

## Appendices

### 11 Review of Bat Legislation and Policy

All species of British bat and their roosts are protected under British law by:

- The Conservation of Habitats and Species Regulations 2017
- The Wildlife & Countryside Act 1981 (as amended)
- The Natural Environment and Rural Communities Act 2006

Under the Conservation of Habitats and Species Regulations 2017 it is an offence to:

- Deliberately (or recklessly in Scotland) capture, injure or kill a bat.
- Deliberately (or recklessly in Scotland) disturb a bat in a way that would (significantly in Scotland) affect its ability to survive, breed or rear young (or hibernate or migrate in England, Wales and Northern Ireland) or (significantly in England, Wales and Scotland) affect the local distribution or abundance of the species.
- Damage or destroy a roost [this is an 'absolute' offence and need not be deliberate or intentional].
- Possess, control, transport, sell, exchange or offer for sale/exchange any live or dead bat or any part of a bat.

Under this legislation development work that could affect a bat or bat roost can only be permitted under a licence from Natural England.

1.5 Licences in respect of European Protected Species affected by development can be granted under Section 55(2) (e) of The Conservation of Habitats and Species Regulations 2017 (as amended), for the purpose of preserving public health or public safety or other imperative reasons of overriding public interest including those of social or economic nature and beneficial consequences of primary importance for the environment.

1.6 Under Section 55(9) of the Regulations Natural England will not grant a license unless it is satisfied:

- (a) that there is no satisfactory alternative; and
- (b) that the action authorised will not be detrimental to the maintenance of the population of the species concerned at a favourable conservation status in their natural range

Note: Natural England aim to process licence applications within 35 working days of receipt.

Planning policy requires new developments to take into consideration our local and national wildlife. With the objective to maintain or increase the viability of the site for wildlife. The existing proposals are considered to determine whether Habitat enhancements are offered and whether they are adequate to meet the policy requirements. Again, national, regional, county and borough policies are considered.

The National Planning Policy Framework states that the planning system should contribute to and enhance the natural and local environment by minimizing impacts on biodiversity and delivering net gains in biodiversity where possible.

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## 12 Figures:



Figure 6: Amenity area with mature Oaks South of site



Figure 7: Northern elevation of No. 3



Figure 8: Southern elevation of No. 3



Figure 9: Schweggler Batbox 2F (multi-purpose)



Figure 10: Wall mounted Schweggler 2FE

Figure 11: Field Survey Results

Site Name	Headlam Kings Road	Surveyor Name / Equipment	E. CLARK/BATLOGGER M
Weather Conditions	18°C warm and still	Date	29 July
Start Time	20.20	Finish Time	22.20
Air Temperature (°C) at Start of Survey		Air Temperature (°C) at End of Survey	18°C
Sunset		Sunrise	n/a

Time	Track Time	Species	Activity*	Comments
21.14	1	AP	grogg	see not heard (behind sitting location)
21.14	1	AP	engage	see not heard
21.16	1	pup	engage	see not heard
21.16	1	AP	grogg	see not heard (hard sitting location)
21.18	1	pup	grogg	see not heard (appeared to go back into roost)
21.20	1	pup	coming	see not heard
21.22	1	pup	coming	see not heard
21.22	1	pup	coming	see not heard
21.28	1	AP	grogg	see not heard
21.29	1	AP	coming	see not heard (behind sitting location)
21.31	1	pup	grogg	see not heard (behind sitting location)
21.32	1	AP	grogg	same grogg pattern as above
21.33	1	AP	grogg	same grogg pattern as above
21.34	1	pup	grogg	same grogg pattern as above
21.35	1	AP	engage	possible engage: heard and see
21.38	1	pup?		heard not see
21.39	1	pup	grogg	same grogg pattern as above
21.40	1	AP	grogg	see not heard (behind sitting location)
21.45	1	pup	grogg	same grogg pattern as above
uvvv				



3+5 Kings Road  
Headcorn TN27 9QT

Richard  
EM TOUCH PRO

Site Name	Headcorn	Surveyor Name / Equipment	E. CLARK/BATHLOGGER M
Weather Conditions	30 cloud / mod wind	Date	07/08/19
Start Time	20:18	Finish Time	22:03
Air Temperature (°C) at Start of Survey		Air Temperature (°C) at End of Survey	
Sunset	20:33	Sunrise	

Time	Track Time	Species	Activity*	Comments
20.55	S			on the corner of road for first building
20.58	S		C	going north
21.00	S		C	going north
21.00	S			on the corner of road for first building
21.09	S			on the corner of road for building two
21.14	S		C	going south

S - Seen      F - FORAGING  
NS - NS        C - COMMUTING

No of passes  
Direction of pass







Site Name	HEADCORN	Surveyor Name / Equipment	E.CLARK/BATLOGGER M
Weather Conditions	CLOUD 15% NO WIND	Date	29-July-19
Start Time	20.35	Finish Time	
Air Temperature (°C) at Start of Survey		Air Temperature (°C) at End of Survey	
Sunset	20.50	Sunrise	

Time	Track Time	Species	Activity*	Comments
20.56		Soprano P.P.		NS v. brief
21.02		Soprano P.P.	C	SE → NW
21.04		Soprano P.P.		NS
21.10		Soprano P.P.		NS
21.10		Common P.P.		NS brief
21.12		Soprano P.P.	C	SE → S
21.12		Common P.P.	F	x2 individuals
21.15		Common P.P.	F	figure of 8
21.18		Common P.P.	E	x2
21.20		Soprano P.P.	F	S → N
21.25		Common P.P.	E	From ivy
21.26		Soprano P.P.	C	NW → E
21.27		Common P.P.	C	E → W over building
21.29		Common P.P.	F	
21.34		Noctule		NS
21.35		Common P.P.	F	x2 SW → NE
21.36		Common Screech		NS
21.38		Common P.P.	F	S → N figure of 8
21.40		Noctule		NS
21.45		Common P.P.	F	figure of 8 overhead
21.46		Soprano P.P.	C	
21.49		very long eared		NS
21.54		Noctule		NS
21.59		Common P.P.		NS
22.04		Common P.P.	C	SE → NW
22.09		Noctule		NS
22.12		Noctule		
22.16		Common P.P.	C	W → E

Site Name	Headeorn	Surveyor Name / Equipment	E CLARK/BATLOGGER M
Weather Conditions	Mod wind / 30 cloud	Date	07/08/19
Start Time	20:18	Finish Time	22:03
Air Temperature (°C) at Start of Survey	20°C	Air Temperature (°C) at End of Survey	
Sunset	20:33	Sunrise	

Time	Track Time	Species	Activity*	Comments
20:47		45	C	NS, 1 pass. Dist.
53		55	C	C, N-S, From building?
21:01		55	C	S, N-S
21:01		48	C	S, S-N towards
21:33		45	C	S, NE-SW with social calls

Limitations: Vegetation partially obscuring view of western end



Site Name and Building Number	3-5 Kings Road, Headcorn	Surveyor Name / Equipment	Steve Stanley / EMI Touch 2 Pro with iPad
Weather Conditions	Cloud: 70%, Wind: 1, Rain: 0	Date	19th August 2019
Start Time	04:20	Finish Time	05:50
Air Temperature (°C) at Start of Survey	13	Air Temperature (°C) at End of Survey	11
Sunset	-	Sunrise	05:50

Time	Species	Activity*	Comments
04:56	55 Pip	C	Brief and distant pass, not seen.
04:57	55 Pip	F	Along northern treeline, flying east.
04:58	55 Pip?	F	Brief silent F north east of building. C north east.
05:01	?	F/R?	F around south east side of second building (south west building) for 3-4 mins. Seen not heard, too distant. Possible R here due to flight patterns (repeatedly up to soffit box and dropping away).
05:05	55 Pip	F	Silent pass around north side of building, from south to east.
05:13	45 Pip	C	From south, C north west, along west side of building.
05:14	55 Pip	R	R to hanging tiles or soffit box, centre of west side of building.
05:28	55 Pip	C	From south, C north past west side of building.

Site Name	Headcorn	Surveyor Name / Equipment	E. CLARK/BATLOGGER M
Weather Conditions	Light wind	Date	14/08/19
Start Time	04:12	Finish Time	05:42
Air Temperature (°C) at Start of Survey	9°C	Air Temperature (°C) at End of Survey	
Sunset		Sunrise	05:42

Time	Track Time	Species	Activity*	Comments
04:20		55	NS	Disturb NS
04:47		37?	C	EW along road
05:28		45	RE	Re entry W end.

04:30 street lights West of the survey building come on main road.  
PTO