



Date: 3 October 2025

Our ref: 09808

Joanne Fisher
Mid Sussex District Council
Oaklands Road
Haywards Heath
West Sussex
RH16 1SS

By email only: Planning Department, planninginfo@midsussex.gov.uk

Thank you for requesting advice on this discharge of condition from Place Services' ecological advice service. This service provides advice to planning officers to inform Mid Sussex District Council planning decisions with regard to potential ecological impacts from development. Any additional information, queries or comments on this advice that the applicant or other interested parties may have, must be directed to the Planning Officer who will seek further advice from us where appropriate and necessary.

Application: DM/25/2142
Location: Land At 147 To 149 College Lane Hurstpierpoint West Sussex
Proposal: Discharge of BNG condition 1 of planning application DM/25/1379

Thank you for consulting Place Services on the above discharge of condition application. We can only comment on conditions related to ecology.

Conditions

Biodiversity Net Gain – Condition 1

This permission is considered to be one which will require the approval of a biodiversity gain plan before development is begun (which includes demolition) because none of the statutory exemptions or transitional arrangements are considered to apply.

Comments

We have reviewed the submitted documents submitted to discharge the Biodiversity Gain Condition. This includes:

- Biodiversity Net Gain (Derek Finnie Associates Ltd, April 2024)
- The covering letter

We have also reviewed the Statutory Biodiversity Metric – Calculation Tool submitted as part of the application, as the landscape has not changed since the original submission.

It is highlighted that the following information should be included as part of 'Biodiversity Gain Plan' for non-phased developments:

Paragraph 14(2) of Schedule 7A of the Town and Country Planning Act 1990 (as amended)

A Biodiversity Gain Plan must include the following matters:

- *information about the steps taken or to be taken to minimise the adverse effect of the development on the biodiversity of the onsite habitat and any other habitat;*
- *the pre-development biodiversity value of the onsite habitat;*
- *the post-development biodiversity value of the onsite habitat;*
- *any registered off-site biodiversity gain allocated to the development and the biodiversity; and*
- *any biodiversity credits purchased for the development.*

Articles 37C(2) and 37C(4) of The Town and Country Planning (Development Management Procedure) (England) Order 2015

The following specified matters are required for Mandatory BNG, where development is not to proceed in phases:

- *name and address of the person completing the Plan, and (if different) the person submitting the Plan;*
- *a description of the development and planning permission reference number (to which the plan relates);*
- *the relevant date, for the purposes of calculating the pre-development biodiversity value of onsite habitats and if proposing an earlier date, the reasons for using this earlier date;*
- *the completed biodiversity metric calculation tool(s), stating the publication date of the tool(s), and showing the calculation of the pre-development onsite value on the relevant date, and post-development biodiversity value;*
- *a description of arrangements for maintenance and monitoring of habitat enhancement to which paragraph 9(3) of Schedule 7A to the 1990 Act applies (habitat enhancement which must be maintained for at least 30 years after the development is completed);*
- *(except for onsite irreplaceable habitats) a description of how the biodiversity gain hierarchy will be followed and where to the extent any actions (in order of priority) in that hierarchy are not followed and the reason for that;*
- *pre-development and post-development plans showing the location of onsite habitat (including any irreplaceable habitat) on the relevant date, and drawn to an identified scale and showing the direction of North;*
- *a description of any irreplaceable habitat on the land to which the plan relates which exist on the relevant date, and any part of the development for which planning permission is granted where the onsite habitat of that part is irreplaceable habitat*

arrangements for compensation for any impact the development has on the biodiversity of the irreplaceable habitat; and

- *if habitat degradation has taken place:*
 - *a statement to this effect,*
 - *the date immediately before the degradation activity,*
 - *the completed biodiversity tool showing the calculation of the biodiversity value of the onsite habitat on that date, and*
 - *any available supporting evidence for the value.*

There is a standard [Biodiversity Gain Plan](#) template, provided by Government, which brings together many of these matters into one document.

Therefore, it is recommended that the following information is supplied prior to the discharge of the Biodiversity Gain Condition:

- A habitat map of the post-development values in line with ‘the Proposed Landscaping Arrangements’ drawing.
- A Biodiversity Gain Plan, ideally using the Government template.

As this application is a minor development, it is indicated that management and monitoring measures will not be required for significant on-site enhancements. This is because it is the Council’s position that only major development will contain significant on-site enhancements, to be managed and monitored for a period of 30 years from the completion of development.

Recommendation

We are unable to recommend the discharge of the biodiversity gain condition until the additional information outlined above has been provided.

Please do not hesitate to contact us if you have any queries in relation to this advice.

Yours sincerely,

Hamish Jackson ACIEEM BSc (Hons)
Senior Ecological Consultant

Place Services at Essex County Council

Email: PlaceServicesEcology@essex.gov.uk



Place Services provide ecological advice on behalf of Mid Sussex District Council.

Please note: This letter is advisory and should only be considered as the opinion formed by specialist staff in relation to this particular matter.