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Borough Council

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Market Bosworth Neighbourhood Development Plan Strategic Environmental Assessment (SEA) Screening Report

*Prepared by Hinckley and Bosworth Borough Council
On behalf of Market Bosworth Parish Council*

May 2014

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

Contents

Section	Title	Page number
1	Introduction	3-4
2	Legislative Background	5
3	Criteria for Determining Likely Significant Effects	6
4	Application of the SEA Directive to Plan and Programmes	7-10
5	Screening Outcome	11
Appendix 1	Listed Building Index	12-13
Appendix 2	Market Bosworth Flood Risk Map	14
Appendix 3	Annex I and Annex II of the SEA Directive	15-19

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

1. Introduction

- 1.1 This screening report is used to determine whether or not the contents of the Market Bosworth Neighbourhood Development Plan (NDP) require a Strategic Environmental Assessment (SEA) in accordance with the European Directive 2001/42/EC and associated Environmental Assessment of Plans and Programmes Regulations 2004.
- 1.2 The designated Market Bosworth Neighbourhood Development Plan Area follows the Market Bosworth Parish boundary exactly.
- 1.3 The purpose of the Market Bosworth Neighbourhood Development Plan is to reflect the aspirations of the community to ensure the plan delivers a well balanced community which maintains the historic environment, safeguards open spaces and maintains Market Bosworth as a great place to live, work and be educated.
- 1.4 The emerging Market Bosworth Neighbourhood Development Plan specifically considers the following:
- The protection and creation of open spaces which includes the provision of a Local Green Space.
 - The development of a mixed use development scheme comprising a site area of 6.81 hectares which includes employment (B1, B2 and B8(0.5 ha to 1ha)), open space, a community facility and approximately 100 new homes.
 - Safeguarding important landscape features such as green fingers of open land penetrating towards the historic core.
 - Safeguarding and enhancing important views and vistas on the approach to Market Bosworth and its Conservation Area.
 - Encouragement for the improvement of broadband and telecommunication services.
 - Reinforcing both the landscape character and historic character of Market Bosworth.
- 1.5 The vision and objectives of the Pre-Submission Draft Market Bosworth Neighbourhood Development Plan (Reg 14) are based on the key issues raised by local people through a series of consultations events. They have been summarised and refined by the Forum¹ to form the basis of the Neighbourhood Development Plan for Market Bosworth.
- 1.6 The vision is:

“Our Neighbourhood Plan provides guidance for planners and developers on how to deliver vision of a vibrant, well-balanced community that continues to be a great place to live, be educated, work and visit whilst maintaining its historic character as a small town with a regular market, attractive

¹ The reference to Forum relates to the community group preparing the NDP under the provisions of Market Bosworth Parish Council as the qualifying body.

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

conservation area and variety of open spaces, which acts as a centre for the surrounding farms and villages.”

1.7 The objectives are:

1. To Identify a preferred site or sites for development that meets the requirements of the Core Strategy whilst being tailored to the needs and context of Market Bosworth.
2. To provide a planning framework for development that:
 - a. Reinforces the quality and character of Market Bosworth
 - b. Is sensitive to the local ambience which combines a thriving and often busy core with nearby areas of tranquil open space
 - c. Protects and enriches the landscape
 - d. Takes account of the impact of new development on the Conservation Area and other heritage assets.
3. To prioritise local distinctiveness in every element of change and future development
4. To strengthen and support economic activity within the plan area
5. To seek improvements to traffic flow, congestion and parking
6. To seek improvements of digital connectivity
7. To maintain and improve local facilities and services for existing and new residents.

2. Legislative Background

- 2.1 The legislation set out below outlines the regulations that require the need for this screening exercise. Section 4, provides a screening assessment of the likely significant environmental effects of the NDP and the need for a full SEA.
- 2.2 The basis for Strategic Environmental Assessments and Sustainability Appraisal legislation is European Directive 2001/42/EC and was transposed into English Law by the Environmental Assessment of Plans and Programmes Regulations 2004, or SEA Regulations. Detailed guidance of these regulations can be found in the Government publication ['A Practical Guide to the Strategic Environmental Assessment Directive'](#) (ODPM 2005).
- 2.3 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 development plan is not likely to have a significant effect on a European site or a European offshore marine site. Paragraphs 2 to 5 of the schedule amend the Conservation of Habitats and Species Regulations 2010 so as to apply its provisions to Neighbourhood orders and Neighbourhood Plans.
- 2.4 Schedule 3 of the Neighbourhood Planning (General) Regulations 2012 makes provision in relation to the Environmental Impact Assessment (EIA) Directive. The Directive requires that EIA development must be subject to a development consent process. To enable this, Schedule 3 prescribes a basic condition that applies where development which is the subject of a proposal for a Neighbourhood Development Plan is of a type caught by the EIA Directive, and applies the relevant provisions of the Town and Country Planning (Environmental Impact Assessment) Regulations 2011(3) (the EIA Regulations) with appropriate modifications (Regulation 33 and Paragraphs 1 to 4 and 6 of Schedule 3). Paragraphs 5 and 7 to 13 of Schedule 3 correct errors in the EIA regulations.
- 2.5 This report focuses on screening for SEA and the criteria for establishing whether a full assessment is needed in light of the Sustainability Appraisal undertaken for the Core Strategy in 2009 and the Site Allocations and Development Management Policies DPD in 2014. A copy of these reports is included on a CD accompanying this document.

3. Criteria for determining the likely significant effects

Criteria for determining the likely significant effects referred to in Article 3(5) of Directive 2001/42/EC are set out below:

1. The characteristics of neighbourhood plans (“plan”), having regard, in particular, to

- The degree to which the plan sets a framework for projects and other activities, either with regard to the location, nature, size and operating conditions or by allocating resources,
- The degree to which the plan influences other plans and programmes including those in a hierarchy,
- The relevance of the plan for the integration of environmental considerations in particular with a view to promoting sustainable development,
- Environmental problems relevant to the plan,
- The relevance of the plan for the implementation of Community legislation on the environment (e.g. plans and programmes linked to waste-management or water protection).

2. Characteristics of the effects and of the area likely to be affected, having regard, in particular, to

- The probability, duration, frequency and reversibility of the effects,
- The cumulative nature of the effects,
- The trans boundary nature of the effects
- The risk to human health or the environment (e.g. due to accidents),
- The magnitude and spatial extent of the effects (geographical area and size of the population likely to be affected),

The value and vulnerability of the area likely to be affected due to:

- Special natural characteristics or cultural heritage,
- Exceeded environmental quality standards or limit values,
- Intensive land-use,
- The effects on areas or landscapes which have a recognised national, community or international protection status.

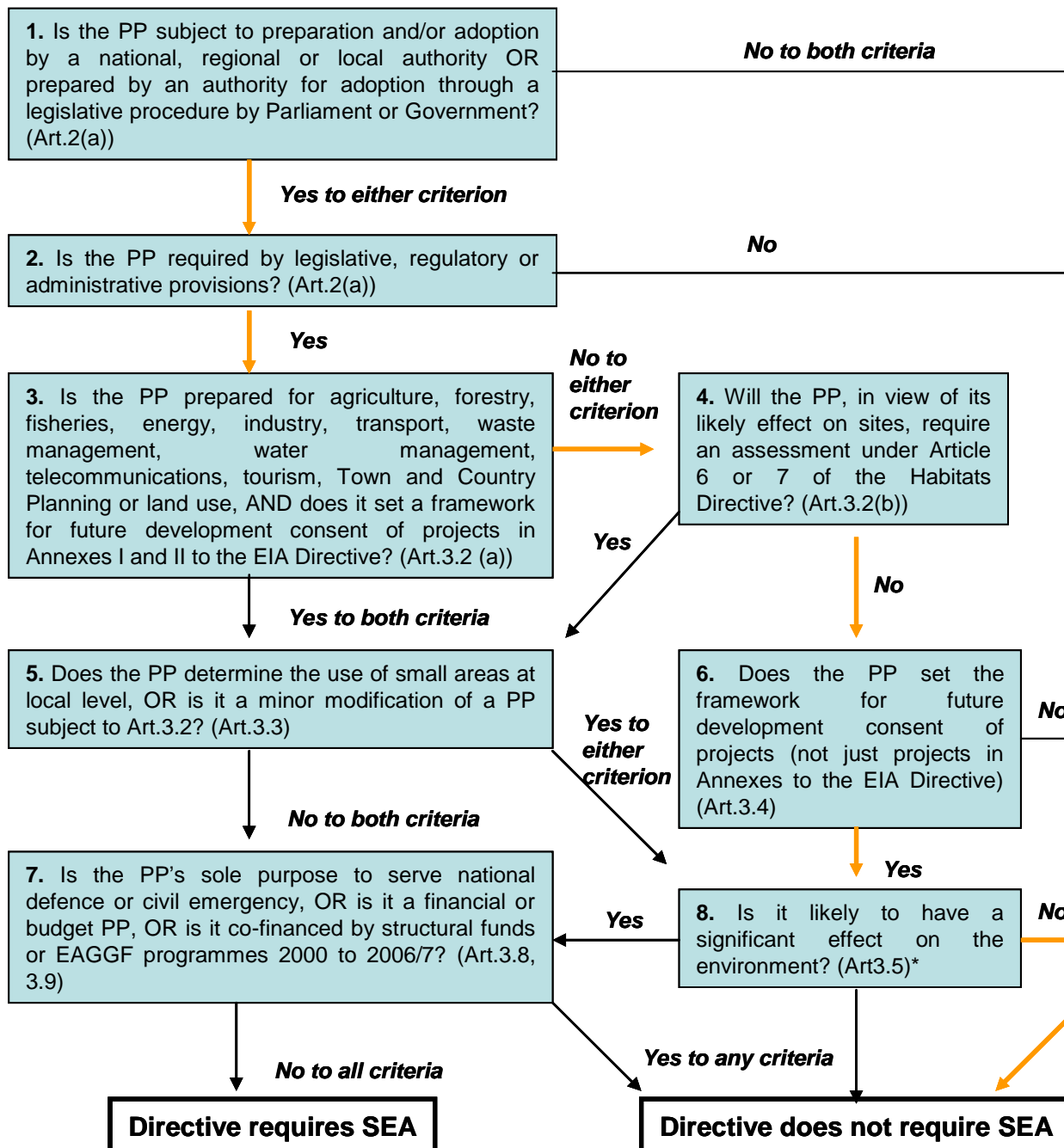
Source: Annex II of SEA Directive 2001/42/EC

4. Application of the SEA Directive to Plans and Programmes

Application of the SEA Directive to plans and programmes

This diagram is intended as a guide to the criteria for application of the Directive to plans and programmes (PPs). It has no legal status.

The orange arrow denotes the process of assessment for the Market Bosworth NDP



* The Directive requires Member States to determine whether plans or programmes in this category are likely to have significant environmental effects. These determinations may be made on a case by case basis and/or by specifying types of plan or programme.

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

Stage	Yes/No	Reason
1. Is the NDP subject to preparation and/or adoption by a national, regional or local authority OR prepared by an authority for adoption through a legislative procedure by parliament or Government? (Art.2 (a)).	Y	The preparation of and adoption of the NDP is allowed under The Town and Country Planning Act 1990 (TCPA 1990) as amended by the Localism Act 2011. The NDP will be prepared by Market Bosworth Parish Council (as the 'relevant body') and will be 'made' by Hinckley & Bosworth Borough Council as the local authority. The preparation of the NDP is subject to the following regulations: The Neighbourhood Planning (General) Regulations 2012 and The Neighbourhood Planning (Referendums) Regulations 2012.
2. Is the NDP required by legislative, regulatory or administrative provisions? (Art.2 (a))	Y	Whilst the NDP is not a requirement and is optional under the provisions of the TCPA 1990 as amended by the Localism Act 2011, it will if 'made', form part of the development plan for the Borough. It is therefore important that the screening process considers whether it is likely to have significant environmental effects and hence whether an SEA is required under the Directive.
3. Is the NDP prepared for agriculture, forestry, fisheries, energy, industry, transport, waste management, water management, telecommunications, tourism, town and country planning or land use AND does it set a framework for future development consent of projects in Annexes I and II (see appendix 2) to EIA Directive? (Art 3.2 (a)).	N	Whilst the NDP covers a wide range of land use issues and allocations, it does not set the framework for future development consent of projects in Annexes I and II to the EIA Directive (see appendix 2 for list).
4. Will the NDP, in view of its likely effect on sites, require an assessment for future development under Article 6 or 7 of the Habitats Directive? (Art. 3.2 (b))	N	<p>Part of the River Mease (not part of the SAC) passes through the Borough coming in from Snareston over the border of Hinckley and Bosworth Borough Council, flowing shortly after towards Swepestone. In addition three tributaries of the river flow down towards and through Norton juxta Twycross, ending to the east, west and north of Norton juxta Twycross.</p> <p>The Neighbourhood Plan area of Market Bosworth stands approximately 7 Km (as the crow flies) from this part of the River Mease and as such the NDP is not considered to have any impact on the Natura 2000 network of protected sites. This conclusion was also confirmed through the Core Strategy "Scoping the Need for an Appropriate Assessment of Hinckley &</p>

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

		Bosworth Core Strategy” in which Natural England (12 th January 2008) confirmed the scoping satisfactorily demonstrated the provisions of the Habitats Regulations had been considered.
5. Does the NDP determine the use of small areas at local level, OR is it a minor modification of a PP subject to Art 3.2? (Art 3.3)	Y	Determination of small sites at local level.
6. Does the NDP set the framework for future development consent of projects (not just projects in annexes to the EIA Directive)(Art 3.4)	Y	The NDP is to be used for determining future planning applications.
7. Is the NDP’s sole purpose to serve the national defence or civil emergency, OR is it a financial or budget PP, OR is it co-financed by structural funds or EAGGF programmes 2000 to 2006/7 (Art 3.8, 3.9)	N	
8. Is it likely to have a significant effect on the environment?	N	<p>The NDP is locally specific and seeks to meet the requirements established in the adopted Core Strategy (with flexibility for additional growth) and largely mirrors allocations and proposals presented in the Pre-submission Site Allocations and Development Management Policies DPD which has been subject to a Sustainability Appraisal.</p> <p>Part of the River Mease (not part of the SAC) passes through the Borough coming in from Snareston over the border of Hinckley and Bosworth Borough Council, flowing shortly after towards Swepestone. In addition three tributaries of the river flow down towards and through Norton juxta Twycross, ending to the east, west and north of Norton juxta Twycross.</p> <p>There are no Natura 2000 sites within the NDP boundary (the parish of Market Bosworth) or within close proximity. In addition no area of Special Scientific Interest (SSSI) stand within the NDP area or directly adjacent to the boundary. There are no international or nationally recognised landscape designations within the NDP area or directly adjacent its boundary.</p>

Strategic Environmental Assessment Screening Report
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		<p>Flood risk is not a particular issue within the settlement of Market Bosworth due its elevated topography as a hilltop settlement however two areas of flood risk stand within the parish/NDP area. A band of Flood Risk Zone 2 and 3 spans east to west along the southern and northern parish boundaries. The northern flood zone stands approximately 1km north of the proposed mixed-use development site and the southern flood zone stands approximately 1.6km south of the proposed mixed-use development site. Therefore the NDP is not proposing any development within these flood risk zones and will also ensure that any appropriate development only takes place in suitable locations which will not increase the risk of flooding in the vicinity or the wider area.</p> <p>More locally, there are designated Local Wildlife Sites in the Parish and these will be identified and protected through the provisions of the NPPF, saved policies of the Local Plan, adopted Core Strategy and through the emerging Development Management policies, when adopted in addition to the protections within the NDP. The NDP is not proposing any development within a Local Wildlife Site.</p> <p>The designated Heritage Assets i.e. Listed Buildings, Scheduled Monuments and the Conservation Area, in addition to the identification of locally important heritage assets, within the NDP area are recognised within the document (see appendix 1). A central objective of the plan is to conserve and enhance the areas heritage and this is a central tenant of NDP policy.</p> <p>Therefore the level of development proposed (approx 100 dwellings and 0.5-1 ha employment provision) and planning policies are not expected to have a significant environmental impact, in so far as they will be localised and minimised.</p>
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Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

5. Screening Outcome

- 5.1 As a result of the assessment in section 4, it is unlikely there will be any significant environmental effects arising from the Market Bosworth Neighbourhood Development Plan that were not covered in the Sustainability Appraisal of the Core Strategy (2009) or the Pre-submission Site Allocations and Development Management Policies DPD. As such, it is the opinion of Hinckley and Bosworth Planning Authority that the Market Bosworth Neighbourhood Development Plan does not require a full SEA to be undertaken.
- 5.2 In addition the Neighbourhood Development Plan Area is not in close proximity to any European designated nature sites (and) so does not require an Appropriate Assessment under the EU Habitats Regulations.

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

Appendix 1

Listed Buildings Index

Listed Buildings in Market Bosworth Conservation Area*					
1	Home Farm Cottage, Barton Road	21	3 and 3a Market Place	41	23 Station Road
2	Barns at Home Farm Cottage, Barton Road	22	The Wheatsheaf, Market Place	42	25 Station Road
3	The Grey House, Church Street	23	9 Market Place	43	27 Station Road
4	5 Church Street	24	Old Black Horse PH, Market Place	44	Dixie Grammar School, Station Road
5	St Peter's Church, Church Street	25	19-23 (odd) Market Place	45	Former Bank, Station Road
6	1 Main Street	26	25 Market Place	46	Pump, Sutton Lane
7	3 Main Street	27	K6 Telephone Kiosk, Market Place	47	9 Sutton Lane
8	5 and 7 Main Street	28	26 Park Street	48	Screen Wall to Front of Hall
9	The Old Club House, Main Street	29	28 Park Street	49	Screen Wall to Hall Garden
10	Dower House, 39 Main Street	30	30 Park Street	50	Iron Bridge
11	2 Main Street	31	31 Park Street	51	South Bridge over Moat
12	4 and 6 Main Street	32	C of E School, Park Street	52	Walled Garden, Greenhouses and Tower
13	Dixie Arms PH, Main Street	33	The Old Rectory, Rectory Lane	53	Triumphal Arch
14	10 and 12 Main Street	34	Rainbow Cottage, Shenton Lane	54	Dogs Grave
15	Red Lion PH, Main Street	35	1 Station Road	55	Ice House
16	War Memorial, Market Place	36	3 and 5 Station Road	56	163 The Park
17	4 and 6 Market Place	37	7, 9, 11 Station Road	57	Gate Piers to Bosworth Park, The Park
18	12-18 (even) Market Place	38	Glebe Farmhouse, Station Road	58	Bosworth Hall
19	20 Market Place	39	17 and 19 Station Road	59	Warwick House, Warwick Lane
20	1 Market Place	40	21 Station Road	60	2 and 4 Warwick Lane
Listed Buildings in Market Bosworth Parish (not within Conservation Area)					
	8 and 10 Market place		The Hercules Monument, The Park		Former dairy at Coton Priory Farm, Coton Lane
	Westhaven Court, 18 to 21 Station Road		Coton Priory Farmhouse, Coton Lane		Range of buildings at Coton Priory Farm, Coton Lane
	Two Horse Memorials, Bosworth		Aylesbook Cottage, Station Road		

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

	Park				
Unlisted Buildings of Local Historic or Architectural Importance in Market Bosworth*					
A	Former Police House and Police Station, Market Place	J	23 Sutton Lane	S	Chapel, Barton Road
B	Bakery Cottage	K	18 Shenton Lane	T	Moorland House, Barton Road
C	Oakwood, 4 Rectory Lane	L	14 Shenton Lane	U	Beech House, Church Street
D	6-10 Rectory Lane	M	29 Station Road	V	Holy Bones, Church Street
E	Old Coach House, Rectory Lane	N	Former Chapel, Station Road	W	9-11 Park Street
F	6-10 Sutton Lane	O	Old Masters House, Back Lane	X	Blacksmiths House and Forge, Park Street
G	12-14 Sutton Lane	P	Old Coach House, Back Lane	Y	12-16 Park Street
H	18 and 20 Sutton Lane	Q	9-27 Main Street	Z	22-24 Park Street
I	24 Sutton Lane	R	29-37 Main Street		

* The Listed Buildings Index and Unlisted Buildings of Local Historic or Architectural Importance are derived from the Market Bosworth Conservation Area Appraisal and Management Plan (May 2014). The associated numbers and letter correlate to those provided within the Conservation Area Appraisal and Management Plan.



Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

Appendix 3

Annex I and II of SEA Directive 2001/42/EC

Annex I

1. Crude-oil refineries (excluding undertakings manufacturing only lubricants from crude oil) and installations for the gasification and liquefaction of 500 tonnes or more of coal or bituminous shale gas per day.
2. Thermal power stations and other combustion installations with a heat output of 300 megawatts or more and nuclear power stations and other nuclear reactors (except research installations for the production and conversion of fissionable and fertile materials, whose maximum power does not exceed 1 kilowatt continuous thermal load).
3. Installations solely designed for permanent storage or final disposal of radioactive waste.
4. Integrated works for the initial melting of cast-iron and steel.
5. Installations for the extraction of asbestos and for the processing and transformation of asbestos and products containing asbestos: for asbestos-cement products, with an annual production of more than 20,000 tonnes of finished products, for friction material, with an annual production of more than 50 tonnes of finished products, and for other uses of asbestos, utilisation of more than 200 tonnes per year.
6. Integrated chemical installations
7. Construction of motorways, express roads (1) and lines for long-distance railway traffic and of airports (2) with a basic runway length of 2,100 metres or more.
8. Trading ports and also inland waterways and ports for inland-waterway traffic which permit the passage of vessels of over 1350 tonnes.
9. Waste-disposal installations for the incineration, chemical treatment or landfill of toxic and dangerous wastes.

(1) For the purposes of the directive, 'express road' means a road which complies with the definition in the European Agreement on main international traffic arteries of 15 November 1975.

(2) For the purposes of this Directive, 'airport' means airports which comply with the definition in the 1944 Chicago Convention setting up the International Civil Aviation Organisation (annex 14)

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

Annex II

1. Agriculture

- a) Projects for the restructuring of rural land holdings.
- b) Projects for the use of uncultivated land use or semi-natural areas for intensive agricultural purposes
- c) Water-management projects for agriculture
- d) Initial afforestation where this may lead to adverse ecological changes and land reclamation for the purposes of conversion to another type of land use.
- e) Poultry-rearing installations.
- f) Pig-rearing installations.
- g) Salmon Breeding
- h) Reclamation of land from the sea

2. Extractive Industry

- a) Extraction of peat
- b) Deep drillings with the exception of drillings for investigating the stability of the soil and in particular:
 - Geothermal drilling
 - Drilling for the storage of nuclear waste material
 - Drilling for water supplies
- c) Extraction of minerals other than metalliferous and energy-producing minerals, such as marble, sand, gravel, shale, salt, phosphates and potash.
- d) Extraction of coal and lignite by underground mining
- e) Extraction of coal and lignite by open-cast mining
- f) Extraction of petroleum
- g) Extraction of natural gas
- h) Extraction of ores
- i) Extraction of bituminous shale
- j) Extraction of mineral other than metalliferous and energy-producing minerals by open-cast mining.
- k) Surface industrial installations for the extraction of coal, petroleum, natural gas and ores, as well as bituminous shale
- l) Coke ovens (dry coal distillation).
- m) Installations for the manufacture of cement.

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

3. Energy Industry

- a) Industrial installations for the production of electricity, steam and hot water (unless included in Annex I)
- b) Industrial installations for carrying gas, steam and hot water; transmission of electrical energy by overhead cables
- c) Surface storage of natural gas.
- d) Underground storage of combustible gases.
- e) Surface water storage
- f) Industrial briquetting of coal and lignite
- g) Installations for the production or enrichment of nuclear fuels.
- h) Installations for the reprocessing of irradiated nuclear fuels.
- i) Installations of collection and processing of radioactive waste (unless included in Annex I)
- j) Installations for hydroelectric energy production.

4. Processing of metals

- a) Iron and steelworks, including foundries, forges, drawing plants and rolling mills (unless included in Annex I)
- b) Installations for the production, including smelting, refining, drawing and rolling, of nonferrous metals, excluding precious metals.
- c) Pressing, drawing and stamping of large castings.
- d) Surface treatment and coating of metals.
- e) Boilermaking, manufacture of reservoirs, tanks and other sheet-metal containers.
- f) Manufacture and assembly of motor vehicles and manufacture of motor-vehicle engines.
- g) Shipyards.
- h) Installations for the construction and repair of aircraft.
- i) Manufacture of railway equipment.
- j) Swaging by explosives.
- k) Installations for the roasting and sintering of metallic ores.

5. Manufacture of glass

6. Chemical Industry

- a) Treatment of intermediate products and production of chemicals (unless included in Annex I)
- b) Production of pesticides and pharmaceutical products, paint and varnishes, elastomers and peroxides.
- c) Storage facilities for petroleum, petrochemical and chemical products.

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

7. Food Industry

- a) Manufacture of vegetable and animal oils and fats
- b) Packing and canning of animal and vegetal products.
- c) Manufacture of dairy products
- d) Brewing and malting
- e) Confectionery and syrup manufacture.
- f) Installations for the slaughter of animals
- g) Industrial starch manufacturing installations
- h) Fish-meal and fish-oil factories
- i) Sugar factories

8. Textile, leather, wood and paper industries

- a) Wool scouring, degreasing and bleaching factories.
- b) Manufacture of fibre board, particle board and plywood.
- c) Manufacture of pulp, paper and board.
- d) Fibre-dyeing factories
- e) Cellulose-processing and production installations
- f) Tannery and leather-dressing factories.

9. Rubber Industry

- a) Manufacture and treatment of elastomer-based products

10. Infrastructure Projects

- a) Industrial-estate development projects.
- b) Urban-development projects.
- c) Ski-lifts and cable-cars.
- d) Construction of roads, harbours, including fishing harbours, and airfields (projects not listed in Annex I).
- e) Canalisation and flood-relief works
- f) Dams and other installations designed to hold water or store it on a long-term basis
- g) Tramways, elevated and underground railways, suspended lines or similar lines of a particular type, used exclusively or mainly for passenger transport.
- h) Oil and gas pipeline installations.

Strategic Environmental Assessment Screening Report
Market Bosworth Neighbourhood Development Plan

- i) Installation of long-distance aqueducts.
- j) Yacht marinas

11. Other projects

- a) Holiday villages, hotel complexes.
- b) Permanent racing and test tracks for cars and motor cycles.
- c) Installations for the disposal of industrial and domestic waste (unless included in Annex I).
- d) Waste water treatments plants.
- e) Sludge-deposition sites.
- f) Storage of scrap iron.
- g) Test benches for engines, turbines or reactors.
- h) Manufacture of artificial mineral fibres.
- i) Manufacture, packing, loading or placing in cartilages of gunpowder and explosives.
- j) Knackers' yard.

12. Modifications to development projects included in Annex I and projects in Annex I undertaken exclusively or mainly for the development and testing of new methods or products and not used for more than one year.

Steve Atkinson MA(Oxon) MBA FioD FRSA
Chief Executive



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Please Ask For: David Kiernan
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Date: 9th May 2014

Mr Geoff Platts
Planning Specialist Sustainable Places
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Trentside Offices
Scarrington Road
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NG2 5FA

Dear Mr Geoff Platts

**The Environmental Assessment of Plans and Programmes Regulations 2004,
Regulation 9 Screening Determination: Market Bosworth Neighbourhood
Development Plan**

European Union Directive 2001/42/EC requires a Strategic Environmental Assessment to be undertaken for certain types of plans and programmes that would have a significant environmental effect. The Environmental Assessment of Plans and Programmes Regulations 2004 (the regulations) require that this is determined by a screening process, which should use a specified set of criteria (set out in schedule 1 of the regulations). The results of this process must be set out in an SEA Screening Statement, which must be publicly available.

In accordance with Regulation 9 of the SEA Regulations 2004, Hinckley and Bosworth Borough Council as the determining authority, consider that an environmental assessment of the emerging Market Bosworth Neighbourhood Development Plan is not required as it is unlikely to have significant environmental effects. In making this determination, the Borough Council has had regard to Schedule 1 of the regulations. However, this is in advance of the requirements to consult the statutory consultees of The Environment Agency, Natural England and English Heritage. This letter is a formal request for an opinion on this matter.

Attached to this correspondence is the draft screening determination of the need to carry out a Strategic Environmental Assessment for the Market Bosworth Neighbourhood Development Plan and is made in accordance with the regulations.



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A CD containing the Pre-submission draft Market Bosworth Neighbourhood Development Plan is also included with this letter. This document is in its final draft prior to formal consultation with statutory consultees, stakeholders and the local community. The CD also contains copies of;

- Hinckley and Bosworth Core Strategy Sustainability Appraisal
- Hinckley and Bosworth Development Management Policies and Site Allocations DPD Sustainability Appraisal Report Parts 1 and 1.

We would ask that you respond to the draft screening opinion by 7th July 2014. If no response has been received to the Borough Council by this date it will be assumed that the draft screening opinion is correct and a Strategic Environmental assessment is not required.

Yours faithfully

Mr David Kiernan, MASP MRTPI
Planning Policy Officer

Steve Atkinson MA(Oxon) MBA FioD FRSA
Chief Executive



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Date: 9th May 2014

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We would ask that you respond to the draft screening opinion by 7th July 2014. If no response has been received to the Borough Council by this date it will be assumed that the draft screening opinion is correct and a Strategic Environmental assessment is not required.

Yours faithfully

Mr David Kiernan, MASP MRTPI
Planning Policy Officer

Steve Atkinson MA(Oxon) MBA FioD FRSA
Chief Executive



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Borough Council**

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Please Ask For: David Kiernan
Direct Dial/Ext: 01455 255898
Email: david.kiernan@hinckley-bosworth.gov.uk
Date: 9th May 2014

Roslyn Deeming
Natural England Adviser
Natural England
Land Use Operations (Nottingham)
Ceres House
2 Searby Road
Lincoln
LN2 3LP

Dear Roslyn Deeming

**The Environmental Assessment of Plans and Programmes Regulations 2004,
Regulation 9 Screening Determination: Market Bosworth Neighbourhood
Development Plan**

European Union Directive 2001/42/EC requires a Strategic Environmental Assessment to be undertaken for certain types of plans and programmes that would have a significant environmental effect. The Environmental Assessment of Plans and Programmes Regulations 2004 (the regulations) require that this is determined by a screening process, which should use a specified set of criteria (set out in schedule 1 of the regulations). The results of this process must be set out in an SEA Screening Statement, which must be publicly available.

In accordance with Regulation 9 of the SEA Regulations 2004, Hinckley and Bosworth Borough Council as the determining authority, consider that an environmental assessment of the emerging Market Bosworth Neighbourhood Development Plan is not required as it is unlikely to have significant environmental effects. In making this determination, the Borough Council has had regard to Schedule 1 of the regulations. However, this is in advance of the requirements to consult the statutory consultees of The Environment Agency, Natural England and English Heritage. This letter is a formal request for an opinion on this matter.

Attached to this correspondence is the draft screening determination of the need to carry out a Strategic Environmental Assessment for the Market Bosworth Neighbourhood Development Plan and is made in accordance with the regulations.



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INVESTOR IN PEOPLE

A CD containing the Pre-submission draft Market Bosworth Neighbourhood Development Plan is also included with this letter. This document is in its final draft prior to formal consultation with statutory consultees, stakeholders and the local community. The CD also contains copies of;

- Hinckley and Bosworth Core Strategy Sustainability Appraisal
- Hinckley and Bosworth Development Management Policies and Site Allocations DPD Sustainability Appraisal Report Parts 1 and 1.

We would ask that you respond to the draft screening opinion by 7th July 2014. If no response has been received to the Borough Council by this date it will be assumed that the draft screening opinion is correct and a Strategic Environmental assessment is not required.

Yours faithfully

Mr David Kiernan, MASP MRTPI
Planning Policy Officer

Hinckley & Bosworth BC
Council Offices Argents Mead
Hinckley
Leicestershire
LE10 1BZ

Our ref: LT/2006/000101/SE-
02/DS1-L01

Your ref:

Date: 02 June 2014

Dear Sir/Madam

**Market Bosworth Neighbourhood Development Plan
Strategic Environmental Assessment Screening Determination**

Thank you for consulting the Environment Agency on your Strategic Environment Assessment for the above Neighbourhood Plan.

We are the main Agency providing advice on improving resilience and adaptation to the effects of climate change, with particular regard on flood risk, water resources, water quality and aquatic biodiversity. We strive to make a positive contribution through our Statutory Consultee role and we hope you will find our comments useful.

We have considered the content of the Strategic Environmental Assessment Screening Report (Draft), in particular Section 4 'Assessment' of the report and can confirm that there are unlikely to be any significant environmental effects arising from the Neighbourhood Plan and therefore we have no further comments to make.

We trust that our comments are useful to you in taking forward the Neighbourhood Plan. Please do not hesitate to contact me should you wish to discuss any aspect of this letter.

Yours faithfully

MR GEOFF PLATTS
Planning Specialist Sustainable Places

Direct dial 0115 8463622
Direct e-mail geoff.platts@environment-agency.gov.uk

Environment Agency
Trentside Offices, Scarrington Road, West Bridgford, Nottingham, NG2 5FA.
Customer services line: 03708 506 506
www.gov.uk/environment-agency
Cont/d..

From: Searson, Claire [Claire.Searson@english-heritage.org.uk]

Sent: 03 July 2014 16:50

To: David Kiernan

Subject: RE: Market Bosworth NP SEA screening

Dear David,

Further to your letter regarding SEA Screening for the Neighbourhood Plan at Market Bosworth, we are minded to agree that SEA is not required.

We have read the contents of the draft plan and consider that the inclusion of a policy for designated heritage assets is a missed opportunity (as stated in our informal email exchange in May). We look forward to engaging further in the formal consultation of this document, anticipated shortly. In the mean time, I am happy to discuss these matters with the forum if this is helpful to them.

Kind Regards,

Claire

Claire Searson | Historic Environment Planning Adviser |
Direct Line: 01777 860072 (Mon, Weds-Fri) 01604 735447 (Tues Only)
Mobile phone: 07917 596058

English Heritage | East Midlands | 44 Derngate |
Northampton | NN1 1UH

www.english-heritage.org.uk

From: David Kiernan [mailto:David.Kiernan@hinckley-bosworth.gov.uk]

Sent: 06 May 2014 12:34

To: Searson, Claire

Subject: RE: Heritage Neighbourhood Plan Policy

Hi Claire,

Thank you for your prompt response.

The plan includes an objective to conserve and enhance heritage assets and maintain the character of Market Bosworth but the policy provided is the only policy explicitly on the protection of heritage assets.

In relation to the local list, this is currently being finalised by the borough council with formal endorsement in the next couple of weeks. This has been prepared by the borough council in conjunction with the neighbourhood forum and the Market Bosworth Society (a local heritage group).

I will forward through your email to the forum and advise they examine the guidance you've provided.

It is anticipated that English Heritage will be consulted formally of the Market Bosworth Neighbourhood Forum in June/July 2014.

Many Thanks

David Kiernan

David Kiernan Bsc (Hons), MASP, MRTPI

Planning Policy Officer
Development Services

Hinckley & Bosworth Borough Council,

Hinckley Hub,

Rugby Road,

Hinckley,

LE10 0FR

From: Searson, Claire [mailto:Claire.Searson@english-heritage.org.uk]

Sent: 06 May 2014 12:12

To: David Kiernan

Subject: RE: Heritage Neighbourhood Plan Policy

Dear David,

Many thanks for your email.

We are pleased to note that historic environment in Market Bosworth will feature in their draft Neighbourhood Plan - the settlement has an extensive historic environment characterised by a number of designated and non-designated heritage assets.

In terms of policies to include, our website provides broad guidance on this, which may be helpful:

<http://www.english-heritage.org.uk/caring/get-involved/improve-your-neighbourhood/neighbourhood-plan-policies/>

As a general point, it is not clear from your email whether there are to be other policies for the historic environment in the plan as well - we consider that there

should be policies for designated heritage assets in addition to non-designated heritage assets as the NPPF requires only compliance with strategic policies of a local plan (i.e. the core strategy) and outside of these elements, the neighbourhood plan will take precedence over any non-strategic policies.

With regard to the policy copied to me in your email, we wish to clarify the scope of the list - have these been identified locally or are the assets on the list already identified by yourselves and the neighbourhood plan seeks to provide further clarity on how these should be considered? The reason I ask is that we have recently been made aware of an Inspector querying this very thing as it is not possible for Neighbourhood Plans themselves to 'designate' non-designated heritage assets, rather it is the role of the LPA to identify these (as stated in the definition of Heritage Assets as set out in the NPPF).

Should the latter be the case, we feel that this can be overcome by formal LPA support in recognising these as non-designated heritage assets and this being reflected within the HER.

With regard to the specific policy wording, this is brief, although NPPF compliant in its terminology and stance. The community involved in developing this plan may wish to augment this further, providing more detail on what considerations should be made, for example, through design, massing, siting, materials, use etc.

I'm happy to further discuss the above with you. I couldn't find a telephone number for you, but do give me a call if you want to discuss this over the phone.

Kind Regards,

Claire

Claire Searson | Historic Environment Planning Adviser |
Direct Line: 01777 860072 (Mon, Weds-Fri) 01604 735447 (Tues Only)
Mobile phone: 07917 596058

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Northampton | NN1 1UH

www.english-heritage.org.uk

From: David Kiernan [mailto:David.Kiernan@hinckley-bosworth.gov.uk]

Sent: 06 May 2014 10:26

To: Searson, Claire

Subject: Heritage Neighbourhood Plan Policy

Morning Claire,

There is currently a Neighbourhood Development Plan currently being produced by Market Bosworth.

They are currently drafting their development management policies which will be subject to public consultation shortly.

However they have prepared a local heritage asset list and I was hoping you could take a very quick look over it and tell me what you think.

I have included the policy wording underneath in blue.

Any assistance you could provide would be greatly appreciated.

Regards

David Kiernan

Objective: Respect and enhance assets identified on the Local Heritage Asset list.

POLICY CE2:

New development should always seek to make a positive contribution to the significance of heritage assets identified in the Local Heritage Asset List.

David Kiernan Bsc (Hons), MASP, MRTPI

Planning Policy Officer
Development Services

Hinckley & Bosworth Borough Council,

Hinckley Hub,

Rugby Road,

Hinckley,

LE10 0FR

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