

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

DISTRICT OR BOROUGH	Hinckley and Bosworth Borough Council
APPLICATION NUMBER	25/00481/FUL
ADDRESS	22 Elwell Avenue Barwell Leicester Leicestershire LE9 8FH
DESCRIPTION OF DEVELOPMENT	Erection of one dwelling
PLANNING CASE OFFICER	Sullivan Archer
DEPARTMENT	
	Ecology
PLANNING ECOLOGY OFFICER	Jemma Bett
DATE OF COMMENTS	12/06/2025
SUMMARY RESPONSE:	
No comment	
No objection	
Recommend Refusal	
Holding Objection - Further information required	✓
Condition recommended	
Informative recommended	
SUMMARY OF ECOLOGICAL DOCUMENTS CONSIDERED:	
<ul style="list-style-type: none"> • Design & Access Statement – Paul Gaughan - PG/BB/2021/003/D&A • Biodiversity Net Gain Report – Elton Ecology (January 2025) • Biodiversity Net Gain Metric – Ecologist EJ (December 2024) • Applicant submitted plans: Proposed plans DB/BB/21/03/02 – Rev D (May 2025) 	
REASON FOR RECOMMENDATION PROVIDED:	
<ul style="list-style-type: none"> • The proposed development consists of the erection of one dwelling to be constructed on land adjacent to 22 Elwell Avenue, sited within a predominantly residential area. It is understood the works will not affect or alter the existing dwelling on the site. • The Biodiversity Net Gain (BNG) report and metric have been viewed alongside the photographs taken of the area which show a garden setting and surrounding hedgerow. • However, the metric does not appear to represent the changes in post development for this current application. • Therefore, an updated BNG metric and report is required in order to accurately reflect the changes of this proposal highlighted within the proposed plans. Or alternatively, the BNG Metric can be resubmitted showing only the baseline of the site. 	

<ul style="list-style-type: none"> The Design & Access statement also states a small section of the hedge will need to be removed to facilitate the car parking provision and will need to be considered within the metric. Please see the following recommended informative.
BIODIVERSITY NET GAIN (BNG) SPECIFIC COMMENTS:
<ul style="list-style-type: none">
FURTHER INFORMATION REQUIRED:
<ul style="list-style-type: none">
AMENDMENTS RECOMMENDED:
<ul style="list-style-type: none">
RECOMMENDED CONDITIONS TO BE APPLIED:
<ul style="list-style-type: none">
RECOMMENDED INFORMATIVES TO BE APPLIED:
<ul style="list-style-type: none"> Nesting birds are protected under the Wildlife & Countryside Act 1981 (as amended); therefore, building demolition and significant alteration or vegetation clearance should take place outside the breeding season (March to August inclusive) unless carefully checked beforehand by a suitably qualified person. All new planting should be composed of native species.
RECOMMENDED SECTION 106 REQUIREMENT (standard clause, contribution amount, trigger for payment)
<ul style="list-style-type: none">
DISCHARGE OF CONDITIONS ONLY: (Please confirm which condition(s) is/are being discharged)
<ul style="list-style-type: none">

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	International and national site protection: Ramsar sites (from Ramsar Convention), Habitat and Birds Directives (Natura 2000 sites include

the protection of species and habitats	<p>SAC's and SPA's), SSSI's, National Nature Reserves, Local Wildlife Sites, Local Nature Reserves.</p> <p>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.</p>
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