

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

COUNTY, DISTRICT OR BOROUGH	Hinckley and Bosworth Borough Council
APPLICATION NUMBER	26/00726/BNG
ADDRESS	Hall Farm 1 Main Street Dadlington Nuneaton Leicestershire CV13 6HX
DESCRIPTION OF DEVELOPMENT	Application to discharge the biodiversity gain condition from planning permisison 25/01188/FUL
PLANNING CASE OFFICER	Sophie Iliffe
DEPARTMENT	Ecology
PLANNING ECOLOGY OFFICER	Charlotte Smith
DATE OF COMMENTS	24 September 2026
ECOLOGICAL DOCUMENTS REVIEWED:	
Biodiversity Gain Plan	
SUMMARY RECOMMENDATION:	
No comment	☐
Part Discharge of Condition	☐
Full Discharge of Condition	☒
Further information required	☐
REASON FOR RECOMMENDATION:	
<u>Conditions</u> Biodiversity Gain Plan Condition: Further information required <i>'The effect of paragraph 13 of Schedule 7A to the Town and Country Planning Act 1990 is that planning permission granted for the development of land in England is deemed to have been granted subject to the condition ("the biodiversity gain condition") that development may not begin unless:</i> <i>(a) a Biodiversity Gain Plan has been submitted to the planning authority, and</i> <i>(b) the planning authority has approved the plan.'</i>	

Comments

We have reviewed the Biodiversity Gain Plan which has been submitted in order to discharge the condition.

We are not satisfied that the submitted information includes the detail required by this condition.

Significant on-site enhancements include enhancing the neutral grassland from poor to moderate condition. A separate Habitat Management and Monitoring Plan condition application (26/00734/DISCON) has been submitted concurrently with this application.

A Statutory Biodiversity Metric – Calculation tool has not been submitted as part of this application, therefore we have reviewed the metric submitted as part of the original application.

The Biodiversity Technical Note (Croft Ecology, December 2025) submitted as part of the original application includes a baseline habitat map. However, no post-development habitat map has been submitted with this application, as per the Biodiversity Gain Plan requirements.

Conclusion

We are unable to recommend the discharge of the Biodiversity Gain Condition until the additional information outlined above has been provided.

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 SPDs	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 (as amended)	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), (Natura 2000 sites include SACs and SPAs), SSSIs, National Nature Reserves, Local Wildlife Sites, Local Nature Reserves. Habitats and Species protection: Conservation of Habitats and Species Regulations 2017 (as amended) (protected sites and species). Wildlife and Countryside Act 1981 (as amended) including special Schedule 1, Natural England Standing Advice. Protection of Badgers Act 1992.