

Department for Levelling Up, Housing & Communities
Phil Barber, Decision Officer
Planning Casework Unit
3rd Floor Fry Building
2 Marsham Street
London SW1P 4DF

Email Claire.pegg@cushwake.com
Direct +44 (0)161 235 7638
Mobile +44 (0)7877 661883

[Via email]

17th March 2023

Dear Phil,

Appeal Ref. APP/D2320/W/22/3295556

Further to the additional information submitted by Chorley Borough Council and Ulnes Walton Action Group ('UWAG') and circulated by the Department on 10th March, this letter acts as cover to the further comments the Appellant wishes to make.

A note ('GW2 Response to CBC and UWAG') has been prepared by Atkins on behalf of the Appellant, which provides a high level response to points raised by the Council and UWAG in their submissions. It is not intended to comprise a detailed response for the reasons set out below.

We note the Council's formal request to reopen the appeal inquiry to allow for the additional evidence submitted to address the residual highway safety concerns to be properly examined and considered. The Appellant also notes the Council's assertion that Rule 17(5) of the Town and Country Planning (Inquiries Procedure) (England) Rules 2000 requires the SoS to reopen the inquiry should the Council request it.

The Appellant does not object to the inquiry being reopened and would agree to the highway safety evidence being presented in proofs and rebuttals and being properly tested in the usual way. We consider this will result in the most procedurally fair and robust decision being made.

In expectation of a reopened inquiry, we therefore look forward to receiving a date for a Case Management Conference so that the scope and timeline leading up to a reopened inquiry can be discussed in further detail between all parties.

Yours sincerely



Claire Pegg MRTPI MRICS
Associate, Cushman & Wakefield Planning