

Date: 08 March 2023
Our ref: 423680
Your ref: P/22/078/FUL



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BY EMAIL ONLY

Dear Liv,

Planning consultation: P/22/078/FUL Updated HRA for the Isles of Scilly Sea Defences
Location: Lower Town Beach, St Martins

Thank you for your consultation on the above dated 27 February 2023 which was received by Natural England on the same day. The following advice from Natural England is for the application for St Martins (reference P/22/078/FUL) only.

Natural England is a non-departmental public body. Our statutory purpose is to ensure that the natural environment is conserved, enhanced, and managed for the benefit of present and future generations, thereby contributing to sustainable development.

SUMMARY OF NATURAL ENGLAND'S ADVICE

NO OBJECTION - SUBJECT TO APPROPRIATE MITIGATION BEING SECURED

We consider that without appropriate mitigation the application would:

- have an adverse effect on the integrity of the Isles of Scilly SPA
- have an adverse effect on the integrity of the Isles of Scilly Complex SAC

In order to mitigate these adverse effects and make the development acceptable, the following mitigation measures are required:

- All mitigation measures within the submitted HRA appropriately secured via planning permission conditions

Natural England's advice is set out below.

The Conservation of Habitats and Species Regulations 2017 and The Conservation of Offshore Marine Habitats and Species Regulations 2017

Natural England notes that the Habitats Regulations Assessment (HRA) has not been produced by your authority, but by the applicant. As competent authority, it is your responsibility to produce the HRA and be accountable for its conclusions. We provide the advice enclosed on the assumption that your authority intends to adopt this HRA to fulfil your duty as competent authority.

Your appropriate assessment concludes that your authority is able to ascertain that the proposal will not result in adverse effects on the integrity of any of the sites in question. Having considered the assessment, and the measures proposed to mitigate for all identified adverse effects that could potentially occur as a result of the proposal, Natural England advises that we concur with the assessment conclusions, providing works are undertaken in strict accordance with the mitigation measures detailed and these are included within the Construction Environmental Management Plan (CEMP) and appropriately secured in any licence/planning permission issued.

For any queries relating to the content of this letter please contact me using the details below.

For further consultations please email consultations@naturalengland.org.uk.

Yours sincerely,

Gareth Townsend

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Natural England
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