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BTSUB SEA/HRA Determination 221020

Frances Belcher <Frances.Belcher@hinckley-bosworth.gov.uk>

22 October 2020 at 12:59

To: Russell George <cllr.george.bandtpc@btinternet.com>

Cc: Ann Murray <clerk.bagworthandthornton@gmail.com>, "ianbriggs118@gmail.com" <ianbriggs118@gmail.com>, "marybriggs24@gmail.com" <marybriggs24@gmail.com>, "rg.mail@btinternet.com" <rg.mail@btinternet.com>

Good afternoon Russell and team

We have now concluded the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan SEA screening process. Please find attached to this email a letter outlining the Screening Determination, a Screening Determination Notice, Habitats Regulation Assessment Determination and the final SEA Screening Statement (this includes the responses from the three statutory consultees).

The screening determination is that a Strategic Environmental Assessment and Habitat Regulations Assessment of the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan is not required due to there being no adverse comments from the statutory consultation bodies and for the reasons set out in the Bagworth Thornton and Stanton Under Bardon Strategic Environmental Assessment Screening Statement (July 2020).

Originally it was concluded that the neighbourhood plan would require a SEA due to the proximity of an allocated site in Thornton to a listed building. However, in further consultation with Historic England, and the Borough Council's Conservation Officer, **it is now deemed that a Heritage Impact Assessment would be more appropriate**, to alleviate any concerns relating to the historic environment. More information on this decision can be found in the SEA Screening Statement report and Historic England's response to the consultation. Hinckley & Bosworth Borough Council will look into this further and provide advice to the neighbourhood plan group to confirm what would be required as part of the Heritage Impact Assessment. We will be in touch shortly with some more information.

I would advise at this stage that the Heritage Impact Assessment work is undertaken prior to any formal public consultation. This will ensure that the Heritage Impact Assessment report, and any amendments to the plan as a result of the work are consulted on at the same time at the earliest opportunity. We would not advise that you proceed to Regulation 14 without the Heritage Impact Assessment work being completed.

I am now sending the attached documents to the web team for them to be published on the website. Hopefully this will be done within two working days, however if this isn't the case I will update you on likely timescales.

If there are any questions on the above or attached please get in touch.

Please can you confirm receipt of this email ASAP to ensure the email has been received.

Kind regards

Fran

Fran Belcher

Planning Officer (Policy)

Planning Policy - Development Services

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Hinckley & Bosworth Borough Council, Hinckley Hub, Rugby Rd, Hinckley, Leicestershire, LE10 0FR

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4 attachments

 **BTSUB NDP Screening Determination Letter 221020.pdf**
136K

 **BTSUB NDP Screening Statement FINAL Version.pdf**
2124K

 **BTSUB Screening Notice Determination Oct 2020.pdf**
126K

 **BTSUB HRA Detemination Oct 2020.pdf**
126K

Bill Cullen MBA (ISM), BA(Hons) MRTPI
Chief Executive



**Hinckley & Bosworth
Borough Council**

Please ask for: Fran Belcher
Direct dial/ext: 01455 255749
Email: frances.belcher@hinckley-bosworth.gov.uk
Your ref: BTSUB Neighbourhood Development Plan
Our ref: 1100/Neighbourhood Planning/NDP/BTSUB
Date: 22nd October 2020

Sent electronically on 22nd October 2020.

Dear Sir/Madam

**The Environmental Assessment of Plans and Programmes Regulations 2004, Regulation 9
Screening Determination: Bagworth Thornton and Stanton Under Bardon Neighbourhood
Development Plan**

This letter sets out the council's screening opinion concerning the need for SEA and HRA in relation to the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan and as such whether it meets one of the basic conditions that a neighbourhood plan must meet in order to proceed to referendum: that it does not breach, and is otherwise compatible with, EU obligations.

On the basis of the contents of the neighbourhood plan and consultation with the relevant statutory consultation bodies the following determination can be made.

The screening determination is that a **Strategic Environmental Assessment and Habitat Regulations Assessment of the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan is not required** due to there being no adverse comments from the statutory consultation bodies and for the reasons set out in the Bagworth Thornton and Stanton Under Bardon Strategic Environmental Assessment Screening Statement (October 2020).

However, in consultation with Historic England, and the Borough Council's Conservation Officer, it is deemed appropriate that a Heritage Impact Assessment is undertaken for the neighbourhood plan, in order to alleviate concerns regarding the proximity of an allocated site to a listed building. More information on this can be found in the SEA Screening Statement report. Hinckley & Bosworth Borough Council will provide advice to the neighbourhood plan group going forward to confirm what would be required as part of the Heritage Impact Assessment.

Following the determination that a full SEA/HRA is not required, Hinckley and Bosworth Borough Council are of the opinion therefore that the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan is in accordance with the provisions of the European Directive 2001/42/EC as incorporated into UK law by the Environmental Assessment of Plans and Programmes Regulations 2004.

This decision has been based on the information provided in the draft neighbourhood plan itself, and both the SEA Screening Report and the responses by the three statutory consultation bodies. If the contents of the Plan are revised and/or there is a material change in the environmental characteristics in the locality (for example, any additional nature conservation or other historic or natural environment designations), then the comments contained in this decision would need to be reconsidered in order to take account of the changes.

Yours faithfully

Fran Belcher
Planning Officer (Policy)

22nd October 2020



PLAN-IT X
TOWN AND COUNTRY PLANNING SERVICES

Bagworth, Thornton and Stanton-under- Bardon Neighbourhood Plan

Strategic Environmental Assessment Screening Statement

October 2020

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Hinckley & Bosworth
Borough Council

Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan
The Environmental Assessment of Plans and Programmes Regulations 2004
Screening Determination notice under Regulation 9(1)

Regulation 9 of the above Regulations requires Hinckley and Bosworth Borough Council, on behalf of Bagworth Thornton and Stanton Under Bardon Parish Council's (the "responsible authority"), to determine whether the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan is likely to have significant environmental effects.

Hinckley and Bosworth Borough Council, following consultation with the Environment Agency, Natural England and Historic England, has determined that the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan is unlikely to have significant environmental effects. It is therefore considered that a Strategic Environmental Assessment (SEA) is not required. However, on consultation with Historic England, they suggested a Heritage Impact Assessment would be appropriate. More details on this can be found within the finalised SEA report.

This notice fulfils the publicity requirements in accordance with Regulations 11(1) and 11(2). A copy of this screening opinion and the associated screening report will be available on the Council's website or can be viewed at:

Hinckley Hub
Rugby Road
Hinckley
Leicestershire
LE10 0FR

Please note, at the time of issuing this Determination (October 2020), the Hinckley Hub is only open to visitors with pre-appointments and emergencies only due to the coronavirus pandemic. Please check the Borough Council's [Website](#) or call (01455 238141) for the latest information regarding visiting the Hinckley Hub before you make your journey.

For further information, please email planningpolicy@hinckley-bosworth.gov.uk

23rd October 2020



**Hinckley & Bosworth
Borough Council**

**Bagworth, Thornton and Stanton Under Bardon Neighbourhood Plan
Habitat Regulations Assessment Determination**

Schedule 2 of the Neighbourhood Planning (General) Regulations 2012 makes provision in relation to the Habitats Directive. The Directive requires that any plan or project, likely to have a significant effect on a European site, must be subject to an appropriate assessment. To achieve this, paragraph 1 prescribes a basic condition that the making of a neighbourhood plan is not likely to have a significant effect on a European site or a European offshore marine site.

Habitat Regulations Assessment (HRA) screening is a requirement of Regulation 102 of the Conservation of Habitats and Species Regulations 2010. HRA considers the potential adverse impacts of plans and projects on designated Special Areas of Conservation (SACs), classified Special Protection Areas (SPAs) and listed Ramsar sites – collectively known as the Natura 2000 network.

It is the opinion of Hinckley & Bosworth Borough Council that a full Habitats Regulations Appropriate Assessment of the current Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan is not required, as it is unlikely to have a significant effect on any designated sites. The justification for this is contained within the Bagworth Thornton and Stanton Under Bardon Neighbourhood Plan Strategic Environmental Assessment Screening Statement.

A copy of this screening opinion and the associated screening report will be available on the Council's website (Neighbourhood Planning webpage) or can be viewed at:

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23rd October 2020