

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

DISTRICT OR BOROUGH	Hinckley and Bosworth Borough Council
APPLICATION NUMBER	24/00127/FUL
ADDRESS	314A Station Road Bagworth Coalville Leicestershire LE67 1BN
DESCRIPTION OF DEVELOPMENT	Erection of 4 dwellings, alterations to existing dwelling and widening of access
PLANNING CASE OFFICER	David Spring
DEPARTMENT	ECOLOGY
PLANNING ECOLOGY OFFICER	Dale Devereaux
DATE OF COMMENTS	26/02/2024
SUMMARY RESPONSE:	
No comment	
No objection	
Refusal	☒
Further information required	☒
Condition recommended	
Informative recommended	
REASON FOR RECOMMENDATION PROVIDED:	
The provided Preliminary Ecological Appraisal (PEA) was carried out in November 2021. Ecological reports are generally considered valid for two years; therefore, this is out of date and an updated PEA will be required.	
BIODIVERSITY NET GAIN (BNG) specific comments:	
- As requested with the previous application, a Biodiversity Net Gain (BNG) metric and plan will be required to demonstrate measurable net gain as required by the NPPF. This is referred to in the original PEA, though it will need to use the most up to date metric. - As the site does not meet the requirement for statutory 10% net gain, the applicant will only need to demonstrate a minimum of 1% gain in the metric, though the greater the gain the better.	
FURTHER INFORMATION REQUIRED:	
- Updated PEA - BNG metric and plan to demonstrate a minimum of 1% net gain.	

AMENDMENTS RECOMMENDED:
N/A
DOCUMENTS REVIEWED:
LCC Ecology has reviewed (to be deleted as appropriate): - Aerial photography - Species and habitat data - Applicant submitted information: Ecology Report, Existing and Proposed Site Elevations, Site Location Plan, Proposed Layouts
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
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: Policy NE3 of the Warwick District Local Plan (applies for WDC delete if not appropriate)
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.

