



**AMBER VALLEY  
BOROUGH COUNCIL**

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Our Ref: CB/TW/21/00004/REF  
Your Ref:  
Date: 27 January 2021  
Ask For: Appeals Officer  
Phone : 01773 841662  
Email :  
planningappeals@ambervalley.gov.uk

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

**Site Address:** Garner Holdings Ltd, 1 New Winnings  
Court, Ormonde Drive, Denby Hall  
Business Park, Denby, Derbyshire DE5  
8LE

**Description of development:** Extension to Denby Hall Business Park  
comprising the construction of new B1, B2  
and B8 use units

**Application reference:** AVA/2019/0463

**Appellant's name:** Mr Roger Hartshorn

**Appeal reference:** APP/M1005/W/20/3265602

**Appeal start date:** 22 January 2021

I refer to the above details. An appeal has been made to the Secretary of State against the decision of Amber Valley Borough Council to refuse to grant planning permission.

The appeal will be determined on the basis of an **inquiry on 11 May 2021 @ 10.00 am** and is scheduled for 4 days. The inspector's name is Mrs Carole Dillon BAHons T&CP MRTPI CML. 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 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:

Tim Salter  
The Planning Inspectorate  
Room 3J, Kite Wing  
Temple Quay House  
2 The Square  
Bristol  
BS1 6PN

**All representations must be received by 1 March 2021.** 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 at

<https://www.ambervalley.gov.uk/planning/development-management/planning-appeals/>

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

*C. E. Birch*  
*T. Salter*

Appeals Officer