

**Conjoined Appeal under s278 of the Town and Country Planning Act 1990**

**Clarence Preston Will Trust and Barham Estates Ltd (Appeal Reference:  
APP/C1435/A/07/2046982)**

**Taylor Wimpey (Appeal Reference: APP/C1435/A/07/2042597)**

**Heron Land Developments Ltd, Persimmon Homes South East Ltd and Gallagher Estates Limited  
(Appeal Reference: APP/C1435/A/07/2053422)**

**Core Documents List**

**Volumes 1 -3**

**Policy Documents**

**National policies and guidance**

- PD1.1	PPS1: Delivering Sustainable Development	-
- PD1.2	PPS3: Housing	-
- PD1.3	PPS6: Town Centre and Retail Development	-
- PD1.4	PPS7: Sustainable Development in Rural Areas	-
- PD1.5	PPS9: Biodiversity and Geological Conservation (2005)	-
- PD1.6	PPS12: Local Development Frameworks	-
- PD1.7	PPG13: Transport	-
- PD1.8	PPG 17: Planning for Open Space, Sport and Recreation	-
- PD1.9	PPS25: Development and Flood Risk	-
- PD1.10	Barker Review of Housing Land Supply (2004)	-
- PD1.11	Government Response to the Barker Report (2004)	-
- PD1.12	Homes for the Future: More Affordable, More Sustainable (2007)	-
- PD1.13	Sustainable Communities Plan (2003)	-
- PD1.14	Housing and Regeneration Bill	-
- PD1.15	Delivering Affordable Housing November 2006	-
- PD1.16	Government Circular 06/2005: Biodiversity and Geological Conservation – Statutory Obligations and their Impact within the planning System	-
- PD1.17	Planning for Biodiversity and Geological Conservation: A Guide to Good Practice	-
- PD1.18	Institute of Ecology and Environmental Management (2006) Guidelines for Ecological	-

	Impact Assessment in the United Kingdom (July 2006).	—
PD1.19	Measuring Public Transport Accessibility Levels (TfL 2003)	—
PD1.20	Section 38 (6) of the Planning and Compulsory Purchase Act 2004	—
PD1.21	DfT/DCLG Guidance on Transport Assessments and Travel Plans	—
	1.21.1 Guidance on Transport Assessments	—
	1.21.2 Guidance on the Assessment of Travel Plans	—
	1.21.3 Using the Planning Process to secure travel plans	—
PD1.22	Circular 02/07 Planning and the Strategic Road Network	—
PD1.23	Statutory Instrument 1994 No. 2716 The Conservation (Natural Habitats, &c.) Regulations 1994	—
PD1.24	Statutory Instrument 2007 No. 1843 The Conservation (Natural Habitats, &c.) (Amendment) Regulations 2007	—
PD1.25	Statutory Instrument 1997 No. 1160 The Hedgerows Regulations 1997	—
PD1.26	Wildlife and Countryside Act 1981 (as amended)	—
PD1.27	Countryside and Rights of Way Act 2000 Section 74: List of habitats and species of principal importance for the conservation of biodiversity in England	—
PD1.28	UK Biodiversity Action Plan	—
PD1.29	PPG24: Planning and Noise	—
PD1.30	Circular 05/2005: Planning Obligations	—
PD1.31	Manual for Streets (DfT/DCLG)	—
PD1.32	Inclusive Mobility (DfT 2002)	—

## **Volumes 4 and 5**

### **Regional policies and guidance**

PD2.1	RPG9 – Regional Planning Guidance for the South East	—
PD2.2	The Draft South East Plan	—
PD2.3	Panel Report on the draft South East Plan	—
PD2.4	From “Rio to Sussex” – Sussex Biodiversity Partnership 2001	—

## Volume 6

### **Structure Plan policies and guidance**

- PD3.1 East Sussex Brighton and Hove Structure Plan 1991-2011
- PD3.2 Structure Plan Saved Policies
- PD3.3 East Sussex County Council's adopted supplementary planning guidance "A New Approach to Development Contributions"

## Volume 7

### **County Council policy documents**

- PD4.1 Uckfield Local Area Transport Strategy East Sussex County Council 2002
- PD4.2 East Sussex County Council Local Transport Plan

## Volume 8

### **Wealden District Council policies and guidance**

- PD5.1 Wealden Adopted Local Plan December 1998
- PD5.2 Non Statutory Wealden Local Plan December 2005
- PD5.3 Wealden Local Plan Review: First Deposit Draft January 2003
- PD5.4 Draft Local Development Framework
- PD5.5 Wealden Corporate Plan 2007-10
- PD5.6 Wealden Community Strategy adopted February 2007
- PD5.7 Wealden Housing Strategy 2002-2005 (Update No.2)
- PD5.8 Wealden Housing Market Assessment – Stakeholder presentation for High Weald March 2007
- PD5.9 Wealden Sub Regional Housing Needs Study 2005 (David Couttie Associates)
- PD5.10 Wealden Housing Needs Survey 2005 (David Couttie Associates)
- PD5.11 Wealden Housing Strategy Statistical Return 2006
- PD5.12 Wealden Local Plan Review Background Paper – Low Weald Towns Sector Appraisal – Transport and Accessibility March 2001
- PD5.13 Officers Report to Cabinet; 'Improving the Delivery of Housing' (1 August 2007)

- PD5.14 Wealden Local Plan Review: Revised Draft November 2004
- PD5.15 1998 Local Plan Saved Policies September 2007
- PD5.16 Wealden Core Strategy Issues and Options Paper July 2007
- PD5.17 Wealden District Council "Access for All Guidance"
- PD5.18 Report to Wealden Local Plan Special Review Committee (WLPRC) 15 December 2003 - Chapter 18 – Uckfield and minutes of the meeting
- PD5.19 Report to WLPRC 15 December 2003 – Land at Downlands Farm
- PD5.20 Report to WLPRC 29 March 2004  
Chapter 18 – Uckfield and minutes of the meeting
- PD5.21 Report to WLPRC 19 July 2004  
Chapter 18 – Uckfield and minutes of the meeting
- PD5.22 Report to WLPRC 10 April 2005  
Chapter 18 – Uckfield pages 33-73
- PD5.23 Programme Management Revised Development Control Scheme February 2007
- PD5.24 Decision in the Court of Appeal(Civil Decision) between Wealden District Council and Martin Grant Homes and another 31 October 2005
- PD5.25 Weald Ancient Woodland Survey 2006. A revision of the ancient woodland inventory for Wealden District, East Sussex.
- PD5.26 Draft Supplementary Planning Guidance entitled 'Outdoor Play Space' (February 2003)

**Miscellaneous policy documents**

- PD6.1 Environment Agency River Ouse Catchment Flood Management Plan
- PD6.2 English Nature (2001) Great crested newt mitigation guidelines

**Land Availability documents**

- LA1.1 Wealden District Council Core Strategy Background Paper: Housing Land Strategy
- LA1.2 Advice Produced by the Department for Communities and Local Government: Demonstrating a 5 year supply of land
- LA1.3 Wealden District Council LDF Annual Monitoring Report 2005 - 2006

## Volumes 9 and 10

### Downlands documents

#### **Original Application documents**

DL1.1	Cover letter	—
DL1.2	Application form	—
DL1.3	Site redline	—
DL1.4	Outline Application Masterplan Map	—
DL1.5	Planning Statement dated 29 <sup>th</sup> November 2006	—
DL1.6	Phase 1 Desk Study by BRD Environmental Limited	—
DL1.7	Design and Access Statement	—
DL1.8	Environmental Statement	—
DL1.9	Environmental Statement Non-Technical Summary dated October 2006	—
DL1.10	Transport Assessment October 2006	—
DL1.11	Stage 1 Safety Audit dated 10 <sup>th</sup> November 2006	—

#### **Consultation responses and decision**

DL2.1	Consultation response: Corporate development department dated 3 <sup>rd</sup> January 2006.	—
DL2.2	Consultation response: Technical Services observations dated 29 <sup>th</sup> November 2006	—
DL2.3	Consultation response: Housing Strategy Comments dated 9 <sup>th</sup> December 2006	—
DL2.4	Consultation response: CPRE Sussex dated 12 <sup>th</sup> December 2006	—
DL2.5	Consultation response: Natural England 14 <sup>th</sup> December 2006	—
DL2.6	Consultation response: Forestry Commission dated 19 <sup>th</sup> December 2006	—
DL2.7	Consultation response: Parish Town Council dated 20 <sup>th</sup> December 2006	—
DL2.8	Consultation response: PNB dated 20 <sup>th</sup> December 2006	—
DL2.9	Consultation response: LAB dated 20 <sup>th</sup> December 2006	—
DL2.10	Consultation response: Woodland trust dated 20 <sup>th</sup> December 2006	—

DL2.11	Consultation response: Parish Town Council dated 2 <sup>nd</sup> January 2007	—
DL2.12	Consultation response: Sussex Wildlife Trust 8 <sup>th</sup> January 2007	—
DL2.13	Consultation response: Uckfield Town Council dated 8 <sup>th</sup> January 2007	—
DL2.14	Consultation response: Transport and Environment, County Hall dated 8 <sup>th</sup> January 2007	—
DL2.15	Consultation response: English Heritage dated 8 <sup>th</sup> January 2007	—
DL2.16	Consultation response: Pollution Control Observations dated 11 <sup>th</sup> January 2007	—
DL2.17	Consultation response: Environment Agency dated 15 <sup>th</sup> January 2007	—
DL2.18	Consultation response: South East England Regional Assembly dated 19 <sup>th</sup> January 2007	—
DL2.19	Consultation response: East Sussex County Council (Planning and Building Control) dated 19 <sup>th</sup> January 2007	—
DL2.20	Consultation response: Waste Management dated 24 <sup>th</sup> January 2007	—
DL2.21	Consultation response: East Sussex County Council (Development and Building Control) dated 24 <sup>th</sup> January 2007	—
DL2.22	Consultation response: East Sussex County Council (Transport and Environment department) dated 24 <sup>th</sup> January 2007	—
DL2.23	Consultation response: East Sussex County Council (Highways Department) dated 26 <sup>th</sup> January 2007	—
DL2.24	Consultation response: Memo to Robert King from Head of Planning and Environmental Policy	—
DL2.25	Consultation response: Memo Wealden District Council with plans dated 4 <sup>th</sup> December 2006	—
DL2.26	Wealden District Council Committee Report dated 8 <sup>th</sup> February 2007	—
DL2.27	Wealden District Council decision letter date 22 <sup>nd</sup> February 2007	—

**Appeal documents**

DL3.1	Appeal form	—
DL3.2	Wealden District Council appeal questionnaire	—
DL3.3	Wealden District Council Pre-Inquiry Statement	—
DL3.4	Wealden District Council Supplementary Pre-Inquiry Statement	—
DL3.5	Statement of Case for Clarence Preston Will Trust and Barham Estates Limited	—
DL3.6	Amended Environmental Statement dated October 2007	—

- DL3.7 Amended Design and Access Statement dated October 2007
- DL3.8 Amended Illustrative Masterplan dated October 2007
- DL3.9 Amended Transport Assessment and appendices dated October 2007
- DL3.10 Amended Safety Audit dated 4<sup>th</sup> October 2007
- DL3.11 Phase 1 Contamination Report (as per )
- DL3.12 Phase 1 Desk Study by BRD Environmental Limited November 2006 (as per DL1.6)
- DL3.13 Application Boundary Plan (as per DL1.3)
- DL3.14 Rule 6 Statement by Heron Land Developments Limited, Persimmon Homes (South East) Limited and Gallagher Estates Limited
- DL3.15 Rule 6 Statement by Taylor Wimpey UK Limited
- DL3.16 Consultation response: Mr John Jales dated 26 October 2007
- DL3.17 Consultation response: Rod Hoilley Smith dated 28 October 2007
- DL3.18 Consultation response: DW & DM Care dated 28 October 2007
- DL3.19 Consultation response: Jonathan Hill dated 29 October 2007
- DL3.20 Consultation response: R&R Stevens dated 30 October 2007
- DL3.21 Consultation response: B D Hemsley dated 31 October 2007
- DL3.22 Consultation response: Uckfield Town Council dated 6 November 2007
- DL3.23 Consultation response: Denis K Godding dated 6 November 2007
- DL3.24 Consultation response: Graham King dated 8 November 2007
- DL3.25 Consultation response: R J Hossack dated 8 November 2007
- DL3.26 Consultation response: Laurence Keeley (undated)
- DL3.27 Consultation response: Geoff and Pauline Davies dated 17 November 2007
- DL3.28 Consultation response: Christina Harrison (undated)
- DL3.29 Consultation response: Mary E Wracke (undated)
- DL3.30 Consultation response: J St Clair Butler dated 22 November 2007
- DL3.31 Statement of evidence on behalf of Mr and Mrs Watts dated November 2007
- DL3.32 Consultation response: CPRE Sussex dated 14 December 2007
- DL3.33 Consultation response: Forestry Commission England dated 17 December 2007

- DL3.33 Consultation response: Environment Agency dated 18 December 2007
- DL3.34 Consultation response: Mrs P Stewart dated 11 January 2008
- DL3.35 Consultation response: Sussex Ouse Conservation Society dated 12 January 2008

**Volume 11**

**Bird in Eye North documents**

**Application documents**

- BIEN1.1 Covering letter
- BIEN1.2 Application form
- BIEN1.3 Site redline plan
- BIEN1.4 Illustrative masterplan
- BIEN1.5 Planning statement
- BIEN1.6 Design Guide and Masterplan
- BIEN1.7 Environmental statement
- BIEN1.8 Environmental statement: non technical summary
- BIEN1.9 Report on results of public consultation
- BIEN1.10 Screening option dated 22<sup>nd</sup> December 2004
- BIEN1.11 PBA Transport Assessment dated January 2006

**Consultation responses and decision**

- BIEN2.1 Consultation responses: anonymous letter dated 12<sup>th</sup> November 2006
- BIEN2.2 Consultation response: Wealden District Council dated 13<sup>th</sup> November 2006 regarding Housing Strategy
- BIEN2.3 Consultation response: East Sussex Downs and Weald NHS Trust dated 20<sup>th</sup> November 2006
- BIEN2.4 Consultation response: Natural England dated 21<sup>st</sup> November 2006
- BIEN2.5 Consultation response: South East England Regional Assembly dated 22<sup>nd</sup> November 2006
- BIEN2.6 Consultation response: Wealden District Council dated 28<sup>th</sup> November 2006 regarding Waste Management
- BIEN2.7 Consultation response: East Sussex County Council dated 30<sup>th</sup> November 2006

- BIEN2.8 Consultation response: Framfield Parish Council dated 5<sup>th</sup> December 2006 —
- BIEN2.9 Consultation response: Uckfield Town Council dated 6<sup>th</sup> December 2006 —
- BIEN2.10 Consultation response: Wealden District Council dated 11<sup>th</sup> December 2006 —
- BIEN2.11 Consultation response: Environment Agency dated 11<sup>th</sup> December 2006 —
- BIEN2.12 Consultation response: Sussex Police dated 21<sup>st</sup> December 2006 —
- BIEN2.13 Consultation response: Southern Water (undated) —
- BIEN2.14 Consultation response: East Sussex County Council Strategic Representations (undated) —
- BIEN2.15 Consultation response: East Sussex County Council Highway Authority (undated) —
- BIEN2.16 Wealden District Council Development Control North Sub Committee Report dated 11<sup>th</sup> January 2007 —
- BIEN2.17 Wealden District Council decision letter dated 17<sup>th</sup> January 2007 —

**Appeal documents**

- BIEN3.1 Appeal form —
- BIEN3.2 Wealden District Council appeal questionnaire —
- BIEN3.3 Wealden District Council Statement of Case —
- BIEN3.4 Supplementary Pre-Inquiry Statement Wealden District Council —
- BIEN3.5 Appellant's pre-inquiry statement —
- BIEN3.6 Rule 6 statement from Heron Land Developments, Persimmon Homes South East and Gallagher Estates —
- BIEN3.7 Amended Rule 6 Statement from Heron Land Developments, Persimmon Homes South East and Gallagher Estates —
- BIEN3.8 Rule 6 Statement from Clarence Preston Will Trust and Barham Estates Ltd —
- BIEN3.9 Design and Access Statement (revised December 2007) —

**Planning Evidence Documents**

- BIEN 4.1 Reserved as required —

**Landscape Evidence Documents**

BIEN 5.1 Reserved as required

### Noise Evidence Documents

BIEN 6.1 Peter Brett Associates Report *Bird in Eye Farm Noise Assessment*: Project reference 09630/007, January 2006

BIEN 6.2 See PD1.29 – PPG24 *Planning and Noise*, 1994

BIEN 6.3 British Standard BS4142: 1997 *Method for rating Industrial Noise affecting mixed residential and industrial areas*

BIEN 6.4 British Standard BS 8233: 1999, *Sound insulation and noise reduction for buildings – Code of Practice*

BIEN 6.5 World Health Organisation *Guidelines for Community Noise*, 1999

BIEN 6.6 Institute of Environmental Assessment *Guidance Notes No.1: Guidelines for the Environmental Assessment of Road Traffic*, 1993

### Transport Evidence Documents

BIEN 7.1 Reserved as required

### Ecology Evidence Documents

BIEN 8.1 Reserved as required

### Volumes 12 and 13

### Bird in Eye South Documents

#### Application documents

BIES1.1 Application letter

BIES1.2 Planning application form

BIES1.3 Application site plan

BIES1.4 Illustrative masterplan

BIES1.5 Planning statement

BIES1.6 Design and Access statement

BIES1.7	Landscape and visual assessment	—
BIES1.8	Topographical survey	—
BIES1.9	Statement of Community Engagement	—
BIES1.10	Zone of visual influence	—
BIES1.11	Sustainability checklist	—
BIES1.12	Flood Risk Assessment	—
BIES1.13	Transport Assessment	—
BIES1.14	Notice of application for planning permission	—
BIES1.15	Ecological Assessment	—
BIES1.16	Wardell Armstrong Desk Study Report	—
BIES1.17	Screening Opinion dated 5 <sup>th</sup> October 2005	—

**Consultation responses and decision**

BIES2.1	Consultation Response: Pollution Control dated 12 <sup>th</sup> April 2007	—
BIES2.2	Consultation Responses: Wealden District Council – Engineering and Drainage dated 12 <sup>th</sup> April 2007	—
BIES2.3	Consultation Response: Sussex police dated 14 <sup>th</sup> May 2007	—
BIES2.4	Consultation Response: Wealden District Council – Conservation and Design dated 15 <sup>th</sup> May 2007	—
BIES2.5	Consultation Response: Southern Water dated 15 <sup>th</sup> May 2007	—
BIES2.6	Consultation Response: David Nuttall Planning Engineer dated 16 <sup>th</sup> May 2007	—
BIES2.7	Consultation Response: Sussex Wildlife Trust dated 21 <sup>st</sup> May 2007	—
BIES2.8	Consultation Response: East Sussex County Council dated 29 <sup>th</sup> May 2007	—
BIES2.9	Consultation Response: East Sussex County Council – Transport dated 30 <sup>th</sup> May 2007	—
BIES2.10	Consultation Response: East Sussex County Council – Transfer dated 31 <sup>st</sup> May 2007	—
BIES2.11	Consultation Response: East Sussex Fire and Rescue Service dated 5 <sup>th</sup> June 2007	—
BIES2.12	Consultation Response: East Sussex County Council Report dated 8 <sup>th</sup> June 2007	—
BIES2.13	Wealden District Council delegated committee report	—

BIES2.14 Wealden District Council decision notice dated 6<sup>th</sup> July 2007

**Appeal documents**

BIES3.1 Application form

BIES3.2 Wealden District Council appeal questionnaire

BIES3.3 Pre-inquiry statement

BIES3.4 Statement of Case for the appellants

BIES3.5 Statement of Case for Wealden District Council

BIES3.6 Supplementary Pre-Inquiry Statement dated for Wealden District Council

BIES3.7 Rule 6 Statement from Taylor Wimpey UK Ltd

BIES3.8 Rule 6 Statement from Clarence Preston Will Trust and Barham Estates Ltd

BIES3.9 Design and Access Statement (Revised December 2007)