

DC Admin

From: ENVU Biodiversity and Land Use
Sent: 05 August 2025 13:20
To: DC Admin
Cc:
Subject: RE: 2025/91870 at location Land off, Roslyn Avenue, Netherton, Huddersfield, HD4 7EW

Categories:

From: DC Admin <DC.Admin@kirklees.gov.uk>
Sent: 05 August 2025 12:45
To: ENVU Biodiversity and Land Use <ENVUBiodiversityandLandUse@kirklees.gov.uk>
Cc:
Subject: RE: 2025/91870 at location Land off, Roslyn Avenue, Netherton, Huddersfield, HD4 7EW

From: ENVU Biodiversity and Land Use <ENVUBiodiversityandLandUse@kirklees.gov.uk>
Sent: 04 August 2025 09:44
To: Planning ContactCentre <Planning.ContactCentre@kirklees.gov.uk>
Subject: 2025/91870 at location Land off, Roslyn Avenue, Netherton, Huddersfield, HD4 7EW

Hi There,

I understand that this application concerns a Sect 73 and a variation of condition 29.
Please see ecological commentary below:

Designations

Dean Wood LWS is directly north of the site.

Onsite Habitats and Species

The Ecological Impact Assessment provided by SLR from July 2025 is reasonable and acceptable.

- There are recommendations for nesting birds, bats and hedgehogs that can be covered by a CEMP.
- There is an elder tree with moderate bat potential that is to be retained. A tree protection plan condition will be added.

- Enhancements for birds, bats, and hedgehogs have also been recommended, that will be included in the conditions.

BNG

The BNG section of the EclA and, and metric, are reasonable and acceptable. Habitat and hedgerow units have been assessed. There is a net gain of 0.82 habitat units (with medium distinctiveness) and 3.53 hedgerows units (with medium distinctiveness).

We consider this application to have significant net gain. As a result, a HMMP for 30 years will be conditioned.

Suggested conditions

Habitats / Species

A condition for a CEMP: Biodiversity (Construction Environment Management Plan) is advised, e.g.

No works shall take place until a Construction Environmental Management Plan (CEMP: Biodiversity) has been submitted to and approved in writing by the local planning authority. The CEMP (Biodiversity) shall include the following:

- a) Summary of potentially damaging activities
- b) Identification of "biodiversity protection zones"
- c) Practical measures (both physical measures and sensitive working practices) to avoid or reduce impacts during construction (these may be provided as a set of method statements)
- d) The location and timing of sensitive works to avoid harm to biodiversity features.
- e) The times during construction when specialist ecologists need to be present on site to oversee works.
- f) Responsible persons and lines of communication.
- g) The role and responsibilities on site of an ecological clerk of works (ECoW) or similarly competent person.
- h) Use of protective fences, exclusion barriers and warning signs.

The approved CEMP: Biodiversity shall be adhered to and implemented throughout the construction period strictly in accordance with the approved details, unless otherwise agreed in writing by the local planning authority.

The CEMP must also include the following specific plans / documents:

- Mitigation / precautionary measures for the Dean Wood LWS.

Reason: In the interests of biodiversity and in accordance with LP30 and NPPF15

Lighting strategy

No works are to commence unless a detailed lighting scheme, developed in accordance with established guidance (e.g. Bat Conservation Trust and Institute of Lighting Professionals (2023) Bats and Artificial Lighting at Night), has been drafted and agreed with the council. The Sensitive Lighting Strategy will demonstrate that the proposed lighting will not impact upon ecological networks and/or sensitive features. Thereafter the agreed lighting scheme shall be implemented, subject to any variations approved in writing by the planning authority. All external lighting shall be installed strictly in accordance with the specifications and locations set out within the Lighting Strategy.

Reason: In the interests of biodiversity and in accordance with Policy LP30 and NPPF15

Tree protection

A Hedgerow and Tree Protection Plan detailing measures for the protection of trees and hedgerows during the works will be submitted to and approved by the LPA prior to the commencement of works on site, including site clearance and delivery of materials.

Hedgerow and tree protection measures will include temporary fencing for the protection of hedgerows in accordance with BS 5837:2012 Trees in relation to design, demolition and construction – Recommendations. Any alternative fencing type or position not in accordance with BS 5837:2012 will be agreed in writing by the LPA prior to the start of development.

The root protection fencing will define the works exclusion zone around hedgerows and trees. Activities liable to be harmful to hedgerows and trees are prohibited within this exclusion zone, unless agreed in writing with the LPA. The approved hedgerow and tree protection measures will remain in place until the completion of development or unless otherwise agreed in writing with the LPA.

Reason: In the interests of biodiversity and in accordance with Policy LP30 and NPPF15

Enhancements

A Biodiversity Enhancement Management Plan must be provided to the LPA prior to the commencement of works on-site. It must include the following items that will be installed post development:

Birds - Planting of hedgerows and trees, the creation of a rough grassland, meadow grassland and orchard. Also, 8no. integrated bird boxes.

Bats - Planting of hedgerows and trees, the creation of a rough grassland, meadow grassland, orchard, and wildlife corridor. Also, 8no. integrated bat boxes.

Hedgehogs - Hedgehog highways would be created in all proposed garden fences, comprising minimum 15 cm x 15 cm gaps at the base of fencing with appropriate signage.

Reason: In the interests of biodiversity and in accordance with Policy LP30 and NPPF15

Significant Onsite Gain

- *The development shall not commence until a Habitat Management and Monitoring Plan (the HMMP), prepared in accordance with the approved Biodiversity Gain Plan and including:*
 - *a non-technical summary;*

- *the roles and responsibilities of the people or organisation(s) delivering the HMMP;*
- *the planned habitat creation and enhancement works to create or improve habitat to achieve the biodiversity net gain in accordance with the approved Biodiversity Gain Plan;*
- *the management measures to maintain habitat in accordance with the approved Biodiversity Gain Plan for a period of 30 years from the completion of development; and*
- *the monitoring methodology and frequency in respect of the created or enhanced habitat to be submitted to the local planning authority, has been submitted to, and approved in writing by, the local planning authority.*
- *Notice in writing shall be given to the Council when the:*
 - *HMMP has been implemented; and*
 - *habitat creation and enhancement works as set out in the HMMP have been completed.*
- *Within 6 months of the development being in use:*
 - *the habitat creation and enhancement works set out in the approved HMMP have been completed; and*
 - *a completion report, evidencing the completed habitat enhancements, has been submitted to, and approved in writing by the Local Planning Authority.*
 - *The created and/or enhanced habitat specified in the approved HMMP shall be managed and maintained in accordance with the approved HMMP.*
 - *Monitoring reports shall be submitted to local planning authority in writing in accordance with the methodology and frequency specified in the approved HMMP.*

Reason: To ensure the development delivers a biodiversity net gain on site in accordance with Schedule 7A of the Town and Country Planning Act 1990.

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 Planning and Development Service
 Place Directorate – Skills and Regeneration
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 Huddersfield,
 HD1 9EL
