

**CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:****ECOLOGY AND BIODIVERSITY PLANNING ADVICE**

DISTRICT OR BOROUGH	Hinckley & Bosworth Borough Council
APPLICATION NUMBER	25/00152/FUL
ADDRESS	Land Adjacent 19 Newbold Road Barlestone Nuneaton Leicestershire
DESCRIPTION OF DEVELOPMENT	Erection of 2 dwellings and alterations to existing access (resubmission of 21/00901/FUL)
PLANNING CASE OFFICER	Alex Jolley
DEPARTMENT	Ecology
PLANNING ECOLOGY OFFICER	Kirsten Hunter
DATE OF COMMENTS	17 th March 2025
SUMMARY RESPONSE:	
No comment	
No objection	
Recommend Refusal	
Holding Objection - Further information required	✓
Condition recommended	
Informative recommended	✓
SUMMARY OF ECOLOGICAL DOCUMENTS CONSIDERED:	
<ul style="list-style-type: none">Block Plan, Drg No. 14.127.BP;Existing, Proposed Street Scene, Sections, Wider Site Plan, Sheet 1 of 2, Drg No. 14.127.04A;Topographical Site Survey Plan, Drg No. 19020-19-01; andBNG Metric	
REASON FOR RECOMMENDATION PROVIDED:	
<ul style="list-style-type: none">A working small site metric has been provided for this development scheme.I seek clarity on the proposed created habitats. The post-development scheme indicates 'other neutral grassland' will be created which enables the scheme to achieve in excess of 10% BNG.However, the user comments indicate some of this grassland comprises gardens. If these gardens are private residential, this habitat should be amended from 'other neutral grassland' to 'vegetated garden' as habitat within private gardens cannot be legally secured for 30 years.The BNG metric should be updated to reflect this and landscape scheme amended to account in necessary to address any resulting BNG loss.	

BIODIVERSITY NET GAIN (BNG) ESSENTIAL QUESTIONS:	
Is there irreplaceable habitat present?	None
Is there habitat degradation present?	None recorded
Is there applicant-owned off-site or significant onsite BNG required to be secured and monitored for 30 years?	None at present
If significant habitat is present, please list using the PPG definitions: <ul style="list-style-type: none"> • N/A 	
Are there any remaining BNG units which need to be provided outside of applicant owned land? eg. purchased through the government register as BNG units or statutory credits (PLEASE NOTE: this is indicative only and confirmed at condition discharge stage)	None at present
BIODIVERSITY NET GAIN (BNG) BASELINE PRE-DEVELOPMENT VALUE:	
Is further information required before agreement of baseline pre-development value ?	Yes – clarification of grassland habitat
Are there incomplete or incorrect cells in the Statutory Metric?	None
Is there incomplete or incorrect habitat information (quantity, type, condition)?	Yes – possible amendment of grassland habitat to vegetated garden required
DATE PROVIDED FOR STATUTORY METRIC WHERE THIS HAS BEEN REVIEWED AND AGREED (for decision notice purposes):	
ANY RECOMMENDED CONDITIONS TO BE APPLIED:	
ANY RECOMMENDED INFORMATIVES TO BE APPLIED:	
<ul style="list-style-type: none"> • Prior to commencement of works, a Biodiversity Gain Plan must be submitted, along with a Habitat Management and Monitoring Plan (HMMP) detailing how net gain will be achieved and secured for a period of 30 years. 	
IN THE CASE OF DISCHARGE OF CONDITIONS ONLY:	
(Please confirm which condition(s) is/are being discharged)	
<ul style="list-style-type: none"> • 	

Note for applicants: Please be aware that this specialist advice is provided to the Local Planning Authority through a Service Level Agreement between the Local Planning Authority and Leicestershire County Council.

If you have any queries about this advice, please correspond directly with the Planning Officer assigned to the planning application or discharge of condition application. We are unable to respond directly to applicant enquiries regarding the advice that we have provided as part of this service.

The following legislation is used to assist in the assessment of planning applications:

Legislation source	Reference
National Planning Policy Framework	Paragraphs relevant to biodiversity, biodiversity net gain, ecological connectivity and protected species
Environment Act 2021	Mandatory Net Gain

	Biodiversity Duty Local Nature Recovery Strategy
District or Borough Local Plan and supporting SPD's	Local Plan policy
ODPM circular 06/2005: Biodiversity and Geological Conservation	Requirement for species survey work and mitigation recommendations to be carried out prior to the determination of a planning application. Paras. 98 and 99
NERC Act 2006	Biodiversity Duty (see also Environment Act 2021) Section 41, habitats and species of Principal Importance (previously BAP)
Various International, European and National laws in relation to the protection of species and habitats	International and national site protection: Ramsar sites (from Ramsar Convention), Habitat and Birds Directives (Natura 2000 sites include SAC's and SPA's), SSSI's, National Nature Reserves, Local Wildlife Sites, Local Nature Reserves. Habitats and Species protection: Habitat and Species Regulations (protected sites and species). Wildlife and Countryside Act 1981 (as amended including special Schedule 1), Natural England Standing Advice. Badger Act.