

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

COUNTY, DISTRICT OR BOROUGH	Hinckley and Bosworth Borough Council
APPLICATION NUMBER	25/00741/CONDIT
ADDRESS	Land East Of Stretton Croft Wolvey Road Burbage Leicestershire
DESCRIPTION OF DEVELOPMENT	Application to vary condition 9 (A5 improvements) and condition 16 (CEMP) of planning permission 23/01023/HYB
PLANNING CASE OFFICER	Tim Hartley
DEPARTMENT	Ecology
PLANNING ECOLOGY OFFICER	Charlotte Smith
DATE OF COMMENTS	17 September 2025
ECOLOGICAL DOCUMENTS REVIEWED:	
Construction Traffic Management Plan (Dice, July 2025)	
Condition 16 <i>'Prior to commencement of development a Construction Environmental Management Plan incorporating a Construction Traffic Management Plan shall be submitted to and agreed in writing by the Local Planning Authority in consultation with National Highways. The Plan shall detail how, during the site preparation and construction phase of the development, the impact on existing residential premises and the environment shall be prevented or mitigated. The Plan shall detail how such controls will be monitored. The Plan shall include details on the following:</i> <i>a) Construction site layout showing clearly designated areas for the parking of vehicles for site operatives and visitors; areas for the loading and unloading of plant and materials (i.e. deliveries/waste); storage of plant and materials used in constructing the development; areas for managing waste; and wheel washing facilities;</i> <i>b) Construction phasing;</i> <i>c) An HGV routing plan to include likely origin/destination information, potential construction vehicle numbers, construction traffic arrival and departure times, and construction delivery times (to avoid peak hours);</i> <i>d) Clear and detailed measures to prevent debris, mud and detritus being distributed onto the local highway and Strategic Highway Network;</i> <i>e) Mitigation measures in respect of noise, odour, smoke, light contamination, land contamination and disturbance during the construction phase including vibration and noise limits, monitoring methodology, screening, a detailed specification of plant and equipment to be used and construction traffic routes;</i>	

<i>f) A scheme to minimise dust emissions arising from construction activities on the site. The scheme shall include details of all dust suppression measures and the methods to monitor emissions of dust arising from the development;</i> <i>g) Waste management;</i> <i>h) Protection measures for hedgerows and grasslands; and</i> <i>i) A procedure for the investigation of complaints and details of the responsible person (e.g. site manager/office) who can be contacted in the event of a complaint.</i> <i>Thereafter, all construction activity in respect of the development shall be undertaken in full accordance with such approved details.'</i>	
SUMMARY RECOMMENDATION:	
No comment	☐
No objection (for recommended conditions or informatives- see below)	☐
Recommend Refusal	☐
Holding Objection - Further information required on roosting bats and compensatory habitat	☒
REASON FOR RECOMMENDATION:	
We have reviewed the submitted covering letter and Construction Traffic Management Plan (Dice, July 2025) in relation to varying Condition 16 which alters the location of the construction access for the site. We note that there is previous evidence of site access from Wolvey Road in relation to 2013 permission (11/0239) shown in the Google Earth Satellite Image of Site (Circa 2016) submitted as part of this application. It is therefore considered that the use of Wolvey Road for construction vehicle access is already established at the Site. However, it is unclear from the report if the proposals will include new impacts on the Broadleaved woodland at the access point to Wolvey Road to facilitate vehicles entering the site. While we agree the aerial images show that the entrance at Wolvey Road has been used previously for site access, it is unknown if further vegetation removal is required to allow for construction vehicles to pass through the entrance. The Ecological Appraisal submitted as part of the original application 23/01023/HYB (Ecological Appraisal & Reptile Survey, Rachel Hacking Ecology November 2023) only assessed the vegetation for bats where impacts were known, therefore it is possible that areas that are now to be affected were not assessed. Further ecological information is therefore required on whether the change to the proposals will involve removal of vegetation and if so, if this triggers the need for a ground level tree assessment for bats and compensatory planting. Changes made as part of this Variation of condition will need to be addressed within Condition 7 (CEMP: Biodiversity) under live application 25/00778/DISCON.	
IN THE CASE OF DISCHARGE OF CONDITIONS ONLY:	
(Please confirm which condition(s) is/are being discharged)	
N/A	
BIODIVERSITY NET GAIN (BNG) SECTION	
HAVE MINIMUM NATIONAL INFORMATION REQUIREMENTS BEEN PROVIDED (PPG paragraph 11):	
Confirmation that development is subject to statutory biodiversity gain condition	N/A
Pre-development Habitat Plan of existing onsite habitat (to scale)	N/A

Pre-development Habitat Value (on date of application or earlier)	N/A
Completed Metric Calculation Tool	N/A
Statement of Habitat Degradation where present (with dates and details)	N/A
Reason for proposing an earlier date if applicable (ie. degradation)	N/A
Description of Irreplaceable Habitat where present	N/A
SMALL SITES METRIC ONLY: "Competent person" information (ie. qualifications, skills, experience)	N/A
BNG METRIC INFORMATION missing or incorrect:	
Incomplete or incorrect cells are shown in metric (eg. habitat quantity, type or condition, strategic significance)	N/A
ON-SITE AND OFF-SITE PROPOSALS PRESENT: These should be secured and monitored for 30 years	
Applicant-owned <u>significant onsite</u> BNG is proposed	N/A
Off-site BNG is proposed (eg. BNG units provided to achieve 10% BNG uplift either on applicant-owned land, purchased units or statutory credits) PLEASE NOTE: this is indicative only , confirmed at Biodiversity Gain Plan condition stage	N/A
TYPE OF SIGNIFICANT ON-SITE HABITAT PROPOSED: (using the current government definition ¹)	
Medium or High Distinctiveness	N/A
Large number of units at Low Distinctiveness	N/A
Significant increase in Distinctiveness, Condition or Area	N/A

Note for applicants: Please be aware that this advice is provided to the Local Planning Authority through a Service Level Agreement between the Local Planning Authority and Leicestershire County Council Ecology Team. Its purpose is to discharge the legal duties of the determining authority under The Local Authorities (Functions and Responsibilities) Regulations (2000), Regulations 4.

If you have any queries about the content, 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 to the determining authority.

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

¹ <https://www.gov.uk/guidance/make-on-site-biodiversity-gains-as-a-developer#significant-on-site-enhancements>

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.