

The Planning Inspectorate
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Attn: Michael Joyce, case officer
Our ref. PS/Stowey Quarry
Your ref. APP/F0114/A/13/2195706
Also by e-mail. teamp16@pins.gsi.gov.uk
12 August 2013

Dear Sirs

**Appeal ref. APP/F0114/A/13/2195706, Stowey quarry
Inquiry - 3-5 September 2013**

Thank you for your email of 7 August 2013. As you may know the partner dealing with this matter, Paul Stookes, is out of the office until 22 August 2013 and so is unable to fully respond to the letters of the Appellant and Environment Agency (EA) forwarded by you. However, we have the following brief comments.

We and our client are of the view that there were a number of reasons why the application for permission should have been refused. We are aware also from the minutes of the Council meeting of 26th September 2012 refusing permission, that the Council members supported this view. These reasons for refusal are set out in the proofs of evidence filed and served on behalf of SSAG. In our view the EA's position does not consider the full extent of the concerns of this site. Other concerns include e.g. a lack of need, noise impacts, ecological impacts etc. We enclose correspondence from our client to the Council that further explains matters.

In the light of the above, we note the following summary comments:

1. as indicated above, there are a number of concerns about the proposals;
2. the Appellant's requested very late change to the proposal is material and significant and, in practical terms, the suggested amendment is a very different proposal than that subject to the appeal;
3. SSAG objects to any attempt by the Appellant to amend the application at this very late stage; and
4. in the light of the approach now taken, that the most appropriate way forward is to withdraw the appeal.

We look forward to hearing from you in due course.

Yours faithfully

Richard Buxton

cc (by-e.mail) Bath & North East Somerset Council

(planning_appeals@bathnes.gov.uk)

Chris Herbert, SLR Consulting Ltd for B&NES

John Williams (john@oaktree-environmental.co.uk) for the appellant