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WELSH STATUTORY INSTRUMENTS

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**2008 No. 3143 (W.278)**

**AGRICULTURE, WALES**

**WATER, WALES**

**The Nitrate Pollution Prevention (Wales) Regulations 2008**

*Made - - - - 6 December 2008*

*Laid before the National*

*Assembly for Wales*

*9 December 2008*

*Coming into force in accordance with regulation 3*

**THE NITRATE POLLUTION PREVENTION  
(WALES) REGULATIONS 2008**

**PART 1**

**Introduction**

1. Citation
2. Application
3. Coming into force
4. Transitional measures for holdings not previously in a nitrate-vulnerable zone
5. Meaning of “polluted water”
6. Interpretation

**PART 2**

**Designation of nitrate vulnerable zones**

7. Designation of nitrate vulnerable zones
8. Application for a declaration
9. Proceedings before the appointed person
10. Effect of findings made by the appointed person
11. Review of nitrate vulnerable zones

**PART 3**

**Limiting the application of organic manure**

12. Application of livestock manure — total nitrogen limit for the whole holding

*Status: This is the original version (as it was originally made).*

13. Spreading organic manure — nitrogen limits per hectare

#### PART 4

##### Crop requirements

14. Planning the spreading of nitrogen fertiliser
15. Additional information to be recorded during the year
16. Total nitrogen spread on a holding
17. Calculating the amount of nitrogen available for crop uptake from livestock manure

#### PART 5

##### Controlling the spreading of nitrogen fertiliser

18. Risk maps
19. When to spread fertiliser
20. Spreading manufactured fertiliser near surface water
21. Spreading organic manure near surface water, boreholes, springs or wells
22. Controlling how nitrogen fertiliser is spread
23. Incorporating organic manure into the ground

#### PART 6

##### Closed periods for spreading nitrogen fertiliser

24. Meaning of “organic manure with high readily available nitrogen”
25. Closed periods for spreading organic manure with high readily available nitrogen
26. Exemptions: crops sown before 15 September
27. Exemptions for organic holdings
28. Restrictions following the closed period
29. Times in which spreading manufactured nitrogen fertiliser is prohibited
30. Defence

#### PART 7

##### Storage of organic manure

31. Storage of organic manure
32. Temporary field sites
33. Separation of slurry
34. Storage capacity

#### PART 8

##### Calculations and records

35. Recording the size of the holding
36. Records relating to storage of manure during the storage period
37. Annual records relating to storage
38. Record of nitrogen produced by animals on the holding
39. Livestock manure brought on to or sent off the holding
40. Sampling and analysis
41. Records of crops sown

- 42. Records of spreading nitrogen fertiliser
- 43. Subsequent records
- 44. Keeping of advice
- 45. Duration of records

PART 9

Review

- 46. Monitoring and review
- 47. Public participation

PART 10

Enforcement

- 48. Offences and penalties
- 49. Enforcement
- 50. Revocations  
Signature

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SCHEDULE 1 Amount of manure and nitrogen produced by livestock

SCHEDULE 2 Calculating nitrogen in manure

PART 1 — Standard table

PART 2 — Sampling and analysis

SCHEDULE 3 Permitted crops for the closed period

Explanatory Note