

# MEMO

**North  
Lincolnshire  
Council**

**To:** Scott Jackson, Development Management  
**From:** Alicia Morley, Place Policy & Strategy  
**Your Ref:** PA/2024/1240  
**Date:** 30 December 2024

**Subject:** Planning permission to vary conditions 1 and 2 of PA/2014/0963 namely to retain the change of use of land for the siting of a marquee to host wedding receptions Walcot Hall, Walcot, Scunthorpe, DN15 9JT

## Summary

- **No objection to varying conditions 1 and 2.**

Thank you for consulting Place Policy & Strategy on the above application to vary condition 1 and 2 of the planning permission for PA/2014/0963. The conditions are as follows:

**1.**

The marquee hereby permitted shall only be sited on the land from 15 April to 15 October on any given calendar year. Outside of these dates the marquee and all associated paraphernalia shall be removed from the land.

Reason

In order to safeguard the amenities of the occupiers of nearby property in accordance with policies DS1 and DS11 of the North Lincolnshire Local Plan and to safeguard the visual appearance of the rural area and the conservation area in accordance with policies RD2 and HE2 of the North Lincolnshire Local Plan.

**2.**

The marquee hereby permitted shall only be used for a wedding function from 1 May to 30 September on any given calendar year. For the purpose of definition, a wedding function is an event following and associated with a marriage or civil partnership ceremony.

Reason

For the avoidance of doubt and in the interests of proper planning and in order to safeguard the visual appearance of the rural area and the conservation area in accordance with policies RD2 and HE2 of the North Lincolnshire Local Plan.”

We have provided guidance on appropriate tree species to utilise for the screening planting which additionally supports the parkland character, an important heritage local landscape, with the applicant choosing to plant two sweet chestnut, two common beech and one alder. This is appropriate for the landscape character as well as providing biodiversity value; therefore, we have no objection to the request to vary conditions 1 and 2.

If you have any questions, please do not hesitate to contact me.

**Alicia Morley**  
**Ecologist**

## **Annex- Ecology and Legal Protection**

### **Badgers**

Badgers and their setts (tunnels and chambers where they live) are protected by the Protection of Badgers Act 1992.

It is an offence to:

- take, injure or kill a badger - or attempt these actions
- treat a badger cruelly
- interfere with a badger sett
- possess or control a live badger
- mark or ring a badger

### **Bats**

All species of bat are protected under Schedule 5 of the Wildlife and Countryside Act 1981 (as amended) and Schedule 2 of The Conservation of Habitats and Species Regulations 2017 making all species of bat European Protected Species. Details of the legislation can be found at:

Wildlife and Countryside Act

<http://www.legislation.gov.uk/ukpga/1981/69/contents>

The Countryside and Rights of Way Act:

[http://www.opsi.gov.uk/acts/acts2000/ukpga\\_20000037\\_en\\_7#pt3-pb8-l1q81](http://www.opsi.gov.uk/acts/acts2000/ukpga_20000037_en_7#pt3-pb8-l1q81)

The Conservation of Habitats and Species Regulations 2017:

[The Conservation of Habitats and Species Regulations 2017](http://www.legislation.gov.uk/uksi/2010/20100490/en/1)

[http://www.legislation.gov.uk/uksi/2010/20100490\\_en\\_1](http://www.legislation.gov.uk/uksi/2010/20100490/en/1)

### **Great Crested Newts**

The great crested newt is fully protected under Schedule 5 of the Wildlife and Countryside Act 1981 (as amended) and Schedule 2 of The Conservation of Habitats and Species Regulations 2017 making it an European Protected Species. Details of the legislation are the same as those for bats (see above).

### **Nesting birds**

It is an offence under Section 1 of the Wildlife and Countryside Act of 1981(WCA 1981) to intentionally take, damage or destroy the nest of any wild bird while it is use or being built. The WCA 1981 also provides that all wild birds and their eggs are protected and cannot be killed or taken except under licence.