

Record of Officer's Decision

The Openness of Local Government Bodies Regulations 2014 and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

Date of Decision:	23/07/2025
Decision Maker (Officer):	Gary Guiver – Corporate Director (Planning & Community)
Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):	Part 3, Schedule 3 – Responsibility for Executive Functions delegated to Officers paragraph 4.3 (1) – the Corporate Director has delegated authority to discharge executive functions within their respective service areas (Part 3.38). All delegations are subject to consultation where considered appropriate in the circumstances (paragraph 4.3 (4(ii) – Part 3.39).
Identify which Portfolio Holder(s)/Committee Chairman consulted?	Concurrence has been obtained in consultation with the Portfolio Holder for Housing & Planning, Cllr. A Baker.
Ward Member(s) consulted?	N/A
Is it a Key Decision?	No
Is it subject to call-in?	No
Decision Made:	To respond formally on behalf of TDC to the Government's consultation.
Reason for Decision (if a report was produced to support the Decision, refer to or attach it):	The Government is consulting on the implementation of biodiversity net gain (BNG) for minor, medium and brownfield development. The consultation includes options around extending exemptions, simplifying the small sites metric and increasing ease of access to

	the off-site market. It also addresses specific challenges for brownfield developments. https://consult.defra.gov.uk/defra-biodiversity-net-gain/improving-the-implementation-of-biodiversity-net-g/ Officers have drafted a response to the consultation setting out how the proposals will impact Tendring District Council.	
Highlight any associated risks/finance/legal/equality considerations:	None. Any decisions on national policy will be for the Government to consider, following the close of the consultation.	
NEW : Details of Local Government Reorganisation and/or Devolution considerations	The decision to submit a response to the Government consultation will not affect ongoing work in support of Local Government Reorganisation and/or Devolution.	
Details of any Alternative Options Considered and rejected (together with reasons):	Option 1 - To respond formally on behalf of TDC to the Government's consultation. Option 2 - Do not respond to the Government consultation. However, it is important that the Council's views are considered as part of this consultation.	
Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision) If relevant, a note of the dispensation granted by the Monitoring Officer:	N/A	
Reason Decision, or supporting Report, is not published: <i>Tick one or more of the specific exemptions,</i> <u>and</u>	☒	Not applicable – Decision [and report] to be published
	If Report is not to be published – tick one of the following boxes:	
	☐	
	☐	N/A
	☐	
	☐	
	☐	

<i>Give more information in the final box with regards to why the exemption applies and outweighs the public interest test (which is in favour of disclosure).</i>		

Officers

Signed: P Woods

Title: Planning Policy Team Leader

Signed: G Guiver

Title: Corporate Director (Planning & Community)

In consultation with: Cllr A Baker

Dated: 23/07/2025