

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

DISTRICT OR BOROUGH	Hinckley & Bosworth Borough Council
APPLICATION NUMBER	24/00657/FUL (Re-consultation)
ADDRESS	Barnhills Farm Merrylees Road Thornton Coalville Leicestershire LE67 1AP
DESCRIPTION OF DEVELOPMENT	Erection of two storey childcare facility with ancillary services and associated external play areas and animal interaction areas
PLANNING CASE OFFICER	Sullivan Archer
DEPARTMENT	Ecology
PLANNING ECOLOGY OFFICER	Helen Chambers
DATE OF COMMENTS	27/11/24
SUMMARY RESPONSE:	
No comment	
No objection	
Recommend Refusal	
Holding Objection - Further information required	✓
Condition recommended	
Informative recommended	
SUMMARY OF ECOLOGICAL DOCUMENTS CONSIDERED:	
• BNG Summary V2 (JM Ecology, 2024) • BNG Metric Calculation V2 (JM Ecology, 2024) • Proposed Site Plan (Corporate Architecture Limited, 2024)	
REASON FOR RECOMMENDATION PROVIDED:	
• We commented previously on the application, requesting the Statutory Biodiversity Metric Calculation Tool be provided and raising queries regarding the red line boundary of the site (comments dated 04/09/2024). • We have outstanding comments in relation to the red line boundary of the site (see below).	
BIODIVERSITY NET GAIN (BNG) SPECIFIC COMMENTS:	
• The Statutory Biodiversity Metric Calculation Tool has been provided. • However, the outstanding comments regarding the red line boundary of the site have not been addressed. The red line boundary shown within the Proposed Site Plan does not match the red line boundary shown within the pre- and post-development habitat maps provided in the BNG report. The boundary of the BNG calculations must match up with	

the red line boundary of the application. Currently, we cannot be confident with the BNG calculations with these discrepancies. For example, currently the red line boundary on the Proposed Site Plan extends into 'Rothley Brook' present adjacent to the site which would require the use of the Watercourses tab meeting to achieve 10% net gain in the metric.
FURTHER INFORMATION REQUIRED:
N/A
AMENDMENTS RECOMMENDED:
See above comments.
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)
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
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
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.