

---

WELSH STATUTORY INSTRUMENTS

---

**2021 No. 77**

The Water Resources (Control of Agricultural  
Pollution) (Wales) Regulations 2021

PART 7

Calculations and records

**Record of nitrogen produced by animals on the holding**

- 36.—(1) Before [<sup>F1</sup>the relevant date] every year the occupier must make a record of—
- (a) the number and category (in accordance with the categories in Schedule 1) of animals on the holding during the [<sup>F2</sup>previous 12 month period], and
  - (b) the number of days that each animal spent on the holding.
- (2) The occupier must then calculate the amount of nitrogen in the manure produced by the animals on the holding during that year using the Table in Schedule 1.
- (3) Alternatively, in the case of permanently housed pigs or poultry, the occupier may use—
- (a) software approved by the Welsh Ministers, or
  - (b) in the case of a system of keeping livestock that only produces solid manure, sampling and analysis in accordance with Part 2 of Schedule 3.
- (4) The occupier must make a record of the calculations and how the final figures were arrived at.
- (5) An occupier who used software approved by the Welsh Ministers must keep a printout of the result.

[<sup>F3</sup>(6) In this regulation—

“previous 12 month period” (“*cyfnod o 12 mis blaenorol*”) means—

- (a) for an occupier of a holding within a nitrate vulnerable zone as shown on the NVZ index map, the 12 month period beginning 1 January and ending 31 December before the relevant date;
- (b) for an occupier of a holding or part of a holding that were not previously situated within a nitrate vulnerable zone as shown on the NVZ index map—
  - (i) the first 12 month period for these purposes is [<sup>F4</sup>1 January 2024 to 31 December 2024], and
  - (ii) subsequently, the 12 month period beginning [<sup>F5</sup>1 January and ending 31 December] before the relevant date;

“relevant date” (“*dyddiad perthnasol*”) means—

- (a) for an occupier of a holding within a nitrate vulnerable zone as shown on the NVZ index map, 30 April,

- (b) for an occupier of a holding or part of a holding that were not previously situated within a nitrate vulnerable zone as shown on the NVZ index map, [<sup>F6</sup>30 April 2025 and for all subsequent years 30 April].]

---

**Textual Amendments**

- F1** Words in reg. 36(1) substituted (31.12.2022) by The Water Resources (Control of Agricultural Pollution) (Wales) (Amendment) Regulations 2022 (S.I. 2022/1305), regs. 1(2), **2(5)(a)**
- F2** Words in reg. 36(1)(a) substituted (31.12.2022) by The Water Resources (Control of Agricultural Pollution) (Wales) (Amendment) Regulations 2022 (S.I. 2022/1305), regs. 1(2), **2(5)(b)**
- F3** Reg. 36(6) inserted (31.12.2022) by The Water Resources (Control of Agricultural Pollution) (Wales) (Amendment) Regulations 2022 (S.I. 2022/1305), regs. 1(2), **2(5)(c)**
- F4** Words in reg. 36(6) substituted (31.10.2023) by The Water Resources (Control of Agricultural Pollution) (Wales) (Amendment) (No. 2) Regulations 2023 (S.I. 2023/1070), regs. 1(2), **2(4)(a)(i)**
- F5** Words in reg. 36(6) substituted (31.10.2023) by The Water Resources (Control of Agricultural Pollution) (Wales) (Amendment) (No. 2) Regulations 2023 (S.I. 2023/1070), regs. 1(2), **2(4)(a)(ii)**
- F6** Words in reg. 36(6) substituted (31.10.2023) by The Water Resources (Control of Agricultural Pollution) (Wales) (Amendment) (No. 2) Regulations 2023 (S.I. 2023/1070), regs. 1(2), **2(4)(b)**

---

**Commencement Information**

- I1** Reg. 36 in force at 1.4.2021, see **reg. 1(3)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021, Section 36.