



## UTTLESFORD DISTRICT COUNCIL

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Mr R Wordsworth  
The Planning Inspectorate

25 July 2022

Via Email  
[robert.wordsworth@planninginspectorate.gov.uk](mailto:robert.wordsworth@planninginspectorate.gov.uk)

Your ref: APP/C1570/W/22/3296426

Our ref: DH/UTT/21/2509/OP

Please ask for Dean Hermitage on 01799 510601  
email: [dhermitage@uttlesford.gov.uk](mailto:dhermitage@uttlesford.gov.uk)

Dear Mr Wordsworth

**RE: PUBLIC INQUIRY - UTT/21/2509/OP - LAND SOUTH OF (EAST OF GRIFFIN PLACE)  
RADWINTER ROAD, SEWARDS END (PINS REF: APP/C1570/W/22/3296426)**

I refer to the above appeal.

Much has happened since the Case Management Conference held on Monday 13 June 2022. The County Highway Authority has worked closely with the appellants and have sought to address the remaining reasons for refusal.

As of last week, the County Highway Authority advised that following a series of meetings between the appellants Highway Engineer and Katherine Wilkinson of ECC Highways, agreement has now been reached on all mitigation measures, subject to amended drawings, suitable planning conditions and suitably drafted clauses in the section 106 legal agreement. On that basis, the appellants have addressed the three highways reasons for refusal (1, 2 and 4).

Subject to the satisfactory completion of the section 106 legal agreement, draft planning conditions being agreed and subject to neither party seeking an award of costs, and with the agreement of my Chair and Vice Chair of Planning Committee, I wish to confirm that I am formally withdrawing reasons for refusal 1, 2 and 4 on the basis that the position has moved on considerably since the council issued its decision. You will recall that early on in the process reason for refusal 3 (ecology) was also withdrawn. I would appreciate you acknowledging this course of action and letting all the parties know that this has happened. I will also organise for this to be publicised in the relevant place on the Council's website.

This therefore leaves reason for refusal 5 which requires suitable and appropriate infrastructure and contributions via a section 106 legal agreement. We are nearing agreement with the appellants on this and are hopeful that this will be agreed by the 'section 106 deadline' imposed by the CMC for the 16 August 2022. The CIL schedule is also well advanced as are the draft set of planning conditions.

The Parish Council's (rule 6 party) are aware of the imminent withdrawal of these 3 reasons for refusal and they still have to decide how they respond to this. Clearly if they align themselves with the Council, then the time for the Inquiry will reduce drastically, however

Mr R Wordsworth

25 July 2022

should they still seek to pursue their original evidence then I suspect most of the days scheduled will still be required.

Whilst writing it's probably worth mentioning that an addendum to the highways statement of common ground is being prepared and is likely to be submitted to you later this week.

As per the timetable we will look to submit a slimmed down proof of evidence and appendices by the deadline date of Tuesday 9 August. It is my understanding that neither council nor appellant will pursue a costs claim against one another.

Do let me know if you require anything else from us at this stage.

Yours sincerely



Dean Hermitage  
Director of Planning