/scrape area.
- c. Yes, there is sufficient storage capacity to ensure that slurry will be applied to land in compliance with Farming Rules for Water and the NVZ Regulations.

3. Companies House Address

OK - revised B3.5 form attached.

4. Incomplete Supporting Documents

Apologies for the inconsistencies in some of the paperwork which I have hopefully rectified on the attached documents. I attach the Appendix 3 Environment Management System, Appendix 5 H1 risk assessment, Appendix 6 technical standards, Appendix 7 site condition report and Appendix 8 Energy use.

5. Water Borehole

Apologies, there is no borehole at the farm and any reference to one has now been removed or edited to include 'where applicable.'

6. BAT within non-technical summary

This typing error has now been corrected.

regards

Kevin

On 15/11/2022 14:51 GMT Topping, Liz [REDACTED] wrote:

Dear Kevin

Application EPR/XP3101MD/A001 for The Piggery has been allocated to me, all my contact details are below. Before I can proceed with this application I require a response to the following questions please.

1. Ammonia modelling report and associated fee

- a. Please provide the ammonia modelling report as requested in the e-mail below dated 14/10/2022. The pre-application ammonia screening e-mail dated 14/06/2022 is attached and a couple of checklists if you intend to seek advice regarding the local wildlife and ancient woodland sites impacted.
- b. In addition, please supply the electronic modelling data input files.
- c. If the modelling is showing an impact then please provide further details on how you will meet the thresholds and provide additional information if abatement is proposed, and amend any associated supporting permit application documents accordingly.
- d. Also please supply the additional application fee of £620 for the ammonia modelling assessment charging reference 1.19.8 at the following link [Environmental permits and abstraction licences: tables of charges - GOV.UK \(www.gov.uk\)](https://www.gov.uk/government/publications/environmental-permits-and-abstraction-licences-tables-of-charges). How to make this payment is listed in section 11 of the B3.5 application form at the following link [Application for an environmental permit: part B3.5 new bespoke intensive farming installation permit - GOV.UK \(www.gov.uk\)](https://www.gov.uk/government/publications/application-for-an-environmental-permit-part-b35-new-bespoke-intensive-farming-installation-permit). Can you let me know the date this payment is made and the associated payment reference.

2. Your farm falls within a Nitrate Vulnerable Zone (NVZ)

- a. Do you have 6 months' slurry* storage capacity**? **Y/N**

Please note your non-technical summary says the site is in a surface water NVZ but not a groundwater NVZ, but our records show this site in in Nottinghamshire groundwater NVZ.

** For the purposes of NVZ and SSAFO compliance the definition of slurry includes dirty water, wash water from livestock housing and run off from contaminated yards.*

*** Where a farm's slurry store falls within an NVZ, the NVZ Regulations require 6 months' storage capacity for slurry. Where a slurry store falls outside of an NVZ, and it is intended to spread the slurry stored, under the Silage, Slurry and Agricultural Fuel Oil (SSAFO) Regulations it must be able to hold the maximum quantity of slurry produced in any 4 month period. A longer period of storage may be required to comply with NVZ (if the slurry is applied within an NVZ) and FRFW spreading rules.*

- b. Do not have 6 months storage capacity, do you always export slurry from the slurry storage site during the closed period*? **Y/N**

**Operators may deduct from the 6 months storage capacity requirement calculation any slurry that can always be exported from site during the storage period.*

- c. Do you have adequate slurry storage capacity to ensure that slurry will be applied to land in compliance with Farming Rules for Water and the NVZ Regulations*? **Y/N**

**Where dirty water/lightly fouled water slurry is stored and spread separately to other slurry on the holding, the volume of storage provided must be sufficient to comply with SSAFO and to ensure the application is planned so that it does not exceed the needs of the soil and crop, or give rise to a significant risk of agricultural diffuse pollution (i.e. in line with rule 1 of Farming Rules for Water) and to be compliant with the NVZ closed period rule for organic manures with a high readily available nitrogen.*

3. Companies House address

The postcode for the Companies House address should be CB1 2LA, not CB21 2LA as stated in the registered address in your application form Part B3.5. Can you please confirm you agree with this.

4. Incomplete supporting documents

- a. Many of the supporting documents with this application contain highlighted sections which are obviously things that still need to be checked or finalised. In particular Appendix 3 Environment Management System, Appendix 5 H1 risk assessment, Appendix 6 technical standards, Appendix 7 site condition report and Appendix 8 Energy use. Please re-send me the completed documents with the highlighted sections removed.
- b. One of the main issues still highlighted is, if there is a fuel tank on site or not, some documents say there is a fuel tanks and others say there is not a fuel tank. Please make sure all your documents are correct and consistent in relation to the fuel tank. Please note that the fuel tank location is not marked on your 'Building Location' plan, so if there is a fuel tank please mark its location on this plan.

5. Water borehole

Your Environment Management System documents states "water is measured weekly by a water meter on the borehole".

- a. What is this borehole used for? Is it used for potable water for the animals and/or humans?
- b. Please mark the location of the borehole on your site building plan, only the clean water tank is currently marked on this plan (but I presume it will be located near to this point).
- c. Please add greater detail to your risk assessment document to show that the borehole is protected from any pollution risks such as dirty washwater/yard water, and confirm what measures are in place to prevent pollution, for example is the borehole kerbed.

6. BAT within your non-technical summary

This document states BAT 30 (a – e) but this should be BAT 30 (a6). Please amend.

Once we have satisfactory responses to the above, and we have completed relevant checks on your ammonia modelling report to be submitted, I will be able to duly make the application. I am obliged to point out though that if we deem the responses not acceptable, or you do not reply by the deadline, then we will return the application as not duly made and may retain up to 20% of the application fee (capped at £1,500). In addition, if duly made, the determination of the application may result in refusal if we find the proposed impact unacceptable, and this may mean we are unable to refund the application fee as a result. **Please consider carefully if you wish to proceed with the application on this basis or would like to withdraw it and reconsider the proposal before resubmitting an application.**

We ask you to submit the above information within 4 weeks of the date of this e-mail, so the deadline will be **13/12/2022**.

Can you please acknowledge you have received this e-mail as soon as possible, and I look forward to receiving your full response by **13/12/2022**.

Thanks

Liz

Liz Topping

Senior Permitting Officer - Installations, National Permitting Service (Part of Operations – Regulation, Monitoring & Customer)

Environment Agency | Richard Fairclough House, Knutsford Road, Warrington, WA4 1HT

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External phone: ██████████ | Internal jabber: 30786 | Pronouns: she/her ([why is this here?](#))

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From: Cummins, Kate

Sent: 14 October 2022 11:13

To: Kevin@kbenvconsult.co.uk

Cc: ramsdendan@yorkshirefarmers.co.uk; Lizzie Jennings <lizzie@yorkshirefarmers.co.uk>;

Subject: PLEASE RESPOND Re: EPR/XP3101MD/A001 The Piggery
Importance: High

Dear Kevin,

I am just chasing up whether you intend to submit detailed modelling and further abatement proposals if needed, following my initial email to you in March below and the attached pre-application advice sent to you in June. I have attached a couple of checklists if you intend to seek advice regarding the local wildlife and ancient woodland sites impacted.

Your application is at the top of the intensive farming queue. It hasn't been allocated yet but when it has, if still not sent in, then the officer won't be able to duly make the application and will ask you to submit it (along with any other information outstanding) within 2 – 4 weeks (usually 10 working days but we can extend this in certain circumstances). If still not received by the deadline, we will return the application not duly made and may retain up to 20% of the application fee (up to a maximum amount of £1500). Unfortunately because our queue size is still very big, we have to focus on progressing applications which have supplied all the required information for duly making.

Can you please let me know if you intend to submit the modelling and revised proposal if required, or if you wish to withdraw the application. If you wish to withdraw the application now then we can refund the full application fee as no further work has been undertaken apart from the ammonia screening which is a free pre-application service we currently offer.

Please contact me if you wish to discuss this further.

Kind regards,

Kate

From: Cummins, Kate

Sent: 24 May 2022 17:51

To:

[Redacted] 'Lizzie Jennings'

Subject: RE: EAP/XP3101MD/A001 The Piggery

Hi Kevin,

We haven't received a pre-application request for an ammonia screening yet for this application as far as I'm aware? It hasn't been allocated yet (apologies, we have a backlog of work and it is taking longer than usual to allocate) but this will speed things when it is, as you may be required to submit ammonia modelling with your application before it can be accepted as duly made.

I am on leave after today, returning on 07/06/22 if you have any further queries then, but I have put the link in the first email below for you to submit the request.

Kind regards,

Kate

From: Cummins, Kate

Sent: 23 March 2022 08:31

To: [REDACTED]

Cc: [REDACTED] Lizzie Jennings [REDACTED]

Subject: FW: EAP/XP3101MD/A001 The Piggery

Importance: High

Hi Kevin,

As requested, here's Friday's email direct to you – if still struggling to see it I can just copy the original text to you in a new email.

Kind regards,

Kate

From: Cummins, Kate

Sent: 18 March 2022 10:12

To: [REDACTED]

Cc: 'Lizzie' [REDACTED]

Subject: FW: EAP/XP3101MD/A001 The Piggery

Importance: High

Hi Dan,

A colleague has advised me that Lizzie is now on maternity leave – her email advising PSC hasn't filtered through to us yet. She also advised my colleague to contact Kevin Brooke at kbenconsult as the primary contact but I'm unsure if this is specifically for another application not related to this one. I've also copied Toby Ridley in case he has asked someone else to be application contact.

It would be useful if Lizzie could add a out of office message in case anyone else has contacted her in the interim and is unaware she is unavailable? I will let other permitting officers know she is unavailable, and will put you as contact until I hear otherwise.

Can you please see my original email below.

Kind regards,

Kate

From: Cummins, Kate
Sent: 17 March 2022 12:45
To: Lizzie Jennings [REDACTED]
Subject: EAP/XP3101MD/A001 The Piggery

Hi Lizzie,

I am just triaging the work queue and have had a very quick look at this application – it appears you haven't had a pre-application ammonia screening for it, and the ammonia assessment in your non-technical summary is as follows:

Sensitive Receptors

The nearest sensitive human and environmental receptors are listed below. The risk assessments and management plans in place identify ways in which to mitigate the risks of pollution and nuisance to these sites.

Table 1 Sensitive human and environmental receptors

Receptor	Type of Receptor	Distance to receptor (m)	Direction to Receptor
Housing along Common Road	Residential Housing	660	ENE
Manor Farm Little Wood Lane	Residential Housing	700	N
Loscar Farm Wind Farm	Wind Farm	730	W
Ginny Spring Whitwell Wood	SSSI	1,135	SSW
Lindrick Golf Course	SSSI	2,690	NE
Anston Stones Wood	SSSI	2,935	E
Crabtree Wood	SSSI	3,190	SW
Hollinhill and Markland Grips	SSSI	4,825	S
Lob Wells Shelter	Scheduled monument – Stone Age cave	1,125	E
Groundwater Source Protection Zone III – ‘Total Catchment’	SPZ	260	S

There are five Sites of Special Scientific Interest (SSSI) within 5km of the installation. The prevailing wind direction is south westerly and therefore site emissions will typically not be carried towards these sensitive areas. The risk assessments and management plans in place identify ways in which to mitigate the risks of pollution and nuisance to these sites.

However, there are also several local wildlife sites and ancient woodlands within 2km, including one to the west within approximately 300m of the installation boundary. I strongly recommend you put in a pre-app request which will very likely be completed ahead of this application being allocated and will indicate if detailed ammonia modelling is required or you need to undertake checks with local wildlife trusts etc to see if specific sites are not sensitive to modelling. In addition we will need to check if the SSSIs also screen out.

You can find the online pre-application form at the following link:

<https://www.gov.uk/government/publications/environmental-permit-pre-application-advice-form>

(or straight to it at <https://www.smartsurvey.co.uk/s/NPSPre-App2018/>)

If you do not request this now, it will be required at the duly making stage when the application has been allocated, and may delay the application further if modelling or further details are required.

Please do not hesitate to get in touch if you wish to discuss this further.

Kind regards,

Kate

Kate Cummins

Senior Permitting Officer, National Permitting Service, Operations – Regulation, Monitoring and Customer

Environment Agency | Richard Fairclough House, Latchford, Warrington WA4 1HT



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Hi Kevin,

Please find our attached pre-application advice in respect of The Piggery, as discussed earlier. As I explained I have assigned a critical level of 1 for a number of LWS/AWs as there was evidence of threatened lichens/bryophytes in parts of the conservation sites, according to our mapping system. It may be advisable to seek further information with regards to the LWS/AWs and the appropriate critical levels to use in the modelling.

I have checked our work queue and the application was added to the queue on 28 February, following checks at psc. There are currently 8 applications before it.

Please contact me if you have any questions.

Kind regards

Kate

Kate Wray

Senior Permitting Officer – Installations, National Permitting Service

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