

**CD11.12**

# **Proof of Evidence Appendices**

Protected Species

From

*Greenbelt* (Rule 6 Party)

Presented by Paul King  
(Member and Advocate for Greenbelt)



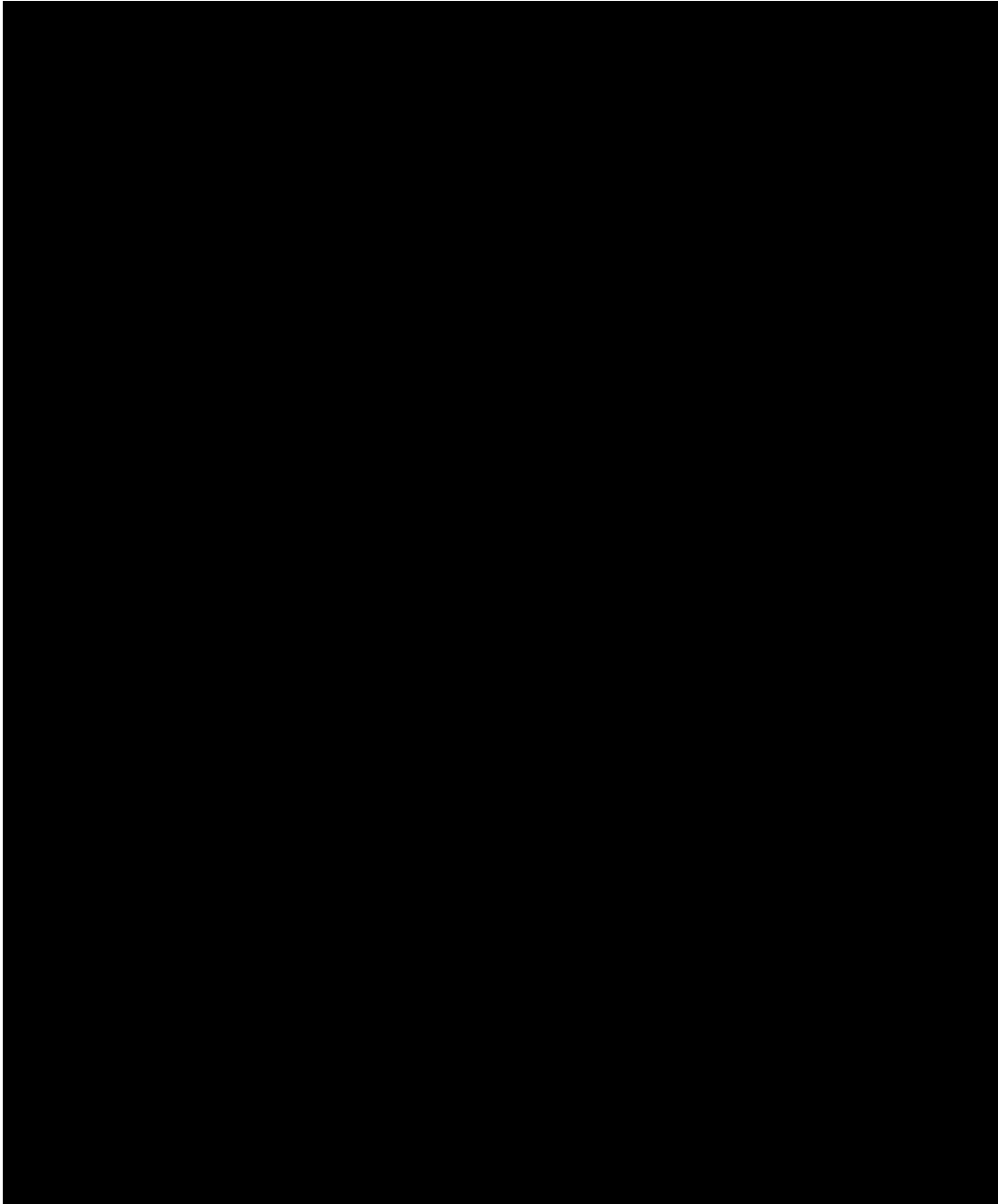
In the appeal: APP/B1930/W/24/3343986

Planning Application Reference: 22/0267

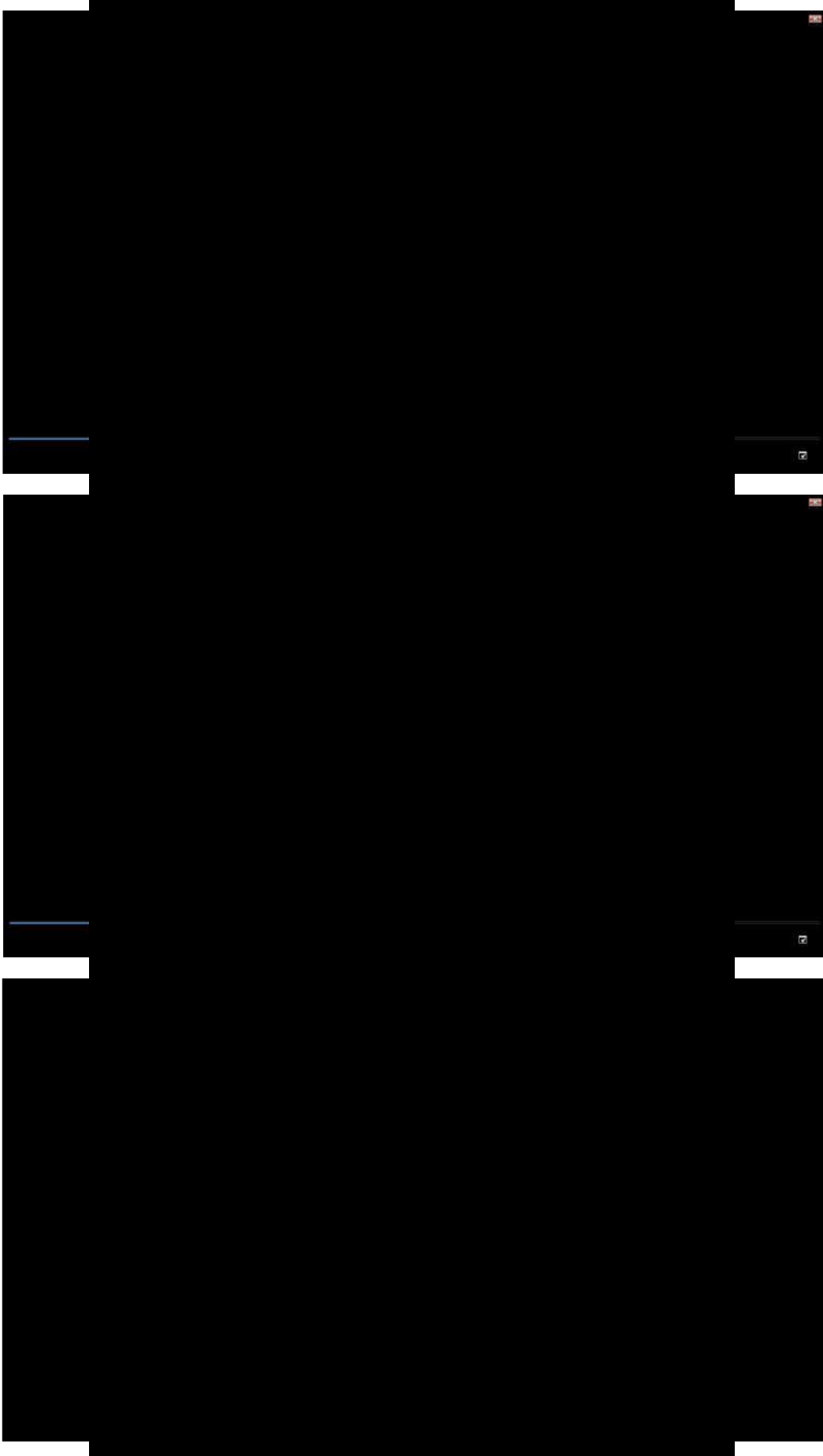
Land between caravan site and Watling Street,  
Park Street, St Albans, AL2 2PZ

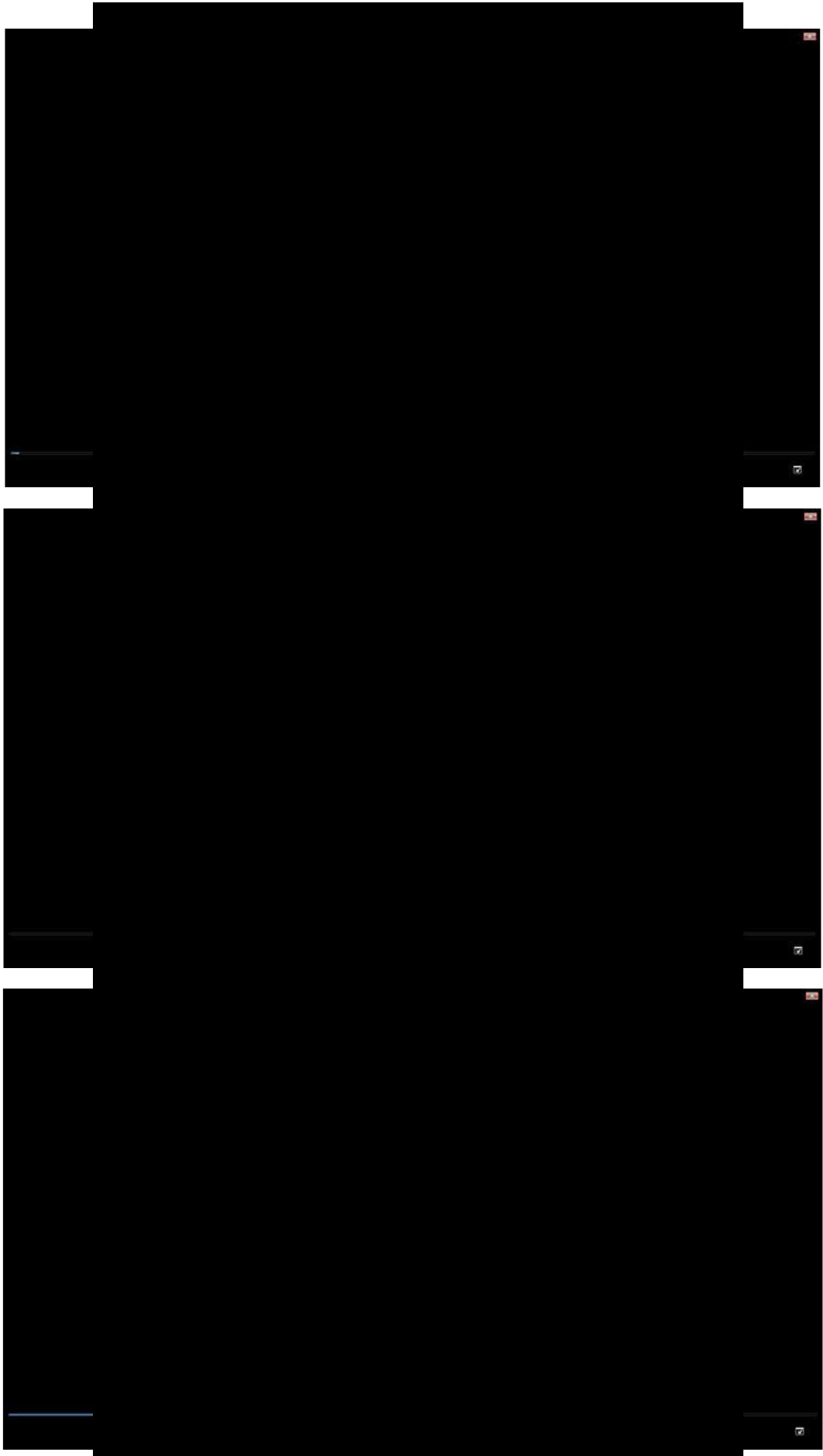
Appendix A – Badger sightings with associated videos, sent to Herts Ecology

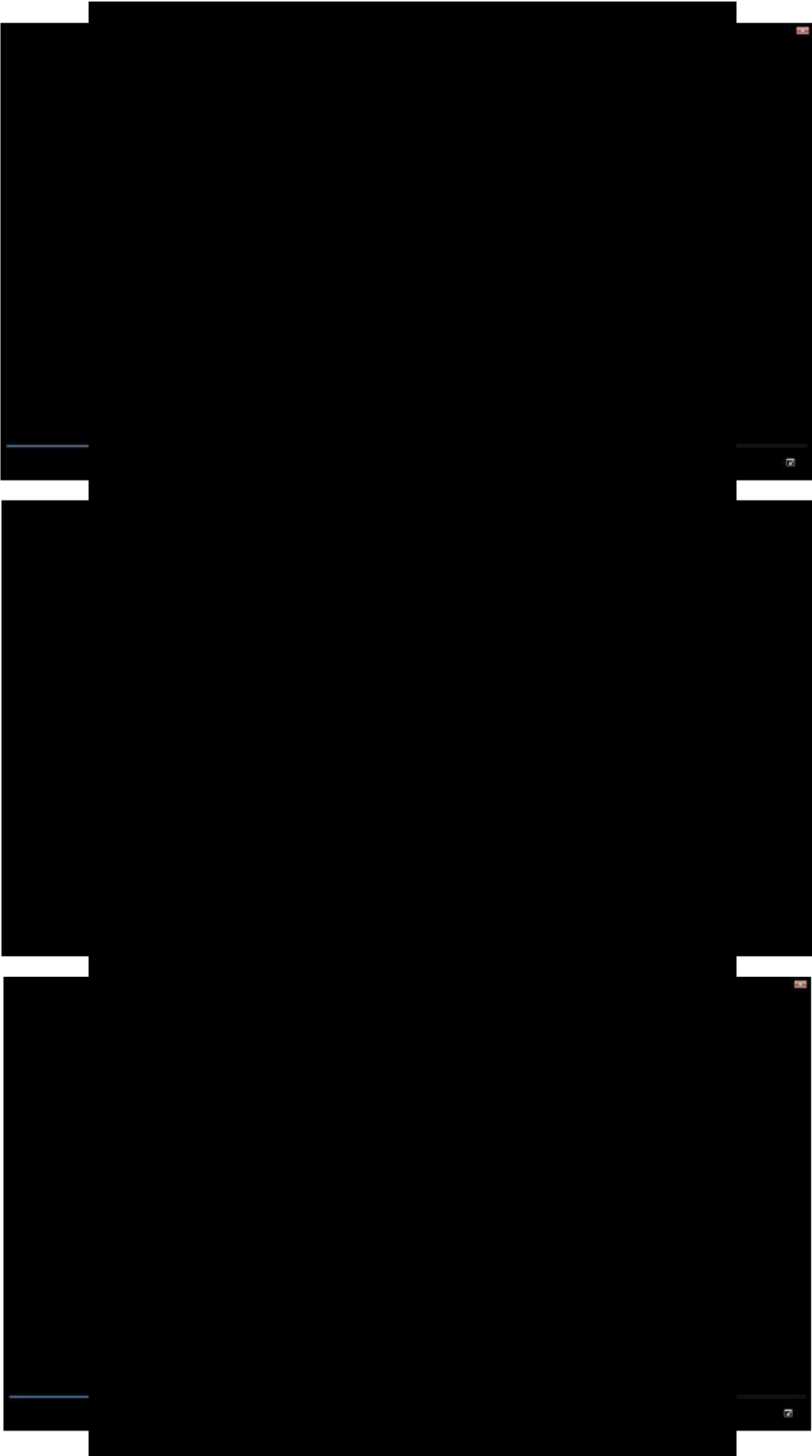
**Badger Sightings**



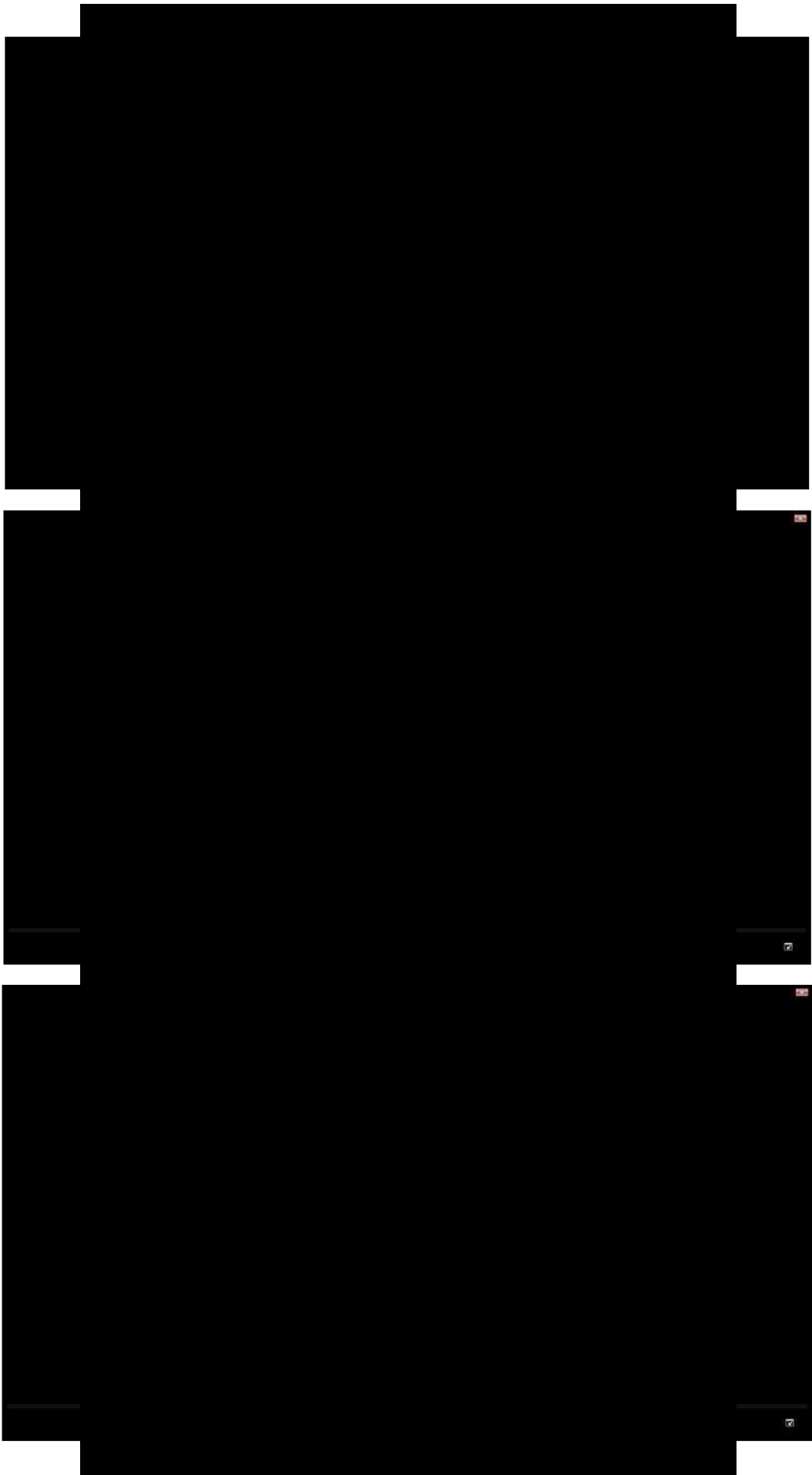
## Badger Videos









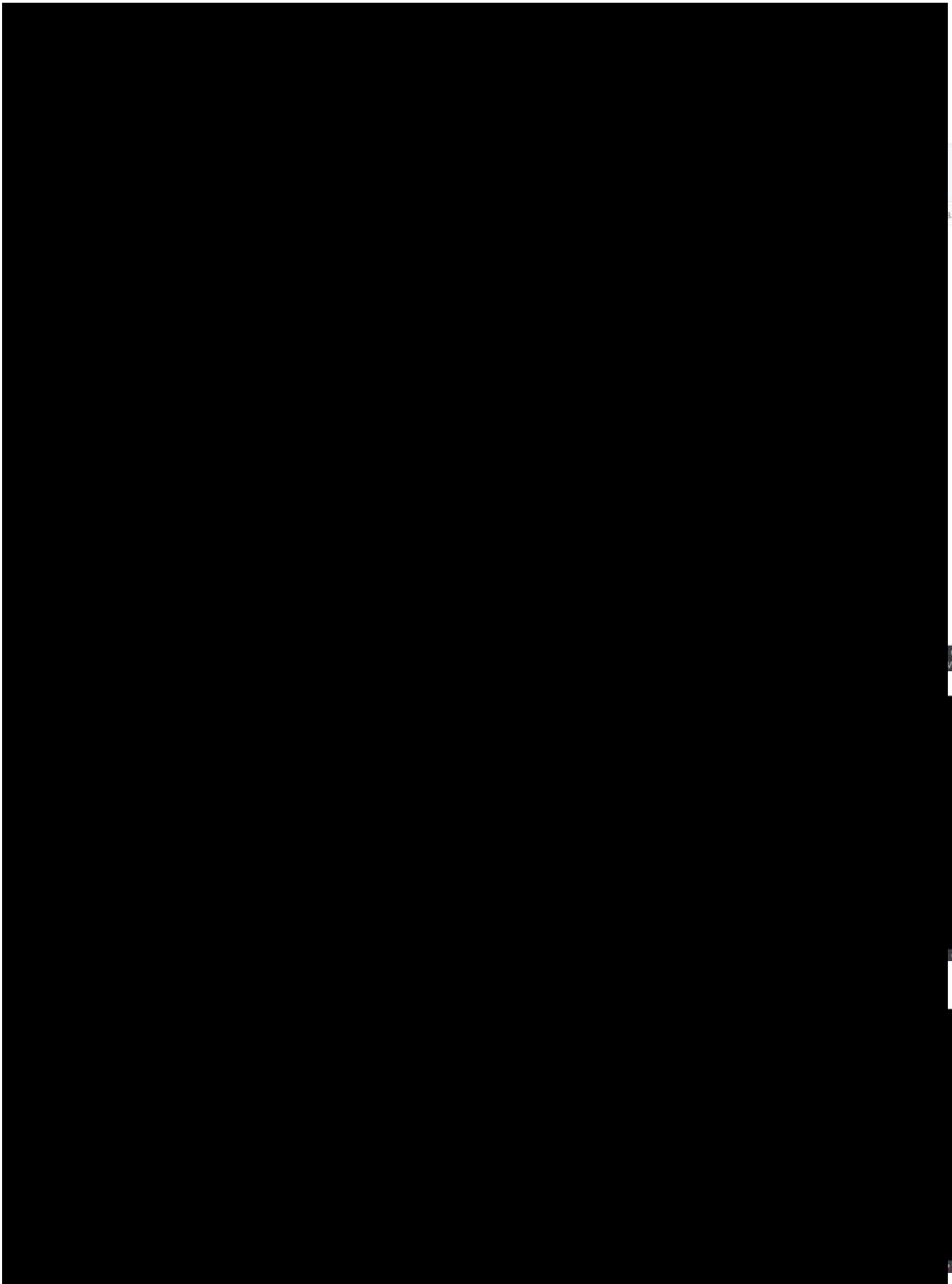


Appendix B – Most of the survey site was inaccessible on the day of the visit





Appendix C – The evidence of activity sent to Joanne Alderton on 28/9/22



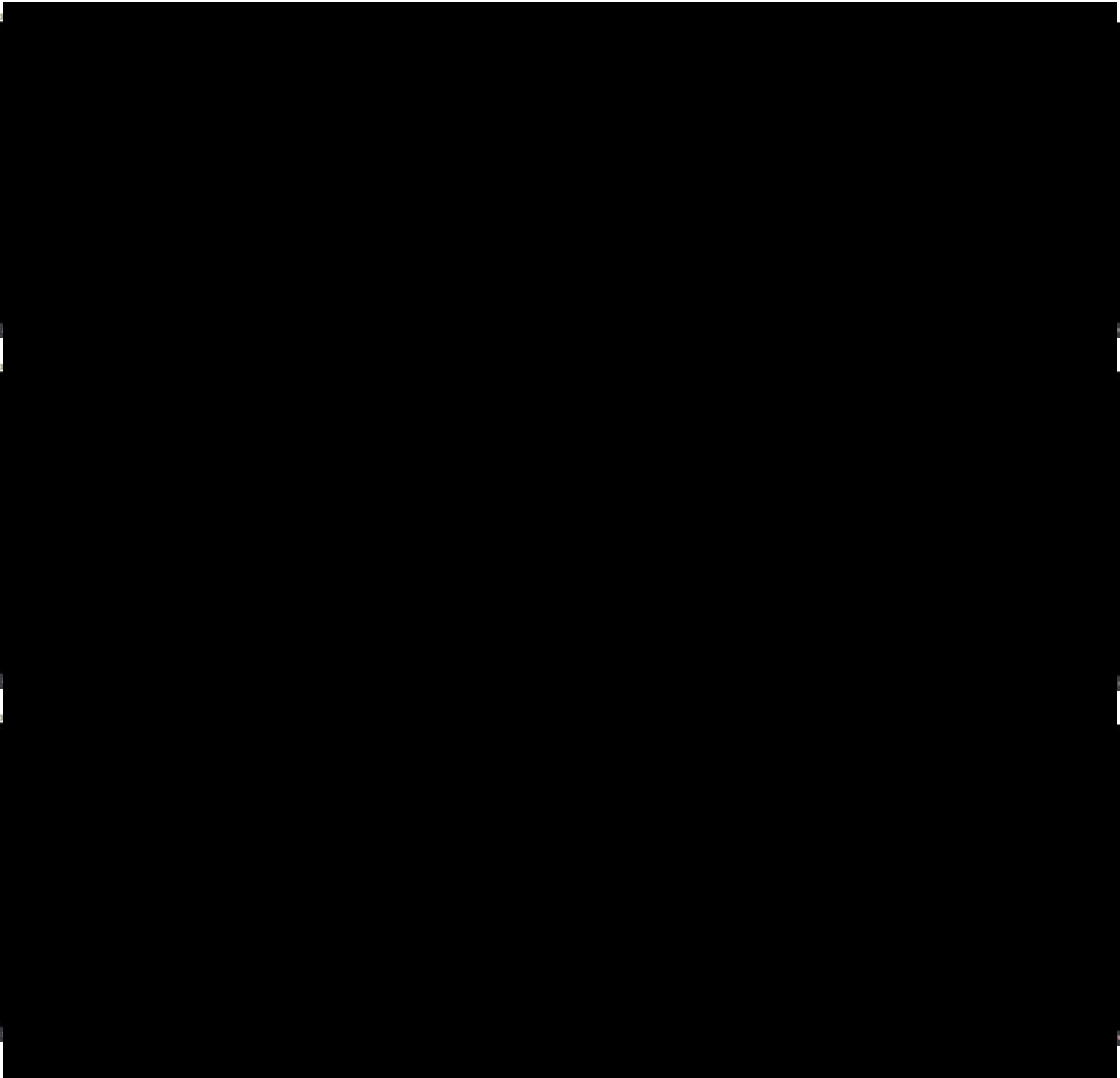
□

22

00:30  
22/09/2022

00:30  
22/09/2022

00:30  
22/09/2022



## Appendix D – Email to Jo Alderton at Nicholsons, on reading her report

**Paul King**

---

**From:** Paul King <[REDACTED]>  
**Sent:** 20 October 2022 17:25  
**To:** jo.alderton [REDACTED]  
**Subject:** 5/2022/0267 - Badger Survey

Jo

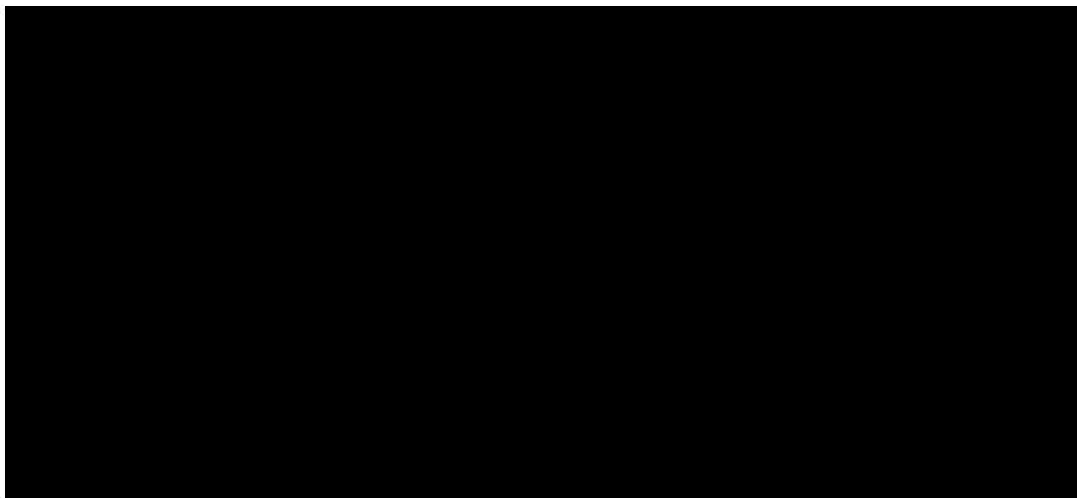
Thanks for the copy of your report and plans.

I must raise an issue with you, which is that I think the wording in your report presents a false picture of the survey that you attempted to conduct on the “Survey Site”.

As we both know, you had very limited access to the “Survey Site” due to the dense scrub. Through no fault of yours, you were only properly able to access the wooded area in the north east and some of the immediate perimeter. That represented about 10% of the total “Survey Site”.

The wording in your report suggests otherwise. Specifically:

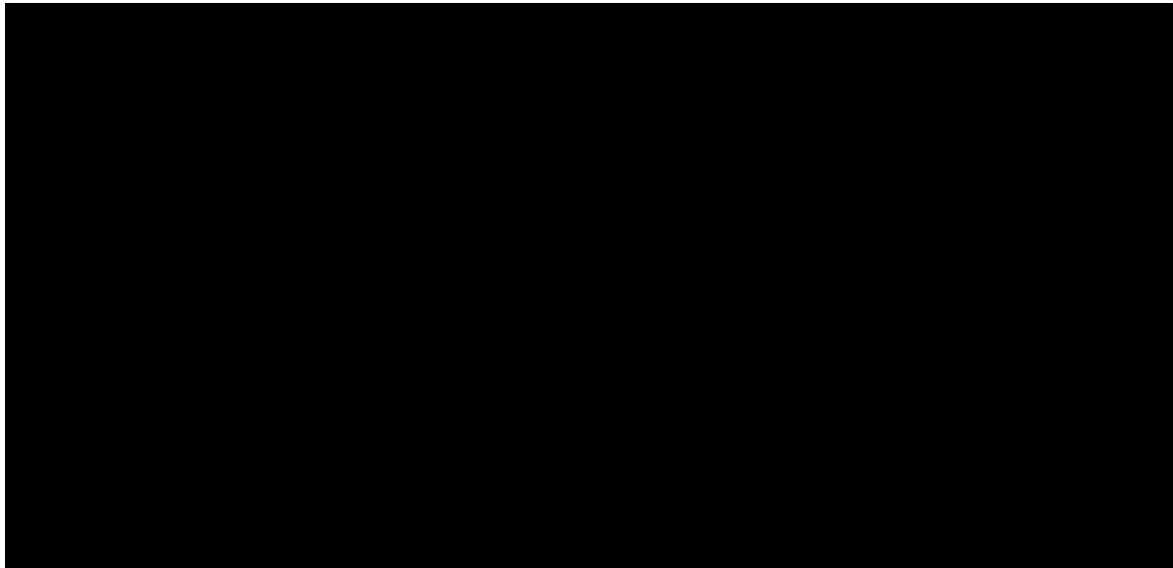
- 1) “This involved a systematic search of the Survey Site and the surrounding habitat”. It did not, since you could not access most of it.
- 2) “Particular attention was paid to habitats of suitable topography or supporting suitable vegetation for sett-building as well as to those features particularly favoured by badgers including areas of dense scrub and woodland”. Whilst you may have liked to pay particular attention to these areas, you were unable to, due to lack of accessibility, because of the existence of “dense scrub”, the very feature favoured by badgers for sett-building.



undertaken, to the extent that you were able to examine potential setts down to the minute detail of using touches. The comprehensive search implied, was not possible to undertake.

- 5) "Although access was partially restricted by the areas of bramble, there were no setts found within the Survey Site." This is a gross misrepresentation of the fact. Your access wasn't "partially restricted" to the "Survey Site", it was nearly wholly restricted, making it impossible for you to undertake a comprehensive survey.
- 6) "Whilst certainty of a sett within the Survey Site cannot be ascertained, no setts or evidence of sett making were found." How on earth can you say this, without qualifying it by something like "However, since access was not possible to approximately 90% of the site, it should not be assumed that such setts do not exist".

Whilst I have no doubt over your professional expertise on the matter of badgers, the very fact that you are a professional will carry significant weight in relation to this matter. Thus, when your report implies that a comprehensive survey was possible, when it most certainly was not, it gives an inaccurate representation of the true situation.



In my opinion, the lack of qualification in your report regarding the very restricted access to the survey site, and your selection of inappropriate wording, makes the report highly misleading and misrepresents the reality on the ground.

Regards

**Paul**

[Redacted signature]

Appen

