



Nutrient Mitigation in Norfolk

## Mitigation Planning – Some of the potential issues to think about

### Initial idea (key principles)

- Have you set details out in a project plan?
- Project is additional to something that already exists to deliver mitigation.
- Project is not already required or delivered through other legislation.
- Is there a market for the mitigation? (For example, potentially mitigation anywhere in a Broads catchment can be applied in that catchment or sub catchment, whilst mitigation needs to be upstream of development sites in the Wensum catchment to be available for those sites)
- Is it temporary or permanent mitigation (>80 years)?
- Is the project as an 'approved' mitigation type as referenced by Natural England or set out in the Royal Haskoning report for Norfolk? If it is an innovative idea, then it would be worth engaging with Natural England and the local planning authority early on to see if it has got potential, before doing more work.
- Are there any future financial implications for you associated with the project including capital gains tax and inheritance tax?



Funded by  
UK Government



### Evidence base

- Have you undertaken any studies to determine yield?
- Have you engaged with any statutory agencies on the data?
- Do you have baseline monitoring/historic data?
- Is there any guidance you have followed e.g. NE Wetland framework
- Are there any existing site constraints e.g. screening SSSI, wildlife site, registered parkland, peat priority habitats

**YES** → TP kg / TN kg yield? Have you built in precautionary principles?

**NO** → **Figures need to be reworked or further external support sought**

**YES** → Do the TAL changes for 2030 have an impact on your project and have they been built into calculations?

**YES** → Cost per Kg finalised

**NO** → **Revisit project**

**YES** → Is the cost viable?

### Financial

Do you know the cost of delivering your mitigation including ongoing maintenance and monitoring?

**YES** → Do you need further investment? Re Feasibility or Delivery

**NO** → **Further financial modelling required**

**YES** → Approach NN Mitigation Fund

**YES** → Other funding source

**NO** → Is the funding secured?

**NO** → **Revisit project**

**YES** → **Capital funding in place**

**YES** → **Viable project**

**NO** → **Project potentially ready to proceed and allocate credits**

### Route to market

- Do you have a purchaser for your mitigation?
- Do you need or have a legal mechanism to allow units to be traded / sold to developers?
- Have you got a Shadow Strategic Appropriate Assessment?

**YES** → Specific developer

**YES** → 3rd party credit supplier

**NO** → Going to sell to market direct incl. certification

**NO** → Need a 3rd party to administer

Identify & contract

Route to market finalised

Supply agreements in place

**Project potentially ready to proceed and allocate credits**

### Statutory checks

- Is the mitigation acceptable to statutory agencies? (where relevant)

**YES** → Environment Agency satisfied e.g. Permitting required/ implications, Proximity to waterway

**YES** → Natural England satisfied e.g. Science base accepted

**YES** → LPA satisfied e.g. S106 or Conservation covenant to secure mitigation, Planning permission agreed for mitigation (if required), Section 33 agreement if mitigation used is in another LPA area

**YES** → OTHER aspects satisfied e.g. Have you got monitoring arrangements in place for the duration of the mitigation? Internal Drainage Board requirements? Norfolk County Council requirement re proximity next to water courses?

**YES** → Mitigation meets statutory agency requirements

**NO** → **Revisit project**

**YES** → **Mitigation acceptable**