

**From:** [Michael Burton](#)  
**To:** [planning.policy](#)  
**Subject:** FW: Brigstock NP - Natural England's Response  
**Date:** 17 September 2018 14:01:01  
**Attachments:** [Brigstock- HRA issues.pdf](#)  
[RE Brigstock Neighbourhood Plan 256073.msg](#)  
[Brigstock HRA issues incorporating ENC response.docx](#)  
**Importance:** High

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**From:** Michael Burton  
**Sent:** 17 September 2018 12:02  
**To:** [REDACTED]  
**Cc:** Sally Wilks; chris allen [REDACTED]  
**Subject:** FW: Brigstock NP - Natural England's Response  
**Importance:** High

Dear John

Further to the outstanding issue regarding the implications of the Sweetman court ruling for the Brigstock Neighbourhood Plan, I have now received feedback from Natural England.

Natural England's response is set out in the email below. This confirms that they support my comments; namely that there are no implications of the Sweetman ruling for the Brigstock Neighbourhood Plan, given that the Plan area lies beyond the 3km and 4km SPA/ Ramsar site buffer zone.

We will update our website accordingly and I hope that this will enable you to circulate your draft report to the Parish Council and us in due course.

Please do not hesitate to get in touch if you have any further queries.

As always, many thanks and best wishes.

Mike Burton  
Principal Planning Policy Officer  
East Northamptonshire Council  
01832 742221  
[www.east-northamptonshire.gov.uk](http://www.east-northamptonshire.gov.uk)

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**From:** Consultations (NE) [mailto:consultations@naturalengland.org.uk]  
**Sent:** 13 September 2018 14:59  
**To:** Michael Burton  
**Subject:** RE: Brigstock NP - Natural England's Response  
**Importance:** High

**This Message originated outside your organisation.**

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Our ref: 256073

Dear Mr Burton

Thank you for your consultation on the above dated 17 August 2018.

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.

Natural England is a statutory consultee in neighbourhood planning and must be consulted on draft

neighbourhood development plans by the Parish/Town Councils or Neighbourhood Forums where they consider our interests would be affected by the proposals made.

Natural England does not have any specific comments on this attached 'Further comments of Independent Examiner relating to HRA issues' document. Brigstock is 6km from the Nene Valley SPA and any development, including residential, promoted by the plan would not have an effect on it. The Footprint Ecology visitor survey demonstrated that the majority of visits to the SPA are from residents living within 3km and our position is that any residential development beyond this distance will not have an effect.

For any further consultations on your plan, please contact: [consultations@naturalengland.org.uk](mailto:consultations@naturalengland.org.uk) <<mailto:consultations@naturalengland.org.uk>> .

Yours sincerely

Alice Watson  
Consultations Team  
Natural England  
Electra Way  
Crewe Business Park  
Crewe  
Cheshire  
CW1 6GJ  
Tel: 0300 060 3900

[consultations@naturalengland.org.uk](mailto:consultations@naturalengland.org.uk)

[www.gov.uk/natural-england](http://www.gov.uk/natural-england)

**We are here to secure a healthy natural environment for people to enjoy, where wildlife is protected and England's traditional landscapes are safeguarded for future generations.**

**In an effort to reduce Natural England's carbon footprint, I will, wherever possible, avoid travelling to meetings and attend via audio, video or web conferencing.**

**Natural England offers two chargeable services - the Discretionary Advice Service, which provides pre-application and post-consent advice on planning/licensing proposals to developers and consultants, and the Pre-submission Screening Service for European Protected Species mitigation licence applications. These services help applicants take appropriate account of environmental considerations at an early stage of project development, reduce uncertainty, the risk of delay and added cost at a later stage, whilst securing good results for the natural environment.**

For further information on the Discretionary Advice Service see [here](#)

Alice Watson  
Consultations Team

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**From:** Michael Burton [<mailto:mburton@east-northamptonshire.gov.uk>]  
**Sent:** 17 August 2018 13:29  
**To:** Consultations (NE) <[consultations@naturalengland.org.uk](mailto:consultations@naturalengland.org.uk)>  
**Cc:** [REDACTED]  
**Subject:** FW: Brigstock NP  
**Importance:** High

FAO Sarah Frazer/ Ross Holgate

Hello Sarah/ Ross

I am writing to you with reference to the Brigstock Neighbourhood Plan ([https://www.east-northamptonshire.gov.uk/info/200187/neighbourhood\\_planning/1511/neighbourhood\\_planning/12](https://www.east-northamptonshire.gov.uk/info/200187/neighbourhood_planning/1511/neighbourhood_planning/12)), currently under Examination. The Examiner has brought to my attention the recent EU Court of Justice Sweetman ruling, regarding the HRA screening process and mitigation (note attached).

I do not consider this to be a significant issue, given that the Neighbourhood Plan area (Brigstock Parish) lies beyond the 3km and 4km buffer zones for the Upper Nene Valley Gravel Pits SPA/Ramsar site. I have, however, drafted a response to the Examiner (attached), which I feel addresses his issue.

We are keen to tie up the outstanding issues regarding the Brigstock Neighbourhood Plan examination, so ask that you let me have any feedback by **Tuesday, 28 August**. I ask that you focus on my draft response to the Examiner, and let me have any further thoughts or feedback so that I can finalise this.

I look forward to hearing from you soon.

Many thanks and best wishes.

Mike Burton  
Principal Planning Policy Officer  
East Northamptonshire Council  
01832 742221  
[www.east-northamptonshire.gov.uk](http://www.east-northamptonshire.gov.uk)

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**From:** John Slater Planning [REDACTED]  
**Sent:** 16 August 2018 16:03  
**To:** Michael Burton  
**Cc:** Colin Wilkinson; Sally Wilks; chris allen (REDACTED)  
**Subject:** Re: Brigstock NP

**This Message originated outside your organisation.**

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Michael  
I attach a short note re the screening under the HRA following the Sweetman Judgement. I hope that it is self explanatory.

Kind regards  
John Slater BA(Hons) DMS MRTPI  
John Slater Planning Ltd  
[REDACTED]  
[www.johnslaterplanning.com](http://www.johnslaterplanning.com)  
[REDACTED]  
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On 15 Aug 2018, at 10:13, Michael Burton <[mburton@east-northamptonshire.gov.uk](mailto:mburton@east-northamptonshire.gov.uk)> wrote:

Hello John

Thank you for your latest (follow up) email. In respect of the Brigstock village boundary, I am awaiting responses from other stakeholders (Parish Council and Berry's, the agent for the landowner), which I will collate into a single response, in time for the 28 August deadline that you have set.

With reference to the Harper's Brook green infrastructure corridor, this is a spatial/ conceptual idea, rather than a zonal designation. The print version of the Policies Map may be viewed in the Joint Core Strategy (Local Plan Part 1), Appendix 1, p202 ([http://www.nnjpdu.org.uk/site/assets/files/1086/joint\\_core\\_strategy\\_2011-2031\\_september16\\_final.pdf](http://www.nnjpdu.org.uk/site/assets/files/1086/joint_core_strategy_2011-2031_september16_final.pdf)). I would also refer you to the relevant policies – 4, 19 and 20. If you wish to view the Nene Valley NIA and green infrastructure corridor in more detail, a GIS version of the Joint Core Strategy may also be viewed: <https://enc.maps.arcgis.com/apps/MapJournal/index.html?appid=e1577875a7a144f1a1ed8c01a6af4bad>.

Please do not hesitate to get in touch if you have any further queries.

Best wishes.

Mike Burton  
Principal Planning Policy Officer  
East Northamptonshire Council  
01832 742221  
[www.east-northamptonshire.gov.uk](http://www.east-northamptonshire.gov.uk)

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**From:** John Slater Planning [REDACTED]  
**Sent:** 14 August 2018 12:25  
**To:** Michael Burton  
**Cc:** Colin Wilkinson; Sally Wilks; chris allen [REDACTED]  
**Subject:** Brigstock NP

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Hi Michael

I am currently drafting some parts of the Brigstock Report whilst awaiting the response re the Village Boundary . Re Policy B9- is there is a map that exists that shows the extent of the Harper's Brook Sub Regional Green Infrastructure Corridor. I am of course only interested in the extent the corridor crosses the Plan area.

Kind regards

John Slater BA(Hons) DMS MRTPI  
John Slater Planning Ltd

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