

**Michael Elkington**  
Head of Planning Services

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[www.westsussex.gov.uk](http://www.westsussex.gov.uk)

**County Planning**

County Hall  
Chichester  
West Sussex  
PO19 1RH

Tel: 01243 642118



22<sup>nd</sup> February 2023

Dear Sir/Madam,

**TOWN AND COUNTRY PLANNING ACT 1990  
APPEAL UNDER SECTION 78**

<b>Site Address:</b>	Pallinghurst Woods, Loxwood Road, Loxwood, West Sussex RH14 0RW
<b>Description of development:</b>	An application for planning permission for a clay quarry and construction materials recycling facility (CMRF) for CD&E wastes including the use of an existing access from Loxwood Road, the extraction and exportation of clay and restoration using suitable recovered materials from the CMRF to nature conservation interest including woodland, waterbodies and wetland habitats
<b>Application reference:</b>	WSSC/030/21
<b>Appellant's name:</b>	Loxwood Clay Pits Limited
<b>Appeal reference:</b>	APP/P3800/W/23/ <u>3315146</u>
<b>Appeal start date:</b>	16 February 2019

I refer to the above details. An appeal has been made to the Secretary of State against the decision of West Sussex County Council to refusal to grant planning permission.

The appeal will be determined on the basis of an **inquiry**. The procedure to be followed is set out in the Town and Country Planning Appeals (Determination by Inspectors) (Inquiry Procedure) (England) Rules 2000, as amended.

For any group or organisation who wish to take an active part in the Inquiry, the opportunity is available to apply for what is known as Rule 6 status. Although unusual, there is also scope for interested individuals to take part on the same basis. Rule 6 status means that you would be able to present your evidence on a formal basis and cross examine the evidence of others. You can find guidance at the following link:

<https://www.gov.uk/government/publications/apply-for-rule-6-status-on-a-planning-appeal-or-called-in-application>

Arrangements for the Inquiry are currently being finalised by the Planning Inspectorate. These will include a pre-Inquiry conference call with the lead parties to deal with procedural and administrative matters, including how the evidence will be heard. As a Rule 6 party, it is anticipated that you would also be a part of that process. If, having read the above guidance, you wish to apply for

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Rule 6 status and/or have any related questions, you should contact the Planning Inspectorate immediately. If you are interested but are unable to access the guidance electronically, again, you should contact the Planning Inspectorate who will try and assist.

If, having read the above guidance, you wish to apply for Rule 6 status it is essential that you contact the Planning Inspectorate immediately.

We have forwarded all the representations made to us on the application to the Planning Inspectorate and the appellant. These will be considered by the Inspector when determining the appeal.

If you wish to make comments, or modify/withdraw your previous representation, you can do so online at <https://acp.planninginspectorate.gov.uk>. If you do not have access to the internet, you can send your comments to:

Helen Skinner  
The Planning Inspectorate  
Temple Quay House  
2 The Square  
Bristol  
BS1 6PN

**All representations must be received by 23<sup>rd</sup> March 2023** Any representations submitted after the deadline will not usually be considered and will be returned. The Planning Inspectorate does not acknowledge representations. **All representations must quote the appeal reference.**

Please note that any representations you submit to the Planning Inspectorate will be copied to the appellant and this local planning authority and will be considered by the Inspector when determining the appeal.

The appeal documents are available for inspection on our website via <https://westsussex.planning-register.co.uk/Search> or you can view the appeal documents at County Hall, Chichester, West Sussex PO19 1RH between 10.00 – 16.00. Please call 01243 642118 to arrange a suitable time.

You can get a copy of one of the Planning Inspectorate's "Guide to taking part in planning appeals" booklets free of charge from GOV.UK at <https://www.gov.uk/government/collections/taking-part-in-a-planning-listed-building-or-enforcement-appeal> or from us.

When made, the decision will be published online at <https://acp.planninginspectorate.gov.uk>

Yours faithfully

Chris Bartlett  
County Planning

February 2023