

P23-0657

28th July 2023

Planning Development Services
Hinckley and Bosworth Borough Council
Hinckley Hub
Rugby road
Hinckley
Leics,
LE10 OFR

Dear Sir/Madam,

Proposal: Discharge of conditions 10 (Badger Survey), 13 (Construction Environment Management Plan) and 15 (Construction Environmental Management Plan) in relation to Planning Permission reference 21/O1395/FUL.

Site Address: Church Farm, Washpit Lane, Barlestone, Nuneaton, Leicestershire, CV13 OEH

On behalf of our client, JBM Solar Projects 26 Ltd, I enclose an application to discharge ecological details (Condition Nos. 10, 13, and 15) of planning permission ref 21/O1395/FUL. This application is supported by the following documentation:

- Completed application form;
- Application fee of £116.00;
- **Confidential** Badger Report (Condition 10) prepared by Avian Ecology; and
- Construction Environment Management Plan (Condition 13 and 15) prepared by Avian Ecology.

Condition 10 – Badger Survey

Condition 10 of the planning permission states the following:

"No development shall commence until a survey to confirm (or otherwise) the presence of Badgers on the site has been submitted to and approved in writing by the Local Planning Authority. If Badgers are present the survey shall be accompanied by a scheme of appropriate mitigation measures (including

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precise details of the timing and method of protection). No development shall be undertaken except in accordance with the approved scheme of mitigation"

A Badger Survey has been carried out and a **Confidential** Badger Report has been produced in accordance with the requirements of this condition.

Condition 13 – Construction Environment Management Plan (CEMP):

Condition 13 of the planning permission states the following:

"No development shall take place until a site wide Construction Environment Management Plan has first been submitted to and approved in writing by the Local Planning Authority. This plan must include the following elements:

- *measures for protecting the retained hedges and trees, with specific reference to the Black Poplar*
- *protection of setts and badger foraging routes during construction*
- *creation of gaps/gates along boundary fencing to allow hedgehog, badger and small mammal access, and avoid entrapment with the site*
- *Avoidance of harm to bird nesting during construction – either by avoidance of works in the March to July inclusive nesting season, or through surveys by suitably qualified ecologist immediately prior to ground clearance and construction; any birds nesting 'in the way' will need to be protected and monitored until they have finished nesting and their young have fledged.*

The development will be carried out in accordance with the approved Construction Environment Management Plan thereafter."

A Construction Environment Management Plan (CEMP) has been prepared in accordance with the requirements of this condition (Dated: July 2023).

Condition 15 – Construction Environmental Management Plan (CEMP):

Condition 15 of the planning permission states the following:

"Prior to commencement of development a Construction Environmental Management Plan shall be submitted to and agreed in writing by the LPA. The plan shall detail how, during the site preparation and construction phase of the development, the impact on existing and proposed residential premises and the environment shall be prevented or mitigated from dust, odour, noise, smoke, light and land contamination. The plan shall detail how such controls will be monitored. The plan will provide a procedure for the investigation of complaints. The agreed details shall be implemented throughout the course of the development."

A Construction Environmental Management Plan (CEMP) has been prepared in accordance with the requirements of this condition (Dated: July 2023).

The remainder of the pre-commencement conditions associated with Planning Permission Reference No. 21/01395/FUL will be discharged under separate applications.

I trust that the enclosed is sufficient and look forward to receiving confirmation of the validation of the application at your earliest convenience.

Should you have any questions regarding the application, please do not hesitate to contact me on 

 or email 

Yours sincerely,



Gregory Anderson

Planner



Enc. Application documents as listed above