

Section 62A of the Town and Country Planning Act 1990

Development of a Ground Mounted Solar Farm with a Generation Capacity of up to 49.99MW, together with associated infrastructure and landscaping at Berden Hall Farm, Ginns Road, Berden

PINS Reference S62A/22/0006 (Uttlesford Reference UTT/22/2046/PINS)

Cases and Appeal Decisions to be referenced by the Applicant

Relevant Caselaw

1	Bedford Council v Secretary of State and Nuon Ltd [2013] EWHC 2847 (Admin)
2	Barnwell Manor Wind Energy Ltd v (1) East Northamptonshire DC & Others [2014] EWCA Civ 137.
3	Jones v Mordue [2015] EWCA Civ 1243
4	Palmer v Herefordshire Council Anr [2016] EWCA Civ 1061
5	Kay, R (on the application of) v Secretary of State for Housing Communities and Local Government & Anor [2020] EWHC 2292 (Admin)
6	Bramshill v SSHCLG [2021] EWCA Civ 320
7	Bramley Solar Farm Residents Group v Secretary of State [2023] EWHC 2842 (Admin)
8	Lullington Solar Park Ltd v Secretary of State for Levelling Up, Housing and Communities [2024] EWHC 295 (Admin)
9	Mead Realisations Limited v Secretary of State for Levelling Up, Housing and Communities [2024] EWHC 279 (Admin)

Relevant Appeal Decisions

10	Examining Authority's Report of Findings and Conclusions – Cleve Hill Solar Park (reference: EN010085)
11	Application for the Cleve Hill Solar Park Order – Decision Letter (reference: EN010085)
12	Land West of Thaxted, Cutlers Green Lane, Essex (Appeal Reference: APP/C1570/W/23/3319421)
13	Land to the East of Squirrel Lane, Ledwyche, Ludlow (Appeal Reference: APP/L3245/W/23/3314982)
14	Land at East Marsh, South of Gunthorpe Road, The Marsh, Walpole St Andrew, Norfolk (Appeal Reference: APP/V2635/W/22/3295141)
15	Land to the South of Church Farm, Burstall Hill (Appeal Reference: APP/W3520/W/23/3319970)
16	Land North of Halloughton, Southwell, Nottinghamshire (Appeal Reference: APP/B3030/W/21/3279533)
17	Shilton Downs Farm, Ladburn Lane, Shilton, Oxfordshire (Appeal Reference: APP/D3125/W/16/3158494)
18	Hangmans Hall Farm, Twenty Acre Lane, Sutton Cheney, Nuneaton (Appeal Reference: APP/K2420/W/21/3266505)

19	Site at Minchins Lane, Bramley, Hampshire (Appeal Reference: APP/H1705/W/22/3304561)
20	Land South of Leeming Substation, west of the bordering Fence Dike Lane, Part of Low Street, Scruton (Appeal Reference: APP/G2713/W/23/3315877)
21	Land West of New Works Lane, Telford, Shropshire (Appeal Reference: APP/C3240/W/22/3293667)
22	Land at Steerway Farm, Limekiln Lane, Telford (Appeal Reference: APP/C3240/W/22/3308481)
23	Winterton Solar Farm, Carr Lane, Winterton, South Ferriby (Appeal Reference: APP/Y2003/W/23/3317097)
24	Agricultural land to the south of Murton (Appeal Reference: APP/X1355/W/22/3308881)
25	Land East of Pelham Substation, Maggots End, Manuden (Decision reference: s62A/2022/0011)
26	Land to the South of Hall Lane, Kemberton, Telford (Appeal Reference: APP/L3245/W/23/3329815)
27	Land SE of Poplar Farm, Harps Hall Road, Walton Highway, Wisbech, Norfolk, PE14 7DL (Appeal Reference: APP/V2635/W/23/3323065)
28	Land east and west of A130 and north and south of Canon Barns Road (Appeal Reference: APP/W1525/W/22/3300222)