

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

DISTRICT OR BOROUGH	Hinckley and Bosworth Borough Council
APPLICATION NUMBER	24/00186/FUL
ADDRESS	Ivy House Farm Bilstone Road Congerstone Shackerstone Nuneaton Leicestershire CV13 6LW
DESCRIPTION OF DEVELOPMENT	Application for an agricultural track
PLANNING CASE OFFICER	Joseph Fleetwood HBBC
DEPARTMENT	ECOLOGY
PLANNING ECOLOGY OFFICER	Dale Devereaux
DATE OF COMMENTS	20/03/2024
SUMMARY RESPONSE:	
No comment	
No objection	
Refusal	
Further information required	
Condition recommended	
Informative recommended	☒
REASON FOR RECOMMENDATION PROVIDED:	
- As the proposed track is entirely within agricultural fields it is unlikely to impact protected species, and will have a negligible impact on local biodiversity. - The construction phase is likely to impact nesting birds, both ground-nesting and within the hedgerow, therefore the below informative should be attached to any permission.	
BIODIVERSITY NET GAIN (BNG) specific comments:	
N/A	
FURTHER INFORMATION REQUIRED:	
N/A	
AMENDMENTS RECOMMENDED:	
N/A	
DOCUMENTS REVIEWED:	
LCC Ecology has reviewed (to be deleted as appropriate): - Aerial photography - Species and habitat data	

Applicant submitted information: Site Location Plan, Proposed Layouts, Planning Statement.
RECOMMENDED CONDITIONS TO BE APPLIED:
N/A
RECOMMENDED INFORMATIVES TO BE APPLIED:
Nesting birds are protected under the Wildlife & Countryside Act 1981 (as amended); therefore, any vegetation clearance should take place outside the breeding season (March to August inclusive) unless carefully checked beforehand by a suitably qualified person.
RECOMMENDED SECTION 106 REQUIREMENT (standard clause, contribution amount, trigger for payment)
N/A
DISCHARGE OF CONDITIONS ONLY: (Please confirm which condition(s) is/are being discharged)
N/A

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
NPPF Dec 2023	Paras 8, 180, 181, 185, 186, 187, 188
Environment Act 2021	Mandatory Net Gain Biodiversity Duty Local Nature Recovery Strategy
District or Borough Local Plan and supporting SPD's	Local Plan policy reference:
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.