

CONSULTATION TEMPLATE RESPONSE FROM LEICESTERSHIRE COUNTY COUNCIL:

ECOLOGY AND BIODIVERSITY PLANNING ADVICE

COUNTY, DISTRICT OR BOROUGH	Hinckley and Bosworth Borough Council	
APPLICATION NUMBER	26/00188/REM	
ADDRESS	Land East Of Kennel Lane Witherley Leicestershire	
DESCRIPTION OF DEVELOPMENT	Approval of reserved matters (appearance, landscaping, layout and scale) of outline planning permission 22/01190/OUT for residential development of up to 50 residential dwellings	
PLANNING CASE OFFICER	Emma Baumber	
DEPARTMENT	Ecology	
PLANNING ECOLOGY OFFICER	Michael McCoy	
DATE OF COMMENTS	01 April 2026	
ECOLOGICAL DOCUMENTS REVIEWED:		
• Biodiversity Net Gain Assessment (non-statutory) (Red Kite, Feb 2026) • Biodiversity Net Gain Plan, Drg No. 709.25.BNG01, 02 (Red Kite, Feb 2026) • EEMS:- Ecological Mitigation and Enhancement Strategy - To discharge C22 - Part 1-5 (Red Kite, Feb 2026) • BNG:-Location, Context Plan, Drg No. 709.25.LOCG01 Proposed Site Layout, Drg No. 2393-03 Rev E Detailed Landscape Proposals, Sheet 2 of 2, Drg No. c-2382-02 Rev A Detailed Landscape Proposals, Sheet 1 of 2, Drg No. c-2382-01 Rev A (Red Kite, Feb 2026)		
SUMMARY RECOMMENDATION:		
No comment		
No objection (for recommended conditions or informatives- see below)		
Recommend Refusal		
Holding Objection - Further information required		✓
REASON FOR RECOMMENDATION:		
• We have reviewed the above documents as well as 'Proposed Site Layout – DRG No. 2393-03' (Cameron/White Ridge, Nov 2025) which are mostly acceptable. • However, please can we have the BNG Metric in excel format. • Further clarification is also needed on whether monitoring reports will be produced and submitted to the LPA and why monitoring only starts at year 5 instead of including progress check between year 1-5.		

- As per the previous ecology comments from 22//01190/OUT: <i>“With the reserved matters application I will need to see a suitable lighting plan (with Lux contouring) to ensure that boundary vegetation and the bat roosts within the building to the south will not be subject to light spill (under 1 lux is suitable for bat foraging)”</i>. - Lighting is linked to Condition 11, please can more information be provided to ensure light spillage is below 1Lux.
IN THE CASE OF DISCHARGE OF CONDITIONS ONLY: (Please confirm which condition(s) is/are being discharged)
Further information required before Condition 22 can be discharged.

Note for applicants: Please be aware that this advice is provided to the Local Planning Authority through a Service Level Agreement between the Local Planning Authority and Leicestershire County Council Ecology Team. Its purpose is to discharge the legal duties of the determining authority under The Local Authorities (Functions and Responsibilities) Regulations (2000), Regulations 4.

If you have any queries about the content, 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 to the determining authority.

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.

