

## Policy DM 38: Protected Species

### European Protected Species

**DM 38.1** Development that is likely to have an adverse effect on a European protected species will not be permitted unless it can be demonstrated that:

- (a) There is no satisfactory alternative;
  - (b) The development is required in the interests of public health or public safety, or for other imperative reasons of over-riding public interest, including those of a social and economic nature and beneficial consequences of primary importance to the environment;
  - (c) There is no detriment to the maintenance of the population of the species at a favourable conservation status; and
  - (d) Compensatory measures are agreed and their delivery secured.
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### Other Protected Species

**DM 38.2** The Council will support development that is not likely to ~~harm~~ **have an adverse effect on** any other statutorily protected species and where any impact arising, can be adequately mitigated or compensated against.

**DM 38.3** Development proposals are required to be sensitive to all protected species, and sited and designed to protect them, their habitats and prevent deterioration and destruction of their breeding sites or resting places. Seasonal factors will also be taken into account.

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### Information

**DM 38.4** Where there is potential or evidence to suggest, that a protected species exists on the site or is likely to be impacted by a development proposal, the developer will be required to undertake a suitable ecological appraisal, including where necessary, surveys for protected species.