

From: Simon Davis
Sent: 09 June 2020 17:35
To: Planning Scanning
Subject: FW: P70/19/RES at Summer lane, Pagham

Application Correspondence "Confirmation that Ecologist present on site during works"

From: Daniel O'Shea [REDACTED]
Sent: 09 June 2020 15:56
To: Simon Davis <Simon.Davis@arun.gov.uk>; Peter Drury [REDACTED]
Cc: Justin Mulholland (Drew Smith) [REDACTED]; Lee Howard (Drew Smith) [REDACTED]
Subject: RE: P70/19/RES at Summer lane, Pagham

Good afternoon Simon,

Further to your email below, and your subsequent conversation with my colleague Lee Howard. As you had discussed, please accept this email as formal confirmation that all such works have been carried out in accordance with the approved Ecological Mitigation Strategy and under our Ecologists' supervision as and when necessary. Rest assured we will also continue to do so as required.

Many thanks.

Kind regards,

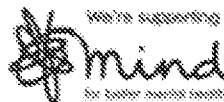
Daniel O'Shea
Planning Manager



Drew Smith Limited
Drew Smith House, Mill Court, The Sawmills, Durley,
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From: Simon Davis <Simon.Davis@arun.gov.uk>
Sent: 08 June 2020 14:27
To: Peter Drury (Drew Smith) [REDACTED]
Cc: Daniel O'Shea (Drew Smith) [REDACTED]; Justin Mulholland (Drew Smith) [REDACTED]; Lee Howard (Drew Smith) [REDACTED]
Subject: FW: P70/19/RES at Summer lane, Pagham

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Dear Peter,

We have had correspondence from the Wildlife Trust to advise that your site clearance works is and has disturbed birds' nests. As you will be aware, under the Wildlife and Countryside Act 1981, it is an offence for any person to intentionally damage or destroy the nest of any wild birds while the nest is in use or being built. Birds nest between March and September and therefore removal of dense bushes, ivy or trees or parts of trees etc. during this period could lead to an offence under the act.

I note that the approved ecological mitigation strategy states that:

4.3.1 All woody habitat not to be retained on site will be removed outside the nesting bird season (which is considered to be March-August inclusive). Vegetation clearance will be undertaken in the following way:

- Vegetation clearance will be undertaken with supervision from an ecologist if considered necessary or via an agreed method statement;*
- In areas where reptiles may be present all vegetation will be cleared to just above ground level to remove nesting bird habitat but not disturb the ground;*
- It is proposed to start works at the end of the nesting bird season in late summer/Autumn 2019;*
- There is potential for ground nesting birds in the open former arable areas of the site. Measures should be undertaken to ensure that vegetation within the works area is not allowed to develop into suitable ground nesting bird habitat in the spring/summer. These should include regular cutting to ground level through this period, or tilling of the ground to ensure it remains bare during the construction process. Pre-construction survey effort of any new works area may be required during the nesting bird season to check there are no ground nesting birds that may be impacted. Where ground nesting birds are present, a suitable buffer zone will be instated with no access to construction until nesting has been completed by the birds in question;*
- It may be possible to sensitively undertake only small amounts of vegetation works during the nesting bird season where such vegetation is able to be checked by a suitably qualified ecologist to determine no nesting birds are impacted.*

Please can you urgently confirm that the strategy is being adhered to or if not that you have an ecologist on site to check the areas being cleared.

I would suggest that this is an example of local resident interest in the site so please make sure that all ongoing works are carried out in accordance with what has been approved and other rules/regulations.

Kind Regards

Simon J Davis MRTPI
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Directorate of Place

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