

**Ketton & Tinwell  
Neighbourhood Plan**

**Sustainability Appraisal/  
Strategic Environmental Assessment  
&  
Habitat Regulations Assessment  
  
Screening Report**



**Rutland**  
County Council

**July 2022**

**Strategic Environmental Assessment and Habitat Regulations Assessment  
Screening Report for Ketton & Tinwell Neighbourhood Plan**

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# Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan

## 1. Introduction

### Purpose of Report

- 1.1 This screening report is designed to determine whether the contents of the proposed submission version of the Ketton & Tinwell Neighbourhood Plan (KTNP) requires a Strategic Environmental Assessment (SEA) in accordance with the European Directive 2001/42/EC and associated Environmental Assessment of Plans and Programmes Regulations 2004.
- 1.2 This report will also screen whether the KTNP requires a Habitats Regulations Assessment (HRA) in accordance with Article 6(3) of the EU Habitats Directive and Regulation 63 of the Conservation of Habitats and Species Regulations 2017 (as amended). A HRA is required if it is deemed that likely adverse significant effects may occur on protected European Sites (also known as Habitats Sites (NPPF, 2021)) as a result of the implementation of a plan/project. As a general 'rule of thumb' sites with pathways of 10-15km of the plan/project boundary should be included with a HRA. Rutland Water Special Protection Area (SPA)/RAMSAR is the only internationally designated site within a 15km radius of the KTNP boundary.
- 1.3 The legislative background is referred to in section 2 which outlines the regulations that require the need for this screening exercise. The report is then split in two parts. The first part will cover the screening for the SEA and the second will cover the screening process for the HRA. Section 3 provides a screening assessment for both establishing the need for a SEA and the criteria for determining the likely significant environmental effects of the KTNP on the environment. Section 4 provides a screening assessment for the KTNP of both the likely significant effects of the implementation of the KTNP and the need for a HRA.
- 1.4 A summary of findings and conclusions for both screening processes can be found in Section 5 at the end of this document.

### Ketton & Tinwell Neighbourhood Plan Submission Version

- 1.5 The purpose of the KTNP is to provide a set of statutory planning policies to guide development within the Parishes of Ketton & Tinwell over the life of the plan. The area covered by the Plan is shown at Appendix 1. Once formally adopted, a Neighbourhood Plan carries the same weight as Development Plans adopted by Rutland County Council.
- 1.6 The submission version of the KTNP contains a vision statement which, in summary, is to create a friendly, attractive and safe community where development is in keeping with local character, meets the aspiration of all residents and is adaptable and sustainable. The vision sets out that it will protect, enhance and improve public access to the local landscape and the village green spaces. The vision concludes that it will "safeguard all we value, both now and in the future, about our local area."
- 1.7 The Plan sets out the objectives which will contribute to the delivery of the vision encompassing sustainable housing development that suits the requirements of local residents of all ages, reducing the impacts of development on the built and natural environment, supporting homeworking and small local businesses, and safeguarding and enhancing community facilities.

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- 1.8 The policies proposed in the Plan (see Section 4) are intended to support decision making that will deliver the objectives and achievement of the Vision. The Plan does not specifically allocate any land or buildings for a particular future use.

### **Local Plan**

- 1.9 The Localism Act (2011) requires that Neighbourhood Plans must be in general conformity with the strategic policies of the Local Plan. Rutland County Council has a Core Strategy Development Plan Document (DPD) which was adopted in July 2011 and a Site Allocations & Policies DPD adopted in October 2014. The Local Plan Review (2016-2036) was withdrawn in September 2021 and work is taking place on a new Local Plan which will cover the period up to 2041.
- 1.10 The settlement hierarchy in the adopted Local Plan categorises the towns and villages of Rutland according to their accessibility to facilities and services. Ketton is defined as a Local Service Centre which means that it has 'key' facilities and is more accessible in terms of frequent transport provision or close proximity to the main towns. Policy CS4 – The location of development states that Local Service Centres can accommodate small scale development which is defined as unallocated sites of up to 9 dwellings, provided that proposals are sensitively developed. Tinwell is defined as a Smaller service centre which means it can accommodate a minor scale level of development mainly on previously developed land, on a limited scale appropriate to the character and needs of the village.
- 1.11 Both the adopted Core Strategy DPD and Site Allocations & Policies DPD were subject to a full Sustainability Appraisal which included a SEA assessment. A HRA of both documents was also undertaken. The assessments established there were no likely significant effects arising from the implementation of the Core Strategy and the Site Allocations & Policies DPD.

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## 2. Legislative Background

### Strategic Environmental Assessment (SEA)

- 2.1 The basis for Strategic Environmental Assessments and Sustainability Appraisal legislation is European Directive 2001/42/EC and was transposed into English law by the Environmental Assessment of Plans and Programmes Regulations 2004, or SEA Regulations. Detailed Guidance of these regulations can be found in the Government publication 'A Practical Guide to the Strategic Environmental Assessment Directive' (ODPM 2005).
- 2.2 Section 19 of the Planning and Compulsory Purchase Act 2004 requires local planning authorities to carry out a sustainability appraisal (SA) for any documents that can form part of a local plan. It is considered best practice for the SA to incorporate the requirements of the SEA.
- 2.3 There is no legal requirement for a neighbourhood plan to have a sustainability appraisal (as set out in section 19 of the Planning and Compulsory Purchase Act 2004). However, a qualifying body must demonstrate how its plan will contribute to achieving sustainable development.
- 2.4 However, one of the basic conditions that will be tested by the independent examiner is whether the making of the Neighbourhood Development Plan is compatible with relevant legal obligations including a Strategic Environmental Assessment (SEA)<sup>1</sup>. Where a neighbourhood plan is likely to have a significant effect on the environment a strategic environmental assessment needs to be carried out and an environmental report prepared in accordance with paragraphs (2) and (3) of regulation 12 of the Environmental Assessment of Plans and Programmes Regulations 2004<sup>2</sup>. Examples of where there may be such effects include, as set out in national Planning Practice Guidance, where a neighbourhood plan allocates sites for development, the neighbourhood area contains sensitive natural or heritage assets that may be affected by proposals in the plan or the neighbourhood plan is likely to have significant environmental effects that have not already been considered and dealt with through a SA of the local/strategic policies for the area<sup>3</sup>.
- 2.5 To fulfil the legal requirement, this report focuses on screening for a SEA and the criteria for establishing whether a full assessment is needed.

### Habitat Regulation Assessment (HRA)

- 2.6 It is required by article 6(3) of the EU Habitats Directive and by regulation 63 of the Conservation of Habitats and Species Regulations 2017 (as amended) that an appropriate assessment is carried out with regard to the Conservation Objectives of the European Sites and with reference to other plans and projects to identify if any significant effect is likely for any European Site.
- 2.7 To fulfil the legal requirements to identify if likely significant effects will occur with the implementation of the KTNP upon the European Sites, a screening assessment has been undertaken (in Section 4 of this report).

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<sup>1</sup> Paragraph: 027 Reference ID: 11-027-20190722, National Planning Practice Guidance

<sup>2</sup> Paragraph: 028 Reference ID: 11-028-20150209, National Planning Practice Guidance

<sup>3</sup> Paragraph: 028 Reference ID: 11-028-20150209, National Planning Practice Guidance

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- 2.8. In line with the Court judgement (CJEU People over Wind v Coillte Teoranta C-323/17) mitigation measures cannot be considered when carrying out a screening assessment to decide whether a plan or project is likely to result in significant effects on a European Site.

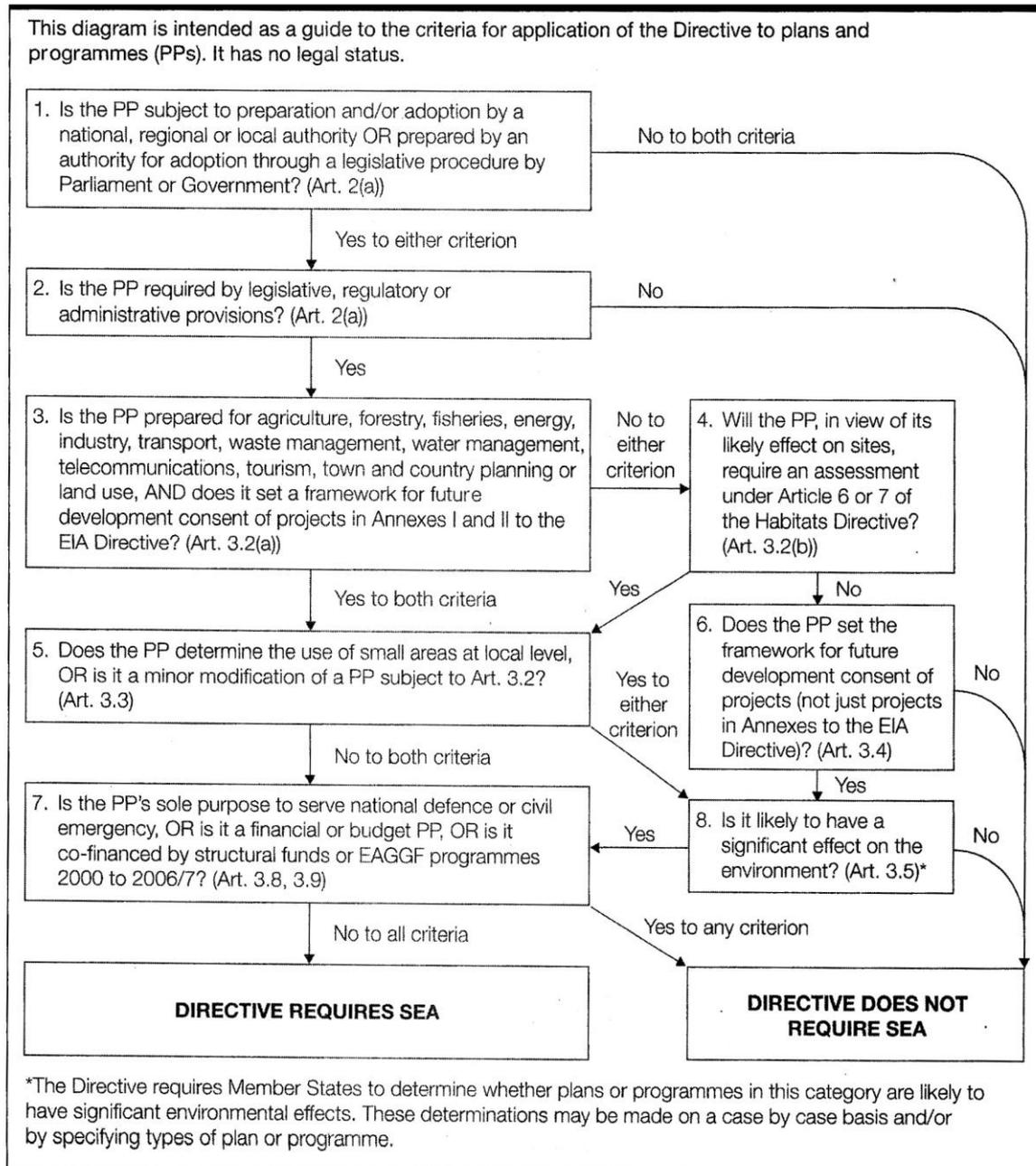
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## 3. SEA Assessment

### Assessment

3.1. The diagram in Figure 1 illustrates the process for screening a planning document to ascertain whether a full SEA is required.

**Figure 1: Application of the SEA Directive to plans and programmes**



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3.2 Table 1 shows the assessment of whether the KTNP will require a full SEA. The questions below are drawn from the diagram in Figure 1 which sets out how the SEA Directive should be applied.

**Table 1: Establishing the Need for SEA**

<b>Stage</b>	<b>Y/N</b>	<b>Reason</b>
1. Is the PP (plan or programme) subject to preparation and/or adoption by a national, regional or local authority OR prepared by an authority for adoption through a legislative procedure by Parliament or Government? (Art. 2(a))	<b>Y</b>	Neighbourhood Plans are prepared by a qualifying body under the provisions of the Town and Country Planning Act 1990 (as amended). The KTNP is prepared by Ketton & Tinwell Parish Council (as the Qualifying Body) and the Ketton & Tinwell Neighbourhood Plan Steering Group. Once the plan is 'made', subject to examination and having received 50%+ or more 'yes' votes through a referendum, it will be adopted by Rutland County Council and become part of the Statutory Development Plan for the area.
2. Is the PP required by legislative, regulatory or administrative provisions? (Art. 2(a))	<b>N</b>	Communities have a right to produce a Neighbourhood Plan. However, communities are not required by legislative, regulatory, or administrative purposes to produce a Neighbourhood Plan. However, once 'made' the KTNP would form part of the statutory development plan and will be used when making decisions on planning applications within the Neighbourhood Area. Therefore, it is considered necessary to answer the following questions to determine further if an SEA is required.
3. Is the PP prepared for agriculture, forestry, fisheries, energy, industry, transport, waste management, water management, telecommunications, tourism, town and country planning or land use, AND does it set a framework for future development consent of projects in Annexes I and II to the EIA Directive? (Art 3.2(a))	<b>Y</b>	The KTNP is prepared for town and country planning and land use and will set out a framework for future development of the scale that would fall under Annex II of the EIA Directive. However, for Neighbourhood Plans, developments which fall under Annex I of the EIA Directive are "excluded development" as set out in Section 61k of the Town and Country Planning Act 1990 (as amended by the Localism Act)
4. Will the PP, in view of its likely effect on sites, require an assessment for future development under Article 6 or 7 of the Habitats Directive? (Art. 3.2 (b))	<b>N/K</b>	A neighbourhood plan could potentially have impacts on sites covered by the Habitat Regulations. A separate HRA screening assessment has been undertaken and can be found in Section 4 of this report.
5. Does the PP Determine the use of small areas at local level, OR is it a minor modification of a PP subject to Art. 3.2? (Art. 3.3)	<b>Y</b>	A neighbourhood plan can determine the use of small areas at a local level. The KTNP covers the parishes of Ketton & Tinwell and will determine the use of sites

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		and areas at a local level. The KTNP does not allocate any sites within its area.
6. Does the PP set the framework for future development consent of projects (not just projects in annexes to the EIA Directive)? (Art 3.4)	<b>Y</b>	Once 'made' the KTNP will form part of the statutory development plan and will be used in the determination of planning applications within the KTNP area. It, therefore, sets the framework for future developments at a local level.
7. Is the PP's sole purpose to serve the national defence or civil emergency, OR is it a financial or budget PP, OR is it co-financed by structural funds or EAGGF programmes 2000 to 2006/7? (Art 3.8, 3.9)	<b>N</b>	The KTNP does not deal with these issues.
8. Is it likely to have a significant effect on the environment? (Art. 3.5)	<b>N</b>	None identified. The assessment of likely significant effects are considered in more detail in Table 2.

**Criteria for Assessing the Effects of the Ketton & Tinwell Neighbourhood Plan**

3.3. Criteria for determining the likely significance of effects referred to in Article 3(5) of Directive 2001/42/EC are set out below:

1. The characteristics of plans and programmes, having regard, in particular, to
  - the degree to which the plan or programme sets a framework for projects and other activities, either with regard to the location, nature, size and operating conditions or by allocating resources,
  - the degree to which the plan or programme influences other plans and programmes including those in a hierarchy,
  - the relevance of the plan or programme for the integration of environmental considerations in particular with a view to promoting sustainable development,
  - environmental problems relevant to the plan or programme,
  - the relevance of the plan or programme for the implementation of Community legislation on the environment (e.g. plans and programmes linked to waste-management or water protection).
2. Characteristics of the effects and of the area likely to be affected, having regard, in particular, to
  - the probability, duration, frequency and reversibility of the effects,
  - the cumulative nature of the effects,
  - the transboundary nature of the effects,
  - the risks to human health or the environment (e.g. due to accidents),
  - the magnitude and spatial extent of the effects (geographical area and size of the population likely to be affected),
  - the value and vulnerability of the area likely to be affected due to:
    - special natural characteristics or cultural heritage,
    - exceeded environmental quality standards or limit values, - intensive land-use,
    - the effects on areas or landscapes which have a recognised national, Community or international protection status
  - intensive land-use,
  - the effects on areas or landscapes which have a recognised national, Community or international protection status.

Source: Annex II of SEA Directive 2001/42/EC

3.4. Table 2 below looks at the likelihood for the Submission KTNP to have significant effects on the environment.

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**Table 2: Criteria for determining the likely significance of effects on the environment from Schedule 1 of the Environmental Assessment of Plans and Programmes Regulations 2004**

Criteria (from Annex II of the SEA Directive and Schedule 1 of Regulations)

1. Characteristics of the plans and programmes, having regard, in particular to:		Is there a significant environmental impact? Y/N	Justification
1a	The degree to which the plan or programme sets a framework for projects and other activities, either with regard to the location, nature, size and operating conditions or by allocating resources.	<b>N</b>	The KTNP sets out policies which will be used to determine proposals within the Neighbourhood Plan area only. The KTNP policies must be in general conformity with the strategic planning policy framework provided by existing policies within the Core Strategy and Site Allocations & Policies DPD and those in the emerging Rutland Local Plan. These are separately subject to SEA as a matter of course. The KTNP does not specifically allocate any land for development.
1b	The degree to which the plan or programme influences other plans and programmes including those in a hierarchy	<b>N</b>	The KTNP will introduce new locally specific policies but will be in general conformity with other plans in the hierarchy, supporting the implementation of those higher tier policies at the Neighbourhood Plan Area level. Due to the locally specific nature of the policies, it is considered that the effect of the Plan on other plans and programmes or their effects on the environment will not be significant.
1c	The relevance of the plan or programme for the integration of environmental considerations in particular with a view to promoting sustainable development	<b>N</b>	Neighbourhood Plans are required to contribute to the achievement of sustainable development. The KTNP seeks to ensure environmental considerations are considered. It includes policies relating to the conservation of heritage assets and protection of the natural environment within the plan area. It is anticipated that the KTNP may have a positive impact on the neighbourhood plan area and the likelihood of significant effects on the environment, therefore, minimised.
1d	Environmental problems relevant to the plan or programme	<b>N</b>	The KTNP itself will not result in any environmental problems beyond those already identified in the SA of the Core Strategy & Site Allocations

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			& Policies DPD and emerging Local Plan. It is anticipated that the KTNP may have a positive impact in the neighbourhood plan area through seeking to encourage sensitive and sustainable development in relation to the environment.
1e	The relevance of the plan or programme for the implementation of [European] Community legislation on the environment (for example, plans and programmes linked to waste management or water protection)	<b>N</b>	The KTNP must be in conformity with the strategic policies contained within the Local Plan and supports the implementation of higher tier policies at a Neighbourhood Area level. The existing Local Plan for Rutland has had regard to European Community legislation on the environment. The content of the KTNP is not considered to conflict with plans or programmes related to waste management or water protection.
<b>2. Characteristics of the effects and of the area likely to be affected, having particular regard to:</b>		<b>Is there a likely significant environmental impact?</b>	<b>Justification</b>
2a	The probability, duration, frequency and reversibility of the effects	<b>N</b>	Some development is expected during the duration of the Plan (to 2041) so an element of environmental change will take place and permanent effects would exist beyond this. The KTNP does not allocate land for development and the Plan policies are designed to ensure new development is sustainable and minimises environmental impacts. Accordingly, no significant effects are predicted.
2b	The cumulative nature of the effects	<b>N</b>	The cumulative effects of the KTNP are likely to be positive although only on a local scale.
2c	The trans-boundary nature of the effects	<b>N</b>	The KTNP is unlikely to have a significant impact on neighbouring areas.
2d	The risk to human health or the environment (for example, due to accidents)	<b>N</b>	It is unlikely that there would be risks to human health or the environment arising from the implementation of the policies proposed in the KTNP.

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2e	The magnitude and spatial extent of the effects (geographical area and size of the population likely to be affected)	<b>N</b>	The KTNP is applicable only to developments within the Neighbourhood Plan area. Therefore, the effects of the KTNP will more likely be felt at a much more local scale (i.e. site or neighbourhood).
2f	The value and vulnerability of the area likely to be affected due to: i) Special natural characteristics or cultural heritage;	<b>N</b>	The KTNP is applicable to developments within the Neighbourhood Plan area, which includes a Conservation Area, and a number of listed buildings and structures. Impacts of development on these assets will be considered as part of individual planning applications. The KTNP provides policies for the parishes of Ketton & Tinwell in addition to those in the existing Development Plan. The anticipated effects should, therefore, be positive for this criterion, particularly as the KTNP includes policies which will provide greater support to protect and enhance the natural and cultural heritage assets of the area.
	ii) exceeded environmental quality standards or limit values;	<b>N</b>	This would be unlikely to result from the proposals.
	iii) Intensive land-use	<b>N</b>	This would be unlikely to result from the proposals.
2g	The effects on areas or landscapes which have a recognised national, Community or international protection status.	<b>N</b>	None identified. The KTNP provides additional planning policy for Ketton & Tinwell which in itself will not have a significant effect. Any applications for development will be required to satisfy the relevant policies for protection of the character of the area before permission is granted.

**SEA Screening Outcome**

3.3 On the basis of the assessments set out in Table 1 and 2, it is concluded that the KTNP will not have significant effects in relation to any of the criteria set out in Schedule 1 of the SEA Regulations and, therefore, does not need to be subject to SEA. The reasons for this are:

- The KTNP supports the implementation of higher tier policies in the existing Rutland Local Plan;
- The KTNP seeks to avoid or minimise negative environmental effects through the provision of guidance on issues which should be considered when making proposals within the Neighbourhood Area. It is, therefore, likely to have an indirect positive

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environmental effect by setting out how proposals can avoid adverse effects on a number of environmental factors; and

- The Plan does not allocate land or buildings for specific new development.

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## 4. HRA Screening

### HRA Process

- 4.1 The initial stage of the HRA process is the screening assessment of the impacts of a land use proposal against the conservation objectives of European (Habitats) sites. It determines if the implementation of the Plan, taking no account of mitigation measures, would result in a likely significant effect on any European site either alone or in combination with other plans or projects. If a 'significant effect' is likely then the need for an Appropriate Assessment of the Plan would be triggered.
- 4.2 The screening process should provide a description of the plan, identify the European sites which may be affected by the plan and assess the significance of any possible effects on the identified sites.

### Relevant European sites

- 4.3 Rutland Water Special Protection Area (SPA)/RAMSAR is the only international designated site within a 15km radius of the KTNP boundary. The HRA screening assessment needs to identify if any likely significant effects will be caused by the implementation of the KTNP.

### Rutland Water SPA/RAMSAR

- 4.4 Rutland Water is a manmade pump storage reservoir created by the damming of the Gwash Valley in 1975 and is the largest reservoir by surface area in the United Kingdom. In general, the reservoir is drawn down in the summer and filled during the autumn and winter months when river levels are high. The main habitats are open water and a mosaic of lagoons, reedswamp, marsh, old meadows, scrub and woodland. The lagoons are one of the most important areas for wintering wildfowl.
- 4.5 The interest features in relation to the site as an SPA and RAMSAR are provided in Table 3.

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**Table 3: Interesting Features of Rutland Water SPA/RAMSAR**

Designation	Interesting Features
SPA	<p><b>Qualifies under Article 4.2 by supporting populations of European importance of the following migratory species over winter:</b></p> <ul style="list-style-type: none"> <li>- Shoveler (<i>Anas clypeata</i>)</li> <li>- Teal (<i>Anas crecca</i>)*</li> <li>- Wigeon (<i>Anas Penelope</i>)*</li> <li>- Gadwall (<i>Anas strepera</i>)</li> <li>- Tufted Duck (<i>Aythya fuligula</i>)*</li> <li>- Goldeneye (<i>Bucephala clangula</i>)*</li> <li>- Mute Swan (<i>Cygnus atra</i>)*</li> <li>- Goosander (<i>Mergus merganser</i>)*</li> <li>- Great Crested Grebe (<i>Podiceps cristatus</i>)*</li> <li>- Coot (<i>Fulica Arra</i>)<sup>4</sup></li> </ul> <p><b>Qualifies under Article 4.2 by regularly supporting at least 20,000 waterfowl.</b></p> <p>* Species that may be removed following the SPA Review *Stroud et al, 2001; The UK SPA network: its scope and content, JNCC)</p>
RAMSAR	<p><b>RAMSAR criterion 5 – Assemblages of international importance</b></p> <p>Species with peak counts in winter:</p> <ul style="list-style-type: none"> <li>- 19274 waterfowl (5 year peak mean 1998-99 – 2002/2003)</li> </ul> <p><b>RAMSAR criterion 6 – Species/populations occurring at levels of international importance</b></p> <p>Qualifying Species:</p> <ul style="list-style-type: none"> <li>- Gadwall <i>Anas strepera</i></li> <li>- Northern shoveler <i>Anas clypeata</i></li> </ul>

4.6 The sensitivities and vulnerabilities of the site have been identified in HRA assessments for Rutland County Council’s Core Strategy and Site Allocations & Policies Development Plan Documents.

4.7 The HRA identified that the most noticeable species are the populations of gadwall and shoveler. Data on the use of the site by these species indicate the gadwall and shoveler numbers peak in the autumn, generally around September/October, before declining over the winter period.

4.8 This suggests that Rutland is mainly used as a refuge whilst species are moulting in early autumn, before dispersing from the site to other wintering areas as winter

<sup>4</sup> Natural England (2014):’Rutland Water Citation, [Online] available to access [here](#)

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progresses. During the winter, gadwall and shoveler occupy more extensive open waters of lakes, reservoirs, and gravel pits.

4.9 Threats include disturbance and water pollution. The principal sensitivities and vulnerabilities of Rutland Water include:

- Water Quality. The level of phosphate can vary above the recommended level at certain times of the year. This increases the risk of a shift in the trophic status of the water body to an algae dominated system, which would adversely affect the site
- Water level. The water level is linked to abstraction and affects accessible aquatic plants are for wildfowl feeding on the site. The ecological perturbation that frequent lowering and raising of water levels causes could be an important factor in whether or not a switch in trophic status occurs
- Recreation. Management of the trout fishery has caused some debate over potential effects on site ecology. In addition, water sports such as sailing have the potential to affect the site through disturbance. Casual recreation around the site margins may also affect some interest features. The site and the interest features are most likely to be vulnerable to disturbance during the key autumn period

4.10 The HRA considered that both the Core Strategy and the Site Allocations & Policies DPDs would have no likely significant effects on Rutland Water in combination with any other adopted planning documents.

4.11 Although the KTNP does not propose to allocate land specifically for new development, any windfall development that comes forward in the KTNP area will be subject to Core Strategy Polices CS4 – ‘Location of Development’ and Site Allocations & Policies DPD Policy SP5 – ‘Built Development in the towns and villages’.

4.12 An assessment of likely significant effects has been undertaken for all policies in the KTNP. Table 4 below presents a HRA Screening for the Ketton & Tinwell Neighbourhood Plan.

**Table 4: Establishing the Need for an Appropriate Assessment**

Ketton & Tinwell Neighbourhood Plan Policy	Detail of Policy to be Screened	Comment	Likely Significant Effect
Policy KT1	Overall Sustainable Development and Localism Principles	This Policy sets out the sustainable development principles. This includes high standards of design and respecting the local built and natural environment. The policy is in accordance with policies of the Local Plan. The policy encourages pre	No likely significant effect

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Ketton & Tinwell Neighbourhood Plan Policy	Detail of Policy to be Screened	Comment	Likely Significant Effect
		application discussions with the parish council/meeting. The policy itself will not lead to development but seeks to ensure that development is sustainable and does not negatively impact the built and natural environments of Ketton and Tinwell.	
Policy KT2	Landscape Character and Important views	The policy itself will not lead to development, it sets out measures to conserve and enhance the positive features of the local landscape and consider the impact on a number of identified views which contribute to maintaining and enhancing the character of the Neighbourhood Plan area.	No likely significant effect
Policy KT3	Trees, hedges and watercourses	The policy itself will not lead to development. It sets out measures to protect and enhance trees, hedges and watercourses. It supports development schemes which incorporate schemes to replace removed natural structures.	No likely significant effect
Policy KT4	Local Green Infrastructure Corridors	The policy itself will not lead to development. It sets out measures to protect local green infrastructure corridors. It supports proposals which will enhance biodiversity and promote public access into green corridors in new development proposals, which is likely to have a positive effect. The policy sets out that Ketton quarry restoration plans for the primary	No likely significant effect

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Ketton & Tinwell Neighbourhood Plan Policy	Detail of Policy to be Screened	Comment	Likely Significant Effect
		purpose of wildlife habitat and connectivity will be supported.	
Policy KT5	Designated Heritage Assets in and around Ketton	The policy itself will not lead to development but aims to ensure that development proposals are of high-quality design and are sensitive to the locally distinctive identity of Ketton and its conservation area.	No likely significant effect
Policy KT6	Designated Heritage Assets in and around Tinwell	The policy itself will not lead to development but aims to ensure that development proposals are of high-quality design and are sensitive to the locally distinctive identity of Tinwell and conservation area.	No likely significant effect
Policy KT7	Protecting and enhancing archaeological sites	The policy itself will not lead to development but aims to minimise the impact of development proposals on scheduled monuments and archaeological sites.	No likely significant effect
Policy KT8	Existing open space and recreation facilities	The policy itself will not lead to development. It designates open spaces and recreational facilities to be protected. It sets out that development proposals which enhance existing sites will be supported.	No likely significant effect
Policy KT9	Open space provision within new housing developments	The policy itself will not lead to development. It sets out the expectations of open space provision from development proposals for new housing of 10 dwellings or more which is likely to have a positive effect.	No likely significant effect

**Strategic Environmental Assessment and Habitat Regulations Assessment  
Screening Report for Ketton & Tinwell Neighbourhood Plan**

<b>Ketton &amp; Tinwell Neighbourhood Plan Policy</b>	<b>Detail of Policy to be Screened</b>	<b>Comment</b>	<b>Likely Significant Effect</b>
Policy KT10	Proposed Local Green Spaces	The policy itself will not lead to development. It proposes Local Green Space designations and sets out that development proposals on these sites will not be supported.	No likely significant effect
Policy KT11	Other Important Open Spaces	The policy itself will not lead to development. It sets out that development proposals that have an adverse impact on important open spaces and frontages will not be supported.	No likely significant effect
Policy KT12	Allotments	The policy supports the provision of an allotment in Ketton.	No likely significant effect
Policy KT13	Location and scale of new housing (Ketton)	This policy sets out requirements of residential development proposals in regard to the indicative supply for Ketton. The policy is in accordance with policies of the Local Plan	No likely significant effect
Policy KT14	Location and scale of new housing (Tinwell)	This policy sets out that small scale development in Tinwell should be proportionate to the size of the village. The policy is in accordance with policies of the Local Plan	No likely significant effect
Policy KT15	Infrastructure requirements associated with new development	This policy will not lead to development but sets out that proposals must not result in a net increase in surface water. It also sets out open space, parking and developer contribution expectations.	No likely significant effect
Policy KT16	Design requirements for new housing	The policy itself will not lead to development but aims to ensure that development proposals are of high-quality design and are sensitive to the locally distinctive identity of the villages and conservation	No likely significant effect

**Strategic Environmental Assessment and Habitat Regulations Assessment  
Screening Report for Ketton & Tinwell Neighbourhood Plan**

<b>Ketton &amp; Tinwell Neighbourhood Plan Policy</b>	<b>Detail of Policy to be Screened</b>	<b>Comment</b>	<b>Likely Significant Effect</b>
		area through choice of materials, scale, density and layout. It also states proposals should incorporate streets which are safe, sensitive to the existing views and local character and visually appealing.	
Policy KT17	Housing mix for new developments	This policy sets out the expected mix of housing sizes to be provided in new residential proposals to meet the local housing need. The policy itself will not lead to development but seeks to ensure that housing meets the requirements of local people.	No likely significant effect
Policy KT18	Extensions and conversions	The policy itself will not lead to development but aims to ensure that development proposals are of high-quality design and are sensitive to the local context.	No likely significant effect
Policy KT19	Commercial development, including agricultural	The policy itself will not lead to development but sets out how commercial development proposals should safeguard key views and ensure that activities or emissions from the proposed development do not have an adverse impact. The policy is in accordance with policies of the Local Plan	No likely significant effect
Policy KT20	Rights of Way	This policy will not lead to development. It sets out to ensure development proposals do not adversely affect public rights of way.	No likely significant effect
Policy KT21	Impact of development on the Strategic Road	The policy itself will not lead to development but aims to ensure that	No likely significant effect

**Strategic Environmental Assessment and Habitat Regulations Assessment  
Screening Report for Ketton & Tinwell Neighbourhood Plan**

<b>Ketton &amp; Tinwell Neighbourhood Plan Policy</b>	<b>Detail of Policy to be Screened</b>	<b>Comment</b>	<b>Likely Significant Effect</b>
	Network, and development of the A1	development proposals include transport assessments.	
Policy KT22	Encouraging new businesses	The policy itself will not lead to development but sets out criteria for development proposals associated with the establishment of new businesses in the Neighbourhood plan Area. It sets out that development proposals should be appropriate in location and not have an adverse impact on the built and natural environment.	No likely significant effect
Policy KT23	Working from home	The policy itself will not lead to development but promotes home working opportunities within the Neighbourhood Plan area where it does not adversely affect the residential character or amenity of the area.	No likely significant effect
Policy KT24	Fibre Broadband	This policy will not lead to development. It sets out the fibre requirements of new development proposals.	No likely significant effect
Policy KT25	The protection of community facilities	The policy itself will not lead to development. It seeks to protect existing community facilities as part of the development of sites allocated in the existing or future Rutland Local Plan.	No likely significant effect
Policy KT26	The provision of new community facilities	The policy itself will not lead to development. It sets out the requirements of the provision of new community facilities as part of the development of sites allocated in the existing or future Rutland Local Plan.	No likely significant effect

## **Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan**

- 4.13 The findings show that the policies will have no likely significant effect upon Rutland Water. Therefore, in the context that the KTNP does not propose to allocate land specifically for new development and the policies within the KTNP are in conformity with those in both the adopted Core Strategy and Site Allocations & Policies DPD, which were subject to a HRA that confirmed no significant effects are likely, it is considered that there will be no requirement to undertake an Appropriate Assessment of the KTNP.

### **In combination effects**

- 4.14 Regulation 105 of the Habitats Regulations 2017 requires an appropriate assessment where a land use plan (not directly connected with or necessary to the management of the site) is likely to have a significant effect on a European site, either alone or in combination with other plans or projects
- 4.15 There are a number of potentially relevant plans and projects which may result 'in combination' effects for the KTNP, a useful starting point to determine whether the KTNP may result in 'in combination' effects are the HRA's undertaken for Rutland County Council's Core Strategy and Site Allocations & Policies DPD's. Both these HRA's identified possible 'in combination' effects in relation to development and regional water resource demands on Rutland Water.
- 4.16 However, in mitigation, the Water Cycle Study identifies that there is either sufficient capacity within the sewerage network to avoid significant effects on Rutland Water, or works will be able to improve their treatment levels within the limits of conventional wastewater treatment technology to allow for increased discharges from the Waste water Treatment Works (WwTWs).
- 4.17 The screening assessment undertaken concludes that no likely significant effects in relation to the Rutland Water SPA/RAMSAR site will occur as a result of the implementation of the Core Strategy and Site Allocations & Policies DPD's.

### **Screening Outcome**

- 4.18 The KTNP does not go beyond the requirements set out in the Core Strategy & the Site Allocations & Policies DPD or emerging Rutland Local Plan (2016-2036). Consequently, it is considered that no significant 'in combination' likely effects will occur from the implementation of the KTNP. As such, the KTNP does not require a full HRA to be undertaken.

## **Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan**

### **5. Conclusions and Recommendations of the Screening Assessments**

#### **SEA**

- 5.1 The KTNP has been prepared for town and country planning purposes and sets a framework for future development consent. The policies of the KTNP can be considered to determine the use of small areas at local level commensurate with their status in determining planning applications.
- 5.2 A screening assessment was undertaken to determine the need for an SEA in line with regulations and guidance and can be found in Section 3 of this report. The assessment finds no likely significant effects will occur as a result of the KTNP. The assessment finds many of the policies are in conformity with the local plan policies which have a full SA/SEA and which identified no likely significant effects will occur as a result of the implementation of policies.
- 5.3 From the findings of the screening assessment, it is recommended that a full SEA does not need to be undertaken for the KTNP.

#### **HRA**

- 5.4 A screening assessment was undertaken to determine the need for a HRA in line with regulations and guidance and can be found in section 4 of this report. The assessment finds that the KTNP is not predicted, without mitigation, to have any likely significant effects on a European site. The assessment finds many of the policies are in conformity with the local plan policies, which have undergone a full HRA and which identified no likely significant effects would occur as a result of the implementation of policies. It is also identified that no likely in combination significant effects will occur as a result of the implementation of the KTNP.
- 5.5 From the findings of the screening assessment, it is recommended that a full HRA does not need to be undertaken for the KTNP.

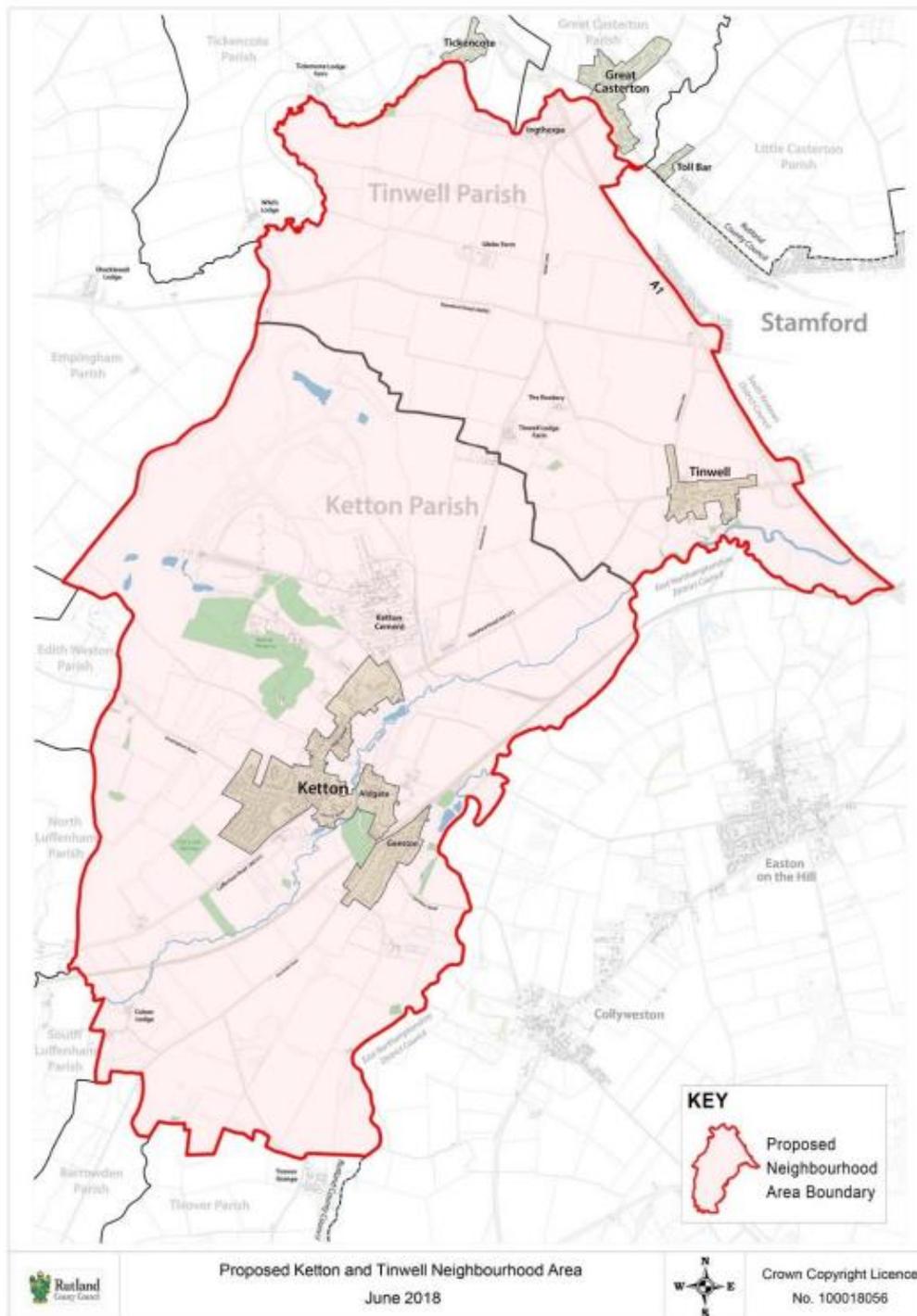
## **Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan**

### **6. Determination**

- 6.1. Before the Council made a formal determination, there was a requirement to consult the three statutory consultation bodies designated in the regulations: Historic England, Environment Agency and Natural England.
- 6.2. Consultation on the Screening Report was carried out with the three bodies in July 2022.
- 6.3. Rutland County Council are of the opinion, therefore, that an environmental assessment of the Ketton & Tinwell Neighbourhood Plan is not required as it is unlikely to have significant environmental effects.
- 6.4. It is also the Council's opinion that a full Habitats Regulations Appropriate Assessment is not required, as the Ketton & Tinwell Neighbourhood Plan is unlikely to have a significant effect on any designated sites.

# Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan

## Appendix 1 – Ketton & Tinwell Neighbourhood Plan Area



# Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan

## Appendix 2 – Statutory Body Responses

RE: Consultation on SEA/HRA screening for Ketton & Tinwell Neighbourhood Plan



LN Planning <LNplanning@environment-agency.gov.uk>  
To Kerry Andrews

Reply Reply All Forward ...

Tue 26/07/2022 16:10

Follow up. Start by 26 July 2022. Due by 26 July 2022.

Dear Kerry

### SEA/HRA Screening report

Thank you for consulting the Environment Agency. We have reviewed your SEA / HRA screening report and are happy with the methodology.

Based on a review of environmental constraints for which we are a statutory consultee, there are areas of fluvial flood risk and watercourses within the neighbourhood plan area. In particular, we note that the boundary does include areas of flood zones 2 and 3 of the Rivers Chater and Welland.

On the basis that the plan includes policies protective of the watercourses (KT3, 4, 5) and does not allocate any sites, we do not consider it is likely to have significant environmental effects relating to these environmental constraints.

### Draft plan

We do note that there is no specific policy relating to flood risk management. This may not be necessary, as development in the NP area will have to comply with national policy – and the above policies will indirectly discourage development in flood zones 2 and 3. However, we note that **table pp 19-20** under 'reduce flood risk' states:

'**Flooding.** In Ketton, the intimate relationship between the River Chater and the village with its many heritage assets, justifies a bespoke, locally-focused, Neighbourhood Plan policy' and **p112** includes:

'The intimate relationship between the villages and the rivers Chater and Welland means that some areas are designated as Flood Zones 2 and 3. In addition to the requirement that the location and scale of new development, whether residential or commercial, should take account of this risk, there are known locations with problems of surface water flooding and sewage outflows under heavy rain/flood conditions which need to be considered (see also Evidence Document).'

We would therefore advise the Neighbourhood Plan steering group to consider further whether the plan would benefit from a bespoke flood risk policy.

Kind regards

### Nicola Farr

Sustainable Places - Planning Advisor  
Environment Agency, Lincolnshire & Northamptonshire Area  
Ceres House, Searby Road, Lincoln, LN2 4DW (Currently working from home)

[nicola.farr@environment-agency.gov.uk](mailto:nicola.farr@environment-agency.gov.uk)

External: 020 302 55023

Mobile: 07831 117865

# Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan

Date: 28 July 2022  
Our ref: 400037



Rutland County Council

**BY EMAIL ONLY**

Hombeam House  
Crewe Business Park  
Electra Way  
Crewe  
Cheshire  
CW1 6GJ

T 0300 060 3900

Dear Kerry Andrews

**Planning consultation: Ketton and Tinwell Neighbourhood Plan - SEA & HRA Screening Consultation**

Thank you for your consultation on the above dated 11 July 2022.

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.

Where Neighbourhood Plans could have significant environmental effects, they may require a Strategic Environmental Assessment (SEA) under the Environment Assessment of Plans and Programmes Regulations 2004 (as amended). Further guidance on deciding whether the proposals are likely to have significant environmental effects and the requirements for consulting Natural England on SEA are set out in the [planning practice guidance](#).

Planning practice guidance also outlines that if an appropriate assessment is required for your neighbourhood plan this will also engage the need for a SEA. One of the basic conditions that will be tested by the independent examiner is whether the neighbourhood plan is compatible with European obligations, including those under the SEA Directive. Where a SEA is required it should be prepared in accordance with [regulation 12](#) of the SEA Regulations.

Natural England welcomes the Screening Report which assesses the requirement for Strategic Environmental Assessment (SEA) and Habitats Regulations Assessment (HRA) for the Ketton and Tinwell Neighbourhood Plan.

I can confirm that Natural England agrees with this report's conclusion that it is not likely there will be significant environmental effects arising from the policies in the plan, which have not already been accounted for within the adopted local plan. We also note the plan does not allocate any further development sites. Therefore, the Ketton and Tinwell Neighbourhood Plan does not require a Strategic Environmental Assessment (SEA) to be undertaken.

Natural England also agrees that the Plan would be unlikely to result in any significant effect to European Sites, either alone or in combination, and therefore an appropriate assessment under the Habitats Regulations is not required.

Aside from this, Natural England have no specific comments at this stage. We would be happy to comment further should the need arise but if in the meantime you have any queries please do not hesitate to contact us. For any queries relating to the specific advice in this letter please contact me on 020 8720 4183. For any new consultations, or to provide further information on this consultation

## Strategic Environmental Assessment and Habitat Regulations Assessment Screening Report for Ketton & Tinwell Neighbourhood Plan

please send your correspondences to [consultations@naturalengland.org.uk](mailto:consultations@naturalengland.org.uk).

Yours sincerely

Robbie Clarey  
Lead Adviser – East Midlands Area Delivery

**Strategic Environmental Assessment and Habitat Regulations Assessment  
Screening Report for Ketton & Tinwell Neighbourhood Plan**



Ms Kerry Andrews  
Rutland County Council  
Catmose  
Oakham  
Rutland  
LE15 6HP

Direct Dial: 0121 625 6870

Our ref: PL00782102

15 July 2022

Dear Ms Andrews

***KETTON AND TINWELL NEIGHBOURHOOD PLAN - SEA SCREENING REQUEST***

Thank you for your consultation of 11 July 2022 and the request for a Screening Opinion in respect of the *Ketton and Tinwell Neighbourhood Plan*.

For the purposes of consultations on SEA Screening Opinions, Historic England confines its advice to the question, "Is it likely to have a significant effect on the environment?" in respect of our area of concern, cultural heritage. Our comments are based on the information supplied with the screening request.

On the basis of the information supplied and in the context of the criteria set out in Schedule 1 of the Environmental Assessment Regulations [Annex II of 'SEA' Directive], Historic England is of the view that the preparation of a Strategic Environmental Assessment is not likely to be required.

The views of the other statutory consultation bodies should be taken into account before the overall decision on the need for a SEA is made. If a decision is made to undertake a SEA, please note that Historic England has published guidance on Sustainability Appraisal / Strategic Environmental Assessment and the Historic Environment that is relevant to both local and neighbourhood planning and available at:

<https://historicengland.org.uk/images-books/publications/sustainability-appraisal-and-strategic-environmental-assessment-advice-note-8/>

Should it be concluded that, overall, a SEA will be required for the Plan, Historic England would be pleased to discuss the scope of the assessment in relation to the historic environment in due course.

I hope that this information is of use to you at this time. Should you have any queries, please do not hesitate to contact me.

Yours sincerely,



THE FOUNDRY 82 GRANVILLE STREET BIRMINGHAM B1 2LH  
Telephone 0121 625 6888  
HistoricEngland.org.uk



*Historic England is subject to both the Freedom of Information Act (2000) and Environmental Information Regulations (2004). Any information held by the organisation can be requested for release under this legislation.*

**Strategic Environmental Assessment and Habitat Regulations Assessment  
Screening Report for Ketton & Tinwell Neighbourhood Plan**



C. Fletcher

Clive Fletcher  
Principal Adviser, Historic Places  
[clive.fletcher@HistoricEngland.org.uk](mailto:clive.fletcher@HistoricEngland.org.uk)