Herefordshire Council

Directorate/Division: Economy and Environment
Team: Development Management
Our Ref: 222728
Please ask for: Ms Rebecca Jenman
Direct line: 01432 261961
Email: rjenman@herefordshire.gov.uk
Date: 13/07/2026

Dear Owner/Occupier

**TOWN AND COUNTRY PLANNING ACT 1990**
**APPEAL UNDER SECTION 78 (NOT USING WRITTEN REPRESENTATIONS (PART 1) PROCEDURE**

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| **APPLICATION NO & SITE ADDRESS:** | **222728 - Whitwick Manor, Lower Eggleton, Ledbury, HR8 2UE** |
| **DESCRIPTION:** | **The erection of and the construction of an anaerobic digestion (AD) plant with associated facilities, including feedstock storage clamps; tanks; lagoons and wetland filtration system; and connection to the national gas grid, together with the installation of photovoltaic panels on buildings, a grain store and dryer and the construction of a new vehicular access to the A417.** |
| **APPELLANT:** | **Mr Nicholas Layton** |
| **APPEAL REFERENCE:** | **6010475** |
| **APPEAL START DATE:** | **8 July 2026** |
| **WEBSITE LINK:** | **https://www.herefordshire.gov.uk** |

I refer to the above details. An appeal has been made to the Secretary of State, against Herefordshire Council, for the following reason: **Refusal of Planning Permission** The appeal will be determined on the basis of an **inquiry.** 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, unless you withdraw your representation by **12 August 2026**.

**From 1 April 2024 comments from interested parties will only be accepted through the Appeals Casework Portal. The Planning Inspectorate will no longer accept interested party comments by email. Emailed comments will not be seen by the Inspector.**

If you wish to make comments or modify/withdraw your previous representation or check the progress of the appeal you can do so online at https://appeal-planning-decision.service.gov.uk/comment-planning-appeal

**The Planning Inspectorate will continue to make provision for those with accessibility needs.** If you do not have access to the internet, you can send your comments (you must provide 1 copy) to: The Planning Inspectorate, c/o QUADIENT, 69 Buckingham Avenue, Slough, SL1 4PN.

**All representations must be received by 12 August 2026**. 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.

All documents will be published to the Council's website. Appeal documentation can be viewed on the Council's website by using the following link https://www.herefordshire.gov.uk/. If you do not have access to the Internet, access is available at Herefordshire Council Customer Service Centres - to check opening times please ring 01432 260000.

The Council will also be producing a Statement of Case, however the deadline for submission to the Planning Inspectorate is the same as that for any comments you may wish to make. It may not therefore be possible to read the Council's Statement prior to making your comments.

Guidance on communicating with the Planning Inspectorate electronically can be found at:
at https://www.gov.uk/government/collections/taking-part-in-a-planning-listed- building-or-enforcement-appeal 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 by contacting Herefordshire Council.

When the appeal has been determined the decision will be published on the Council's website and online at https://appeal-planning-decision.service.gov.uk/comment-planning-appeal

All personal data held is processed in accordance with data protection law. For further information please see our website
https://www.herefordshire.gov.uk/info/200142/planning_services/62/apply_for_planning_permission/3

Yours sincerely,

**TECHNICAL SUPPORT OFFICER**