

<b>Date:</b>		
<b>Issue:</b>	<b>Policy 05 Protected Species</b>	
<b>Objection ref:</b>		
	400f(e)	Dr A. M. Jones, Badenoch & Strathspey Conservation Group
<b>Reporter</b>	Mr Hugh Begg	
<b>Procedure</b>	Informal Hearing	

## 1 Overview

- 1.1 This statement sets out the Cairngorms National Park Authority response to the objections raised to the Deposit Local Plan (CD6.11) as modified in respect of Policy 05 : Protected Species, and supplements the response made to those objections by the Cairngorms National Park Authority in its reports to Committee (CD7.3, 7.4 and 7.5).

## 2 Provision of the Local Plan

- 2.1 Policy 05 is intended to highlight how laws dealing with protected species affects decisions and procedure in the planning system. This policy was modified as part of the 1<sup>st</sup> Modifications May 2008 (CD6.12) and the 2<sup>nd</sup> Modifications October 2008 (CD6.13).

## 3 Summary of objection(s)

- 3.1 There is one objection to Policy 05 who wishes to be considered at informal hearing:
- **400f(e)** objects to the wording of the policy on the basis that it does not provide sufficient protection, detail and clarity.

## 4 Summary of Cairngorms National Park Authority Response

- 4.1 The CNPA prepared this policy and the supporting text with the help of SNH, the Scottish Government's natural heritage advisor. The wording of the policy and supporting text have been chosen to reflect the requirements of the Conservation (Natural Habitats, &c.) Regulations 1994 (as amended) (CD1.13). No changes to the policy are considered necessary.

## 5 CNPA Commendation to Reporter

- 5.1 It is commended that the Reporter rejects the objection.

## 6 Assessment / Scope of Evidence

- 6.1 **400f(e)** objects to the wording of the policy on the basis that it does not provide sufficient protection, detail and clarity.
- 6.2 **CNPA Response:** The CNPA prepared this policy and the supporting text with the help of SNH, the Scottish Government's natural heritage advisor. The wording of the policy and supporting text have been chosen to reflect the requirements of the Conservation (Natural

Habitats, &c.) Regulations 1994 (as amended) (CD1.13). No changes to the policy are considered necessary.

## **7 Strategic Issues**

7.1 Policy 05 supports the National Park Plan's strategic objectives for biodiversity (CD7.1, pages 42-44).

## **8 Other material considerations**

8.1 None.

## **9 List of documents (including Core Documents)**

- CD1.13 Conservation (Natural Habitats, & c.) Regulations 1994
- CD6.11 Deposit Local Plan
- CD6.12 Deposit Local Plan 1<sup>st</sup> Modifications
- CD6.13 Deposit Local Plan 2nd Modifications
- CD7.1 Cairngorms National Park Plan 2007
- CD7.4 CNPA Committee Report 1<sup>st</sup> Modifications October 2008
- CD7.5 CNPA Committee Report 2<sup>nd</sup> Modifications February 2009

## **10 Cairngorms National Park Authority Witnesses for Informal Hearing**

- Gavin Miles, Strategic Planning & Policy Officer, CNPA