

Great Crested Newt District Level Licensing Application For A Licence To Carry Out Destructive Works



T. 020802 61089
E. gcndll@naturalengland.org.uk
naturalengland.org.uk

This Application Form may only be submitted after the formal issue of Natural England's Impact Assessment & Conservation Payment Certificate and once planning consent has been granted.

Please complete this application form using dark ink and BLOCK CAPITALS, or regular type.

- Return the completed form to the email address shown.
- All questions should be answered as appropriate. Questions marked with '*' are mandatory and failing to complete these may result in delays to your application.
- If there is insufficient space for completing answers on this form, please attach a separate sheet.
- Natural England will aim to determine the outcome of a completed licence application within its published service standards.
- If you experience any problems completing this form – please see our website for guidance or contact the above email address.

1 (a). Application details

(i) * Please provide the DLL Enquiry reference (DLL-ENQ-ABCD-12345) for which this DLL licence application is associated with.

(ii) * Is the applicant the same person or Organisation identified in the DLL 'Impact Assessment and Conservation Payment Certificate' (IACPC)? Yes No

(iii) If you are a different applicant, please provide a justification. E.g. The site has been sold and you are the new landowner and/or the organisation undertaking construction works.

(iv) If you are the same applicant, are all contact details previously provided correct? Yes No

If you answered 'No' to either 1(a)(ii) or (iv) please complete the following customer details in Section 1(b). Otherwise, please continue to Section 1(c)

1 (b). New / Amended Contact Details

* Title: Mr/Mrs/Ms/Other (specify)

* Forename(s)

* Surname

If you represent an organization please complete (i), (ii) and (iii)

(i) * Company Name (Registered name followed by T/A any trading name.)

(ii) * Position/Business Title

(iii) Registered Company Number

* Address (including County and Postcode)

* Telephone Number

Mobile

* Email Address

Alternative Contact Email Address
(In the event of unavailability)

1 (c). Invoicing – details of where the invoice (for compensatory habitat/ponds) will be sent for payment

* Email Address for Invoice

* Purchase Order Number (or Specific Payment Reference)¹

Company Name

* Address (including County and Postcode)

* Customer contact name

* Telephone Number

Mobile

VAT Registration Number

¹ This will be used for both the 'Conservation Payment' and the 'Licence Fee'. Please provide two numbers/references should you wish these to be separate.

1 (d). New Amended Consultant / Ecologist details

If you have a Ecologist (or other Consultant) assisting with this DLL Application, are their details the same as in Section 1(c) of the DLL Enquiry Form? If No, please provide updated details:

	Yes	No
Name		N/A
Email Address		Contact Number

2. Additional information

a) * To your knowledge, have there been any changes to the information provided in Section 4 of the Enquiry Form regarding licence decisions, or multiphase developments either on, or close to this Site? If yes, please provide details:

3. Purpose

(a) * Please provide a brief description of your proposal.

(E.g. Construction of a new road, maintenance of a bridge, construction of five flats with access road and car parking area).

(b) * Please tell us why you need a licence.

(E.g. Destruction of two known great crested newt breeding ponds, damage and destruction of terrestrial habitat).

(c) * Please confirm the purpose of the application. (Please select one of the following):

Imperative reasons of overriding public interest, including those of a social or economic nature and beneficial consequences of primary importance for the environment under Regulation 55(2)(e) of the Conservation of Habitats and Species Regulations 2017 ('the 2017 Regulations')

Preserving public health or public safety, under Regulation 55(2)(e) of the 2017 Regulations

Preventing the spread of disease, under Regulation 55(2)(f) of the 2017 Regulations

Preventing serious damage to livestock, foodstuffs for livestock, crops, vegetables, fruit, growing timber, or any other form of property or to fisheries under Regulation 55(2)(g) of the 2017 Regulations

A purpose not specified in Regulation 55(2) that is consistent with Article 16(1)(e) of the Habitats Directive, under Regulation 55(4) of the 2017 Regulations

4. Authorisation

(a) * Is the Applicant the owner / occupier of the land? Yes No N/A

If 'Yes' to (a) please go to the next section. If 'No' to 4(a) please answer 4(b).

(b) Have you received the owner / occupier's permission to apply? Yes No

Please note that it is your responsibility as the Applicant to obtain the owner or occupier's permissions to act under licence on their property.

You may be asked to provide documentation which confirms that you have owner / occupier's permissions and we will contact you if this is necessary.

5. Consent Status

(a) * Is any consent required for your proposed project and the subject of this licence application?

1. Planning-related consent required (e.g. Planning permission, listed building consent, etc)
2. Demolition consent (under Building Act 1984) including prior notice to demolish.
3. Other type of consent required (e.g. Minerals consents, Highway Act consents, Secretary of State Decision Letter, Compulsory Purchase Order, Environment Agency Consent, etc.)
4. Permitted Development (under Town and Country Planning Act 1990) - no specific consent required.
5. No consent required

If '3' is selected

(b) * Please provide details of these consents

If '5' is selected

(c) * Please explain why no consent is required

If '1', '2' or '3' is selected (d) Have you obtained the necessary consent(s) to allow the proposed activity to be commenced? Yes No

• If 'No' to (d), please complete 'Consent Not Obtained'

If 'Yes' to (d), please complete 'Consent Obtained'

Consent not obtained

(e) *Please provide details of the outstanding consents to be obtained and the likely timescales for their determination/issue.

Consent obtained

(f) Please confirm details of all the consents that have been granted relevant to the proposed activity and this licence application.

Full Planning Permission

Outline Planning Permission

Demolition Consent (under Building Act 1984) including prior notice to demolish.

Conservation Area Consent

Listed Building Consent

Tree Preservation Order

Highways Act Consent

Utilities Consent

Mineral Consent

Mineral Consent with Review of Mineral Planning Permission

Other consent type (Please specify)

(g) Please provide the relevant consent reference number(s)

Please submit copies of the consents (or extracts) that are relevant to the proposed activity and this licence application, if applicable.

Submitted?

(h) For all consents that have been granted, have all conditions or Reserved Matters relating to wildlife species and habitat issues (which are intended to be and are capable of being discharged before development begins) been discharged? Yes No
If 'No' to (h), please answer all of the following. If 'Yes', please skip to (j).

Please note: If it is not possible or not intended for the conditions to be discharged before development commences then please complete the questions below.

(i) Please give details of those conditions that are still to be discharged and explain why they have not been discharged.

(j) Is the site subject to any commitment that affects the protected species named in this application? For example a Section 106 Agreement (Town and Country Planning act 1990) or other commitments made at a Public Inquiry or in an Environmental Statement. Yes No

If 'Yes' to (j):
Has the commitment been met? Please also explain what has been done.

If 'Yes' to (j):
What work is outstanding and when will it be completed?

(k) Is the site subject to any such commitment that affects other European Protected Species or other protected species? E.g. a Section 106 Agreement (Town and Country Planning Act 1990) or other commitments made at a Public Inquiry or in an Environmental Statement. Yes No

If 'Yes' to (k):
Has this been met?

If 'Yes' to (k):
When will this be complete?

(l) * Will any part of the proposed activity fall in and/or adjacent to one of the following Designated Sites? Special Area of Conservation (SAC), Special Protection Area (SPA), Ramsar Site, Site of Special Scientific Interest (SSSI), National Nature Reserve (NNR) No
Yes, on
Yes, adjacent
If Yes to (l), please provide further details and complete items (d) and (e). If 'No', please go to section 6.

(m) Have you consulted with Natural England for advice on the implications of the application on the designated site? Yes No
Please note, if a development is likely to impact a site with statutory designation, Natural England must be consulted as early as possible in the determination process.

(n) Please give either the outcome of your consultations, or the reason why you have not yet consulted us. Please provide any relevant correspondence and the name of the local Natural England adviser or reserve manager consulted.

6. Reasoned Statement & Supporting Documents

A Reasoned Statement and supporting documents may be required in support of this application.

Copies of the latest version of the Reasoned Statement template which sets out when a Reasoned Statement is required and further guidance to help is available on our website.

<https://www.gov.uk/government/publications/reasoned-statement-to-support-a-mitigation-licence-application>

Please confirm that you have read and understood the Reasoned Statement template and advice note/guidance:

(I) * Does your application require a Reasoned Statement? Yes No
If 'No' to (I):

*Please confirm the exception that applies (specify species and scenario e.g. home improvements or small scale housing developments):

7. Consenting Authority

Please identify the Local Planning Authority/Authorities that have granted consent for the proposed project and the subject of this licence application. Please then provide contact details for the responsible officer.

If consent is granted by another body (e.g. Secretary of State, Natural England, Environment Agency, Utilities Consent, Highways Consent, etc) then please provide details for it as appropriate.

If no consent is required (e.g. Public health and safety issues) then please leave the remaining fields blank.

*Consenting Authority Name

*Title *Forename *Surname *Position

Email Address

Telephone Number

Address

8. Supplementary Information

Please provide any additional information you may have to support your application:

9. Declarations

9a. Convictions

*Have you or any person mentioned in the application been convicted of any wildlife-related or animal welfare offence? Yes No

If 'Yes', please provide details of the convictions: (including dates)

The offences we are referring to relate to persons convicted on or after 1 January 2010 of an offence under the Wildlife and Countryside Act 1981, the Conservation (Natural Habitats &c.) Regulations 1994, the Conservation of Habitats and Species Regulations 2017, the Protection of Badgers Act 1992, the Deer Act 1991, the Hunting Act 2004, the Wild Mammals (Protection) Act 1996, the Animal Welfare Act 2006 and the Protection of Animals Act 1911 (all as amended). You do not have to declare conviction if the person concerned is: (1) a rehabilitated person for the purposes of the Rehabilitation of Offenders Act 1974 and their conviction is treated as spent; or (2) in respect of such an offence, a court has made an order discharging them absolutely.

9b. Applicant Declaration

I have read and understood the privacy notice above.

All of the information provided by the Applicant in this Application Form and in its District Level Licensing Great Crested Newt Enquiry Form was and remains up to date, complete and correct.

If the geographical extent of the development to which this licence application relates changes at any time or for any reason I will notify Natural England without delay.

I agree to the declaration above.

Signature of Applicant:

For electronic applications, please insert an electronic signature above or tick this box to confirm with the declaration.

Name: (In BLOCK letters)	Date:
--------------------------	-------

If you are signing this declaration and you are not the Applicant referred to in the Impact Assessment and Conservation Payment Certificate, or the new Applicant referenced in Section 1(b) of this form, please confirm you have received the Applicant's permission to sign on their behalf.

I have the Applicant's permission to submit this form:

10. Privacy Notice

Who collects your data?

The data controller is the Natural England, Foss House, Kings Pool, 1-2 Peasholme Green, York, YO1 7PX. You can contact the Natural England Data Protection Manager at: Natural England, County Hall, Spetchley Road, Worcester, WR5 2NP; foi@naturalengland.org.uk.

The Defra group Data Protection Officer is responsible for checking that Natural England complies with legislation. You can contact them at: Department for Environment, Food and Rural Affairs, SW Quarter, 2nd floor, Seacole Block, 2 Marsham Street, London SW1P 4DF. DefraGroupDataProtectionOfficer@defra.gsi.gov.uk

What of my data is being collected and how is it being used? What is the legal basis for the processing?

The data collected by Natural England includes, the Applicant's name and contact details, the name and contact details of any agent appointed by the Applicant, the name and contact details of individual points of contact within the Applicant's organization and that of the Applicant's agent, customer type, the nature of the Site, the development proposed on the Site, reasons for that development and bank account information for refunds.

Natural England uses such data to run a great crested newt licensing scheme ("the Scheme") in the area in which the Site is located. Processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller. That task is to conduct the licensing functions delegated by Defra to Natural England under section 78 of the Natural Environment and Rural Communities Act 2006.

The processing by us of personal data relating to wildlife-related or animal welfare offences or related security measures is carried out only under official authority. This information is used in assessing an application as it is a material fact.

Who will my data be shared with?

Information provided by or on behalf of the Applicant and any supporting material will be used by Natural England to undertake our licensing functions and to operate the Scheme. This will include assessing an Applicant's proposals in line with the Scheme, producing a Scheme certificate, assessing an Applicant's licence application, issuing a licence if applicable, monitoring compliance with licence conditions and collating licence returns and reports. In carrying out these functions Natural England may discuss your Scheme application with third parties such as contractors commissioned to deliver the necessary habitat compensation. Natural England may for particular licence applications and at specific stages of the licensing process discuss your application with third parties. The details of this sharing are set out here <https://www.gov.uk/government/publications/wildlife-licensing-privacy-notice>

Natural England recognises there is significant public interest in wildlife licensing and in those who benefit from receiving a wildlife licence. Therefore, we may make information publicly available. Information released may include, but is not limited to, your name or business name, application and licence details as well as reports and returns. Natural England, however, realises that some licensed activities can be sensitive and we **will not** release information that could harm people, species or habitats. In some cases, for example, this may mean not releasing the names and addresses of individuals or the location of the licensed activity.

We will respect personal privacy, whilst complying with access to information requests to the extent necessary to enable Natural England to comply with its statutory obligations under the Environmental Information Regulations 2004 and the Freedom of Information Act 2000.

How long will my data be held for?

Your personal data will be kept by us for 7 years or, if a Scheme certificate subsequently issued, for 7 years following the period of effectiveness of any such Scheme certificate.

If you are relying on my consent to process data, can I withdraw my consent?

No, because the processing is not based on consent.

What will happen if I don't provide the data?

Failure to provide this information will mean that we will be unable to assess your application for a Scheme certificate and/or a wildlife licence.

Will my data be used for automated decision-making or profiling?

The information you provide is not connected with individual decision making (making a decision solely by automated means without any human involvement) or profiling (automated processing of personal data to evaluate certain things about an individual).

Will my data be transferred outside of the EEA?

The data you provide will not be transferred outside the European Economic Area.

What are my rights?

A list of your rights under the General Data Protection Regulation, the Data Protection Act 2018, is accessible at: <https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/>

How do I complain?

You have the right to lodge a complaint with the ICO (supervisory authority) at any time. Should you wish to exercise that right full details are available at: <https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/>

Natural England's Personal Information Charter

Details of our Personal Information Charter can be found at: <https://www.gov.uk/government/organisations/natural-england/about/personal-information-charter>

11. Notes

Applicant

The Applicant is the person, or organisation, submitting the application (usually the landowner or occupier) who, if the licence was granted, would become the Licensee. The Applicant may authorise agent(s) to complete the application on its behalf.

Licensee

The "Licensee" named on the licence is responsible for ensuring that all activities carried out on site in relation to the licence comply with the terms and conditions of the licence. However, all persons authorised to act under the licence must comply with the licence and its conditions (see Regulation 60(1) of the 2017 Regulations). This means that all authorised persons have a responsibility for ensuring that the licence terms and conditions, including any annex special conditions, are understood and complied with. Failure to do so could lead to prosecution.