



Gwasanaeth Llysoedd
a Thribiwnlysoedd EM

HM Courts &
Tribunals Service

WILTSHIRE COUNCIL
DX: 116892 TROWBRIDGE 3

Ein cyf/Our ref: CO/4262/2017
Eich cyf/Your ref: Dorcas Ephraim

Dear Sir / Madam,

**Re The Queen on the application of CHARLCOMBE HOMES LTD v
SECRETARY OF STATE FOR COMMUNITIES AND LOCAL GOVERNMENT and
Others**

Please find enclosed sealed copy of HHJ Jarman QC order dated 21/11/17.

Accordingly, the case has now been closed.

Yours faithfully

For Court Manager

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24 November 2017

27 NOV 2017

IN THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION
PLANNING COURT

CO/4262/2017

**IN THE MATTER OF THE APPLICATION UNDER SECTION 288 OF THE TOWN AND
COUNTRY PLANNING ACT 1990**

BETWEEN:

CHARLCOMBE HOMES LIMITED

Claimant

and

SECRETARY OF STATE FOR COMMUNITIES AND LOCAL GOVERNMENT

First Defendant

and

WILTSHIRE COUNCIL

Second Defendant

draft CONSENT ORDER

HH Judge Jaaman QC

Before sitting in the at the Administrative Court, Queen's Bench Division,
Planning Court, High Court of Justice, The Strand, London WC2A 2LL

UPON reading the Claimant's Grounds of Claim, as well as the supporting evidence

AND UPON reading the Particulars justifying the order as agreed

IT IS ORDERED:-

1. That permission is granted to the Claimant.
2. That the application pursuant to section 288 of the Town and Country Planning Act 1990 ('TCPA 1990') be allowed for the reasons set out in the Particulars and the decision of the First Defendant contained in the Appeal Decision Letter (Ref: APP/Y3940/W/17/3167012) dated 7 August 2017 be quashed.

3. That the matter be remitted to the First Defendant for redetermination.
4. That the First Defendant do pay the Claimant £10,000 (VAT inclusive) as the reasonable costs incurred in respect of this application to the date that this Order is submitted to the Court for approval, to be paid by or before 6 November 2017.

We consent to an Order in the above terms on behalf of the parties named below.

.....
On behalf of the Claimant

Clarke Willmott LLP
Bath Street
Bristol
BS1 6BA

.....
On behalf of the First Defendant

Government Legal Department
One Kemble Street
London
WC2B 4TS

.....
On behalf of the Second Defendant

Wiltshire Council
Bythesea Road
Wiltshire
BA14 8JN

Dated

24th October

2017