

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

DISTRICT OR BOROUGH	Hinckley and Bosworth Borough Council
APPLICATION NUMBER	24/00713/CONDIT
ADDRESS	Apple Orchard Farm Fenn Lanes Dadlington Nuneaton Leicestershire CV13 6DR
DESCRIPTION OF DEVELOPMENT	Variation of conditions 2, 3, 4, 5 and 7 on planning application 22/00770/FUL. Amendments to included approved plans, materials, archaeology, landscaping and bat survey.
PLANNING CASE OFFICER	Tim Hartley
DEPARTMENT	Ecology
PLANNING ECOLOGY OFFICER	Dale Devereaux
DATE OF COMMENTS	14/08/2024
SUMMARY RESPONSE:	
No comment	☐
No objection	☒
Recommend Refusal	☐
Holding Objection - Further information required	☐
Condition recommended	☐
Informative recommended	☐
REASON FOR RECOMMENDATION PROVIDED:	
- The submitted Preliminary Bat Roost Assessment and Bird Survey produced by Christopher Smith (September 2023) is acceptable and found no suitable bat roosting features in the buildings to be demolished. - Development should proceed in strict accordance with methods of working, mitigation and enhancement measures detailed in the report. - The Barn Owl Box shown on the plans for building 1 is welcomed and in a suitable position. If possible, the box should be integrated to provide suitable habitat for the life of the building. - Condition 7 can be fully discharged.	
BIODIVERSITY NET GAIN (BNG) specific comments:	
N/A	
FURTHER INFORMATION REQUIRED:	
N/A	
AMENDMENTS RECOMMENDED:	

N/A
RECOMMENDED CONDITIONS TO BE APPLIED:
N/A
RECOMMENDED INFORMATIVES TO BE APPLIED:
N/A
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)
7

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.