

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

**ECOLOGY AND BIODIVERSITY PLANNING ADVICE**

<b>DISTRICT OR BOROUGH</b>	Hinckley and Bosworth Borough Council
<b>APPLICATION NUMBER</b>	24/00914/OUT
<b>ADDRESS</b>	Burroughs Road Recreation Ground Burroughs Road Ratby Leicester Leicestershire
<b>DESCRIPTION OF DEVELOPMENT</b>	Outline planning application (with all matters reserved apart from access) for a phased mixed-use development comprising about 470 dwellings (Use Class C3) and provision of 1FE primary school (Use Class F1) and associated operations and infrastructure including but not limited to site re-profiling works, sustainable urban drainage system, public open space, landscaping, habitat creation, internal roads/routes, and upgrades to the public highway.
<b>PLANNING CASE OFFICER</b>	Alex Jelley
<b>DEPARTMENT</b>	Ecology
<b>PLANNING ECOLOGY OFFICER</b>	Michael McCoy
<b>DATE OF COMMENTS</b>	03/07/2025
<b>SUMMARY RESPONSE:</b>	
No comment	
No objection	
Recommend Refusal	
Holding Objection - Further information required	
Condition recommended	✓
Informative recommended	
<b>SUMMARY OF ECOLOGICAL DOCUMENTS CONSIDERED:</b>	
<ul style="list-style-type: none"> <li>• Illustrative Framework Plan Drg No. 10783-FPCR-XX-XX-DR-L-0007 – Rev P14 (FPCR, 2025)</li> </ul>	
<b>REASON FOR RECOMMENDATION PROVIDED:</b>	
<ul style="list-style-type: none"> <li>• We have reviewed the above document and find this acceptable.</li> <li>• As there are proposed woodland planting as well as other neutral planting, a Habitat Management &amp; Monitoring Plan is recommended.</li> </ul>	

<ul style="list-style-type: none"> <li>As per the badger report (FPCR, 2024), an updated badger survey within 3 months prior to work commencing should be undertaken, therefore please add the badger survey condition found below.</li> </ul>
<b>BIODIVERSITY NET GAIN (BNG) SPECIFIC COMMENTS:</b>
<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>FURTHER INFORMATION REQUIRED:</b>
<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>AMENDMENTS RECOMMENDED:</b>
<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>RECOMMENDED CONDITIONS TO BE APPLIED:</b>
<ul style="list-style-type: none"> <li>The development shall not commence until a 30 year Habitat Monitoring and Management Plan (HMMP), prepared in accordance with an approved Biodiversity Gain Plan, has been submitted to and approved in writing by the local planning authority. The approved HMMP shall be strictly adhered to and implemented in full for its duration and shall contain the following: <ul style="list-style-type: none"> <li>a) Description and evaluation of the features to be managed;</li> <li>b) Ecological trends and constraints on site that may influence management;</li> <li>c) Aims, objectives and targets for management - links with local and national species and habitat action plans;</li> <li>d) Description of the management operations necessary to achieving aims and objectives;</li> <li>e) Preparation of a works schedule, including annual works schedule;</li> <li>f) Details and a timetable of the monitoring needed to measure the effectiveness of management;</li> <li>g) Details of the persons responsible for the implementation and monitoring;</li> <li>h) mechanisms of adaptive management to account for necessary changes in work schedule to achieve the required targets; and</li> <li>i) Details of methodology and frequency of monitoring reports to be submitted to the Local Planning Authority to assess biodiversity gain</li> </ul> </li> <li>(To enhance biodiversity, and in accordance with the National Planning Policy Framework and paragraph 13 of Schedule 7A to the Town and Country Planning Act 1990)</li> <li>No development shall take place (including ground works or vegetation clearance) until an updated badger survey has been submitted to and approved in writing by the Local Planning Authority. This survey is to be carried out within 3 months of the likely commencement of works on site. It is to include details on mitigation measures for badgers if necessary (such as badger gates). All works are to proceed strictly in accordance with the approved document.</li> </ul>
<b>RECOMMENDED INFORMATIVES TO BE APPLIED:</b>
<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>RECOMMENDED SECTION 106 REQUIREMENT</b> (standard clause, contribution amount, trigger for payment)
<ul style="list-style-type: none"> <li>N/A</li> </ul>
<b>DISCHARGE OF CONDITIONS ONLY:</b> (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:**

<b>Legislation source</b>	<b>Reference</b>
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.

