20th November 2024

Nicola Pettifer
Horsham District Council
Parkside,
Chart Way,
Horsham,
West Sussex
RH12 1RL

By email only

Thank you for requesting advice on this discharge of condition from Place Services' ecological advice service. This service provides advice to planning officers to inform Horsham District Council planning decisions with regard to potential ecological impacts from development. Any additional information, queries or comments on this advice that the applicant or other interested parties may have, must be directed to the Planning Officer who will seek further advice from us where appropriate and necessary.

Dear Nicola

Application: **DISC/24/0239**
Location: **Chanctonbury Nurseries Rectory Lane Ashington Pulborough West Sussex RH20 3AS**
Proposal: **Approval of details reserved by condition 10 to approved application DC/22/0372**

Thank you for consulting Place Services on the above discharge of condition application.

a) No ecological harm/No objection	
b) Requires further information	
c) Recommend grant permission subject to conditions	
d) Recommend refusal	
e) Part discharge of Condition 10 (bat licence)	No

Condition 10: Further information required
Pre-Commencement Condition: No development, which has the potential to impact on the breeding / resting place of Hazel Dormouse and Bats, shall commence until the Local Planning Authority has been provided with either:
a) A licence issued by Natural England pursuant to Regulation 55 of The Conservation of Habitats and Species Regulations 2017 (as amended) authorizing the specified activity/development to go ahead; or
b) A statement in writing from the Natural England to the effect that it does not consider that the specified activity/development will require a licence.

Reason: To conserve protected species and allow the LPA to discharge its duties under the Conservation of Habitats and Species Regulations 2017 (as amended), the Wildlife & Countryside Act 1981 (as amended) and s17 Crime & Disorder Act 1998, and in in accordance with Policy 31 of the Horsham District Planning Framework (2015).

Comments
We have reviewed the Class Licence: WML-CL47 Bat Earned Recognition Class Licence, valid from 01 January 2024 to 31 December 2024 which has been submitted in order to part discharge Condition 10 with respect to a bat licence. We note that Condition 10 has been part discharged under DISC/24/0259 with respect to a Dormouse licence.

We are not satisfied that the submitted information includes the detail required by this condition. The submitted Earned Recognition Class Licence does not provide information on the Earned Recognition (ER) Consuiltant registered with Natural England to use this licence nor any evidence that the site has been registered with Natural England for the purposes of this licence.

There is therefore no link with this Class Licence to the development "*authorizing the specified activity/development to go ahead".*

Recommendation
We are unable to recommend part discharge of Condition 10 with respect to a bat licence until the additional information listed above has been submitted to the LPA.

Please contact us with any queries.

Yours sincerely

Genevieve Broad MCIEEM MSc BSc (Hons)
Ecological Consultant
Place Services at Essex County Council
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Place Services provide ecological advice on behalf of Horsham District Council
Please note: This letter is advisory and should only be considered as the opinion formed by specialist staff in relation to this particular matter.