

From: Zac Denton
Sent: 12 April 2019 13:22
To: Planning.Responses
Cc: Amanda Scholes
Subject: FW: Nightingale site in Arundel - application AB/21/19/T - objection

Please scan as rep

Zachariah Denton | Planning Officer, Planning Department, Directorate of Place, Arun District Council | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF

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Please note this information is given without prejudice and represents the informal view of the officer and not an official opinion of Arun District Council.

From: Kay Wagland [REDACTED]
Sent: 11 April 2019 16:56
To: Zac Denton
Cc: WildCall
Subject: Re: Nightingale site in Arundel - application AB/21/19/T - objection

PS I have spoken to Nick Perks at Padbury who tells me that they would expect to clear the site within days of permission being granted. He was not aware of an ecological survey and assumed Mitie had that in hand.

Kind regards,

Kay

On 11/04/2019 16:53, Kay Wagland wrote:

Hello Zac,

I would like to add this detail (see below) to objections to the above planning application.

I am checking with the SxBRC to see if the nightingale is listed, though all the requirements stand even if it is not.

It seems that Padbury was instructed by Mitie, which manages the site on behalf of BNP Parabus, which is contracted to National Grid. BNP Parabus commissioned clearance work on the site in early May (mid nesting season) 2017. A large swathe was cleared all round the site and the resident nightingale was not heard again that year. I have a letter from BNP Parabus and photos in evidence.

Thanks,

Kay

Kay Wagland

53 Ford Road, Arundel BN18 9EB

On 03/04/2019 11:12, WildCall wrote:

Dear Kay,

Thanks for your email. I've had a look at this application and have a number of concerns.

- The application goes beyond individual tree works/tree felling and will result in complete clearance of the site (approx. 4,000 square metres)
- There are no accompanying ecological surveys for application AB/21/19/T but it does clearly state the work is to facilitate construction of new properties - has this proposed construction been granted permission, nor is there a separate planning application for this? If so, do you have a reference number?
- If permission has already been granted for the construction of these new properties, or if there is a separate planning application in progress, then this may include the required ecological surveys and it would be useful to refer to these.
- If permission for construction of these new properties has not been granted or applied for, then Arun DC should require ecological surveys to be submitted before a decision is made on this application AB/21/19/T. But if the proposed construction has not already been granted permission, then site clearance seems premature at this stage.
- If permitted, clearance should not be undertaken during the bird nesting season (broadly March – August inclusive). All birds, their nests and eggs are protected by law and it is an offence to intentionally kill, injure or take any wild bird, and intentionally take, damage or destroy the nest of any wild bird while it is in use or being built. If clearance does go ahead during the nesting season then the site will need to be surveyed by a qualified ecologist beforehand (usually within c.24 hours of clearance starting) as birds are highly likely to be nesting within such scrubby habitat.
- Known species records held by the Sussex Biodiversity Record Centre (SxBRC) can be supplied on request to help demonstrate the wildlife value of the site or presence of protected species:
<https://sxbrc.org.uk/services/dataRequests.php> (N.B. this will not necessarily provide comprehensive information for the site, since the records held depend on survey effort, so a lack of data does not necessarily imply a low biodiversity value; the site may simply be unrecorded)
- If nightingales are known to use this site, records may have been submitted to SxBRC and formally logged; but if not, or in addition to this, please do submit as much detailed information to Arun DC in response to this consultation as possible.

All the best,
Charlotte

*Thank you for contacting WildCall
We'd welcome your feedback to help improve this free service*

Charlotte Owen
WildCall Officer
Sussex Wildlife Trust's wildlife information service



wildcall@sussexwt.org.uk

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