

**CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:**

**ECOLOGY AND BIODIVERSITY PLANNING ADVICE**

|                                                                                   |                                                                                  |   |
|-----------------------------------------------------------------------------------|----------------------------------------------------------------------------------|---|
| <b>DISTRICT OR BOROUGH</b>                                                        | Hinkley & Bosworth Borough Council                                               |   |
| <b>APPLICATION NUMBER</b>                                                         | 24/01148/FUL                                                                     |   |
| <b>ADDRESS</b>                                                                    | Smiths At Pinwall Atherstone Road Pinwall Atherstone<br>Leicestershire CV9 3NB   |   |
| <b>DESCRIPTION OF DEVELOPMENT</b>                                                 | Demolition of existing structure and erection of new<br>building (Retrospective) |   |
| <b>PLANNING CASE OFFICER</b>                                                      | Joe Fleetwood                                                                    |   |
|                                                                                   |                                                                                  |   |
| <b>DEPARTMENT</b>                                                                 | Ecology                                                                          |   |
| <b>PLANNING ECOLOGY OFFICER</b>                                                   | Dean LeFeuvre                                                                    |   |
| <b>DATE OF COMMENTS</b>                                                           | 28/01/2025                                                                       |   |
| <b>SUMMARY RESPONSE:</b>                                                          |                                                                                  |   |
| No comment                                                                        |                                                                                  |   |
| No objection                                                                      |                                                                                  | ✓ |
| Recommend Refusal                                                                 |                                                                                  |   |
| Holding Objection - Further information required                                  |                                                                                  |   |
| <b>SUMMARY OF ECOLOGICAL DOCUMENTS CONSIDERED:</b>                                |                                                                                  |   |
| • N/A                                                                             |                                                                                  |   |
| <b>REASON FOR RECOMMENDATION PROVIDED:</b>                                        |                                                                                  |   |
| • N/A                                                                             |                                                                                  |   |
| <b>PROTECTED SPECIES FURTHER INFORMATION REQUIRED:</b>                            |                                                                                  |   |
| • N/A                                                                             |                                                                                  |   |
| <b>BIODIVERSITY NET GAIN (BNG)<br/>FURTHER INFORMATION IS REQUIRED REGARDING:</b> |                                                                                  |   |
| Incomplete or incorrect cells in the statutory metric                             | N/A                                                                              |   |
| Incomplete or incorrect UK Hab or condition assessment information                | N/A                                                                              |   |
| Final pre-development habitat value                                               | N/A                                                                              |   |
| How post-development BNG land will be secured for 30 years                        | N/A                                                                              |   |
| Description of <b>irreplaceable habitat</b>                                       | N/A                                                                              |   |
| Description of <b>degradation</b>                                                 | N/A                                                                              |   |
| <b>BIODIVERSITY NET GAIN (BNG) SPECIFIC COMMENTS:</b>                             |                                                                                  |   |
| • N/A                                                                             |                                                                                  |   |

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|-----------------------------------------------------------------------------------------------------------|--|
| <b>DATE PROVIDED ON STATUTORY METRIC<br/>ONCE REVIEWED AND AGREED (for decision<br/>notice purposes):</b> |  |
| <b>ANY RECOMMENDED CONDITIONS TO BE APPLIED:</b>                                                          |  |
| <ul style="list-style-type: none"> <li>• N/A</li> </ul>                                                   |  |
| <b>ANY RECOMMENDED INFORMATIVES TO BE APPLIED:</b>                                                        |  |
| <ul style="list-style-type: none"> <li>• N/A</li> </ul>                                                   |  |
| <b>DISCHARGE OF CONDITIONS ONLY:</b><br>(Please confirm which condition(s) is/are being discharged)       |  |
| <ul style="list-style-type: none"> <li>• N/A</li> </ul>                                                   |  |

**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<br>Biodiversity Duty<br>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)<br>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.<br>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. |