

From: [REDACTED]
To: [A47 Wansford to Sutton](#); [REDACTED]
Cc: [REDACTED]
Subject: RE: Urgent - Tracker Ref 410977
Date: 27 January 2023 16:12:17
Attachments: [image001.png](#)
[image002.png](#)
[image005.png](#)
[image006.png](#)
[image007.png](#)
[A47-55122-BAT-27thJan.pdf](#)
[Bat - A47 Wansford to Sutton - LONI with Caveats.PDF](#)

Dear Katy,

Please find the attached letter and copy of the LONI with Caveats in response to the consultation date 19th January 2023. Please do not hesitate to get in contact if there are any further queries.

Kind regards,
Amanda

Amanda Fegan
Natural England Wildlife Licensing Service
www.gov.uk/natural-england

[REDACTED]



Date: 27 January 2023
Our ref: 2021-55122-EPS-AD1-2
Your ref: -



Customer Services
Hornbeam House
Crewe Business Park
Electra Way
Crewe
Cheshire
CW1 6GJ

0300 060 3900

BY EMAIL ONLY

Dear Ms Rachel Dominey,

Development proposal and location: Application by National Highways Limited (“the Applicant”) Seeking Development Consent for the Proposed A47 Wansford to Sutton Dualling scheme

Further to your consultation, which was received on 19th January 2022, please find enclosed a copy of the Letter of No Impediment with caveats, which was issued to the A47 Wansford to Sutton Dualling scheme on 23rd January 2023 with regard to their bat draft licence for the scheme.

Yours sincerely,

Amanda Fegan
Natural England Wildlife Licensing Service

Cc

██████████@naturalengland.org.uk
██████████@naturalengland.org.uk
██████████@naturalengland.org.uk

Date: 23 January 2023
Our ref: 2021-55122-EPS-AD1-2



Mr Craig Stirzaker,
Project Manager
Highways England

██████████@highwaysengland.co.uk

Sent by e-mail only

Dear Mr Stirzaker,

DRAFT MITIGATION LICENCE APPLICATION STATUS: SUBSEQUENT DRAFT APPLICATION
LEGISLATION: THE CONSERVATION OF HABITATS AND SPECIES REGULATIONS 2017 (as amended) THE WILDLIFE AND COUNTRYSIDE ACT 1981 (as amended)
NSIP: A47 Wansford to Sutton, Peterborough TF 07296 00557 to TL 10255 99202
SPECIES: Bat - Soprano pipistrelle, Common pipistrelle, Brown long-eared, Daubentons, Noctule

Thank you for your subsequent draft bat mitigation licence application in association with the above NSIP site, received in this office on the 24th October 2022.

As stated in our published guidance, once Natural England is content that the draft licence application is of the required standard, we will issue a 'letter of no impediment'. This is designed to provide the Planning Inspectorate and the Secretary of State with confidence that the competent licensing authority sees no impediment to issuing a licence in future, based on information assessed to date in respect of these proposals.

Assessment

Following our assessment of the resubmitted draft application documents, I can now confirm that, on the basis of the information and proposals provided, Natural England sees no impediment to a licence being issued, should the DCO be granted.

However, please note the following issues have been identified within the current draft of the method statement that will need to be addressed before the licence application is formally submitted. Our wildlife adviser Jessica Briggs discussed this matter with Irfaan Junaideen via e-mail and telephone correspondence where it was confirmed that the necessary amendments would be made. Please do ensure that the Method Statement is revised to include these changes prior to formal submission.

For clarity these include:

- Please ensure that the formal method statement includes a full updated desk study with a 2 km buffer of the final DCO boundary.

- Please ensure that the formal method statement and Figures are updated to include all survey information and results.
- Please ensure a Work Schedule is provided in the formal application. All bat-related activities and relevant building works should be included and timings must be appropriate for the type(s) of roost present.
- Please ensure that the formal method statement includes the details of hibernation potential for trees 20 and 51 as this is currently missing from section C7. At the same section ensure that where you have categorised roosts as medium/moderate hibernation suitability, adequate justification has been provided as to why hibernation surveys were not required
- Please ensure that the formal method statement makes clear where Licence Policy 4 is being applied i.e., where hibernation roosts are assumed and species predicted
- Regarding initial impacts at the A1 River Nene Bridge; at section D1 you state;

'The only works to be taking place within the vicinity of the bridge are some minor adjustments to the already existing footpath that runs from the bridge to the carriageway... Works on the footpath are not confirmed and may not be necessary, but the plans are to retain the footpath so any works to be taking place on it would be short term and very minor.'

Should adjustments to the footpath be confirmed please ensure the formal method statement is updated with the exact nature of the works and whether the Daubentons roost will be impacted etc.

- Regarding initial impacts at the A1 River Nene Bridge; at section C you state that the bridge has high hibernation roost potential and at section D1 you state that unsupervised works within the vicinity of the roost during the active and hibernating bat season have potential to cause temporary disturbance the roost. However, you state as works will take place no less than 200m away from the roost initial noise and lighting impacts are described as very minor and unlikely to cause significant disturbance. Later at section E3.1 you state works will take place outside the maternity season to avoid disturbance impacts.

Please clarify within the method statement and Work Schedule document whether works will take place outside the hibernation period. If works are planned during this sensitive period please detail whether mitigation is proposed

- Regarding post-development impacts at A1 River Nene Bridge; at section D3 you state;

'the closest changes in lighting will be restricted to the western roundabout and sliproad, with the furthest extend of lights spill increase no stronger than 0.5lux (the equivalent of full moon light levels) about 200m away from the bridge. Therefore the post-development interference impacts are considered to be negligible for the Daubenton's maternity roost.'

Referring to the accompanying document 'A1 bridges lighting.png' please ensure the following is addressed:

- Clarify whether light levels on the light contour plan are representative of when lighting is set to maximum output

- Clarify whether the light levels on the light contour plan show the increase in lux from the new lighting or whether this is the total lux (we need to know the overall light levels i.e. the existing levels plus the new lighting)
 - It should also be noted that light contour plans should indicate levels from 0.2lux
- Regarding initial impacts at Sacrewell Farm buildings you state;

'Disturbance caused through the elevated noise levels from construction and operation of a site compound directly south of the farm, along with the works carried out on the connecting road and carriageway. According to the noise assessment as part of the environmental statement, the noise levels during construction will be of major impact without mitigation, minor with mitigation'

Please ensure that the relevant section(s) of the Environmental Statement which includes the noise assessment are provided as part of the formal application

Please ensure that the formal method statement includes details of mitigation measures which will ensure that all impacts during construction will be avoided or minimised. For example the use of low vibration/quiet equipment, checks/audits, night time construction curfews, reporting and monitoring etc. If required, what type of acoustic barriers will be installed around each structure and what are the attenuation properties of these barriers.

Next Steps

Should the DCO be granted then the mitigation licence application must be formally submitted to Natural England. At this stage any modifications to the timings of the proposed works, e.g. due to ecological requirements of the species concerned, must be made and agreed with Natural England before a licence is granted. Please note that there will be no charge for the formal licence application determination, should the DCO be granted, or the granting of any licence.

If other minor changes to the application are subsequently necessary, e.g. amendments to the work schedule/s then these should be outlined in a covering letter and must be reflected in the formal submission of the licence application. These changes must be agreed by Natural England before a licence can be granted. If changes are made to proposals or timings which do not enable us to meet reach a 'satisfied' decision, we will issue correspondence outlining why the proposals are not acceptable and what further information is required. These issues will need to be addressed before any licence can be granted.

Full details of Natural England's licensing process with regards to NSIP's can be found at the following link:

<http://webarchive.nationalarchives.gov.uk/> [REDACTED]

As stated in the above guidance note, I should also be grateful if an open dialogue can be maintained with yourselves regarding the progression of the DCO application so that, should the Order be granted, we will be in a position to assess the final submission of the application in a timely fashion and avoid any unnecessary delay in issuing the licence.

I hope the above has been helpful. However, should you have any queries then please do not hesitate to contact me.

Yours sincerely

Jessica Briggs

Annex - Guidance for providing further information or formally submitting the licence application.

Important note: when submitting your formal application please mark all correspondence 'FOR THE ATTENTION OF (Jessica Briggs).

Submitting Documents.

Documents must be sent to the Customer Services Wildlife Licensing (postal and email address at the top of this letter).

Changes to Documents –Reasoned Statement/Method Statement.

Changes must be identified using one or more of the following methods:

- underline new text/strikeout deleted text;
- use different font colour;
- block-coloured text, or all the above.

Method Statement

When submitting a revised Method Statement please send us one copy on CD, or by e-mail if less than 5MB in size, or alternatively three paper copies. The method statement should be submitted in its entirety including all figures, appendices, supporting documents. Sections of this document form part of the licence; please do not send the amended sections in isolation.

END