



TROWBRIDGE AND WESTBURY BAT MITIGATION STRATEGY

Strategic Habitat Mitigation Contribution for the YELLOW MEDIUM RISK BAT SENSITIVITY ZONE

AGREEMENT UNDER S.111 of LOCAL GOVERNMENT ACT 1972

Please submit a signed copy of this agreement with your planning application or on request from the Council. Failure to do so could delay the determination of your planning application.

Guidance notes for this agreement are available on the Council's website and should be referred to before completing the form below.

To Development Management
Wiltshire Council
County Hall
Bythesea Road
Trowbridge
Wiltshire
BA14 8 JQ

I. Application Details

Date	08/07/2026
Application reference number: (if known)	PL/2025/07258
Address of property	Fairwood Lakes Holiday Park, Fairwood Road, Dilton Marsh, Westbury, BA13 4EL
Description of development	Variation of condition 2 (Approved Plans) of application 20/11097/FUL relating to site layout, lighting, ecological enhancement and lodge details.
Full Name(s) of applicant(s) (add contact name if applicant is an organisation)	Fairwood Lakes Land Ltd Jon Richmond

Correspondence address of applicant	5, The Quadrant, Coventry, CV1 2EL
Number of new dwellings / residential units within the yellow medium risk bat sensitivity zone £1000.00 per dwelling/unit AND / OR For all other types of development within the yellow medium risk bat sensitivity zone £30,000 per hectare	
Strategic Habitat Mitigation Contribution [Number of units x £1000 and/or Number of hectares x £30,000] Cost centre – 71024	0.1337 x £30,000.00 = £4011.00
Strategic Habitat Mitigation Administration Fee: 10% of Mitigation Cost	10% x £4011.00 =£401.10
Section III Legal Admin Fee £275 (five properties or less) or £375 (between six and ten properties or Major Applications) Cost centre - 90210	£375
Total fee	£4787.10

2. Applicant's agreement

2.1 I hereby acknowledge and agree that:

2.1.1 I will pay the Strategic Habitat Mitigation Contribution towards the delivery of strategic habitat mitigation measures as set out in the *Trowbridge and Westbury Bat*

Mitigation Strategy (Wiltshire Council, 9th July 2025) on receipt of the relevant invoice and prior to determination of the Application.

- 2.1.2 I have read the *Trowbridge and Westbury Bat Mitigation Strategy* (Wiltshire Council, 9th July 2025 as may be amended from time to time) and I am making this payment as contribution to mitigation of the significant effect of the development set out in the Application on the Bath and Bradford-on-Avon Bats Special Area of Conservation and functionally and demographically linked habitats as referred to by the Strategy.
- 2.1.3 This contribution has been made pursuant to Conservation of Habitats and Species Regulations 2017 (as amended) and Section 111 of the Local Government Act 1972.
- 2.1.4 I have been informed of the opportunity to complete a unilateral planning obligation in accordance with Section 106 Town and Country Planning Act 1990 to make the Strategic Habitat Mitigation Contribution when development commences, and I have chosen to make the direct payment as an expeditious alternative to relying on such a unilateral planning obligation.
- 2.2 I understand that:
 - 2.2.1 No refund of this Strategic Habitat Mitigation Contribution will be made unless the Application does not receive approval (whether or not with conditions) or is withdrawn.
 - 2.2.2 In respect of any refund including where the Application is withdrawn, I acknowledge that:
 - 2.2.2.1 The total amount refunded will be the sum of the original Strategic Habitat Mitigation Contribution payment.
 - 2.2.2.2 No interest will accrue to be refunded.
 - 2.2.2.3 No refund will be made until the period for appeal has passed without an appeal being made or an appeal has been dismissed or six months has elapsed since the date of withdrawal.
 - 2.2.2.4 If an appeal against refusal is made and is allowed by the Planning Inspectorate no refund will be made.
 - 2.2.3 Refunds will only be made if a request for a refund is received in writing (sent to cilands106@wiltshire.gov.uk) and made within 12 months of the date of determination of the application (but not before the period set out under 2.2.2.3) or within 12 months of the date of any appeal decision, whichever is the later.
 - 2.2.4 If the planning permission is varied by a section 73 application or amended, then the contribution may be used to cover the *Trowbridge and Westbury Bat Mitigation Strategy* (Wiltshire Council, 9th July 2025) contribution due for that application.

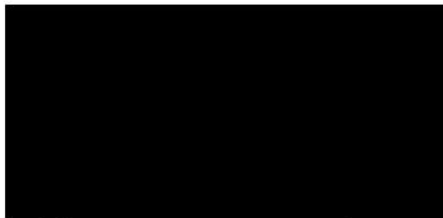
3. Wiltshire Council's Agreement

- 3.1 In consideration of the Applicant's agreement, Wiltshire Council will apply the Strategic Habitat Mitigation Contribution in accordance with the *Trowbridge and Westbury Bat Mitigation Strategy* (Wiltshire Council, 9th July 2025, as may be amended from time to time).
- 3.2 For the avoidance of doubt, this Agreement does not: (i) constitute advice on the merits of the Application or the viability of the development referred to in the Application, (ii) guarantee that the Application will be successful or that objections or conditions will not be made, or (iii) bind or commit Wiltshire Council in any way in respect of any planning application.

General

This legally binding agreement shall be governed by the laws of England and each party submits to the exclusive jurisdiction of the English courts.

Signature of applicant



----- (digital
signature is acceptable)

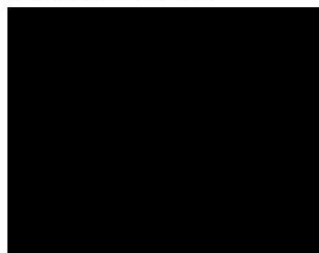
Application reference number: PL/2025/07258

Received on behalf of Wiltshire Council

By Christopher Herz on and behalf of Parry Holmes Solicitor
to the Council (authorised officer)

Of Legal Services (name of department)

On 1st September 2026 (date)



This receipt signifies the agreement on behalf of Wiltshire Council to this s.I.I.I Agreement.

A copy signed by both the applicant and on behalf of the Council will be sent to the applicant. Please retain the copy for your records as it is an important legal document.