



The Planning Inspectorate

National Infrastructure
Planning
Temple Quay House
2 The Square
Bristol, BS1 6PN

Customer 0303 444 5000
Services:
e-mail: clevehillsolarpark@planninginspectorate.gov.uk

To all Interested Parties

Your Ref:

Our Ref: EN010085

Date: 28 May 2019

Dear Sirs/Madams

Thank you for your e-mail expressing your concerns about the appointment of the Examining Authority for this application. In appointing an Examining Authority, I have, on behalf of the Secretary of State, considered the CLG Guidance, which identifies criteria relevant to appointing an Examining Authority. Further information on the CLG Guidance for the examination of applications for development consent for nationally significant infrastructure projects March 2015, particularly paragraphs 12-14, can be found here: <https://www.gov.uk/government/publications/planning-act-2008-examination-of-applications-for-development-consent>.

I can confirm that Mr. Rose was the Inspector who reported to the Secretary of State on the Cleve Hill sub-station appeal in connection with the London Array under the Town and Country Planning Act 1990. Inspectors consider each case before them on merit and the particular circumstances of the appeal and in this case, Mr Rose was not the decision taker but reported to the Secretary of State who took the decision on the case.

The application for Cleve Hill Solar Park Development Consent Order will be examined thoroughly in accordance with the requirements of the Planning Act 2008 and the reporting of the previous appeal will have no influence on consideration of this application. The process of the examination will be open and transparent and all Interested Parties are free to raise all relevant issues that impact on the merits or disbenefits of the application. Under the Planning Act 2008, the Examining Authority will not make the final decision on this application but will submit a recommendation to the Secretary of State for Business, Energy and Industrial Strategy who will then decide whether a Development Consent Order should be granted or refused.

The appointment of the Examining Authority is based on a detailed assessment of each project and specific issues relating to it, such as complexity of the case, the level of public interest, analysis of policy and any novel issues as set out in the guidance referred to above. Whilst it was considered that a Panel of two is an appropriate Examining Authority for this case on the information available at the close of the Relevant Representation period, section 68 of the Planning Act 2008 provides for additional appointments to the Panel at any time and I can consider the question further if the information available merits it.

I hope that this explanation provides you with reassurance that we take a rigorous approach to appointments and that Inspectors are required to give independent, fair and impartial consideration to each matter that comes before them and in their recommendations.

Yours Faithfully

Pauleen Lane

Dr Pauleen Lane CBE FICE PhD MBA BSc

Professional Lead for National Infrastructure

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From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Cc: [SaveGraveneyMarshes](#)
Subject: Appeal about lead examiner proposed for Graveney Solar Panel development
Date: 16 May 2019 09:05:01
Importance: High

Dear Planning Inspectorate,

I have been informed that the lead examiner assigned to the Cleve Hill case, David Rose, also worked on the London Array case and as such will be familiar with the area. I also understand that the London Array were granted planning permission back in 2006 to build the offshore wind farm in two phases. The sub-station gained planning approval was approved in 2007. The London Array implemented Phase 1 of their plan but withdrew from Phase 2 due to challenges in mitigating the impacts on the red throated diver. This has resulted in available capacity at the sub-station for Cleve Hill Solar Park Limited plan to utilise for their proposed solar farm.

To ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge. I am concerned that by involving someone who was directly involved in the initial planning application in 2007 that the required impartiality will not be guaranteed.

I am a local resident of Graveney village and as such along with my family, will be directly impacted by any development of the Graveney Marsh site. I have grave concerns over the excessive heavy goods traffic which would need to travel through very narrow lanes and past residents as well as a Primary school on a daily basis. The air pollution issue is one concern but the very high risk to pedestrians (as part of the village does not have pavements) and to cyclists (the village is also on a national and busy cycle route) is very real.

Already when a bus or heavy goods vehicle comes down the hill towards the village from the Faversham road, oncoming traffic have to pull into the side as there is not enough space for both vehicles side by side on the hill. Imagine what disruption and risk to life (if you add in Cyclists too) this would escalate to if you had the 150 HGV lorries a day planned for the development construction. I refuse to believe anyone from a road safety aspect has passed this idea as safe or reasonable.

I also suffer from [REDACTED] which is at best a frustrating condition but at worst quiet debilitating. I deliberately moved my family to the countryside to be away from constant noise. As far as I am aware, no thorough study has been made of the level of noise the Solar panels, their transistors or indeed the planned super battery unit will make especially as no other Solar panel site of this size has been built. Noise travels, as you are aware, long distances over rural land as there are few buildings to block it. If there is a constant humming or buzzing from any of these structures I will be negatively affected by it and my health will deteriorate.

I did write about this in the initial consultation phase and quoted the necessary legislation on noise regulation, however I noted with dismay that no mention of sound pollution was made in the report back from the Solar Power company. I know I am not the only person in Graveney to have raised this concern. The project therefore not only puts local wildlife at risk (which I am also very concerned and angry about) but the health and well being of the village's residents themselves, and who knows how many others in the surrounding towns

when the noise travels there also.

I'm sure the developers would suggest we just move house if this becomes an issue, but just how likely is it we will be able to sell our house?

Lastly my [REDACTED] is [REDACTED] and again we moved to the countryside to have peace and quiet but a [REDACTED] access walks into nature from our door. One of these walks is to the village hall along Sandbanks road to use the [REDACTED] that we had installed there. This walk would be impossible to do with [REDACTED] down it as again, like all the other roads in the village, it is a narrow one and also has no pavement.

I understand that this is just one impassioned plea from a resident stating personal reasons why I oppose the development of that site, but they are very real issues for my family and also state the concern for the welfare of anyone else using the roads here if the development were to go ahead.

It is imperative, given the level of outcry about this development that everyone involved in the planning decision making process is unbiased and unaffected by previous engagement with it in any way. This is what would argue is the basis for a fair and democratic hearing which is what we as Villagers deserve and need.

Thank you for your time in reading my request and I hope that the inspectorate will appoint a different examiner to this job.

Kind regards

Samantha Bowen

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill - Examiners
Date: 15 May 2019 18:10:15

Hello,

I have been advised that David Rose, who has been assigned as the lead examiner for this case, previously worked on the London Array case which include the build of the sub-station that Cleve Hill Solar Park Ltd will be utilising for their development.

I have grave concerns about this and believe that, to ensure complete objectivity and impartiality, the examiners should not be coming to the case with pre-conceived ideas and knowledge of previous cases. I understand this situation may make it easier for you in that he has some knowledge of the area, albeit very outdated and potentially invalid now, but am unhappy that this may mean the case does not get the level of scrutiny it should.

Please reconsider and assign either an additional examiner to the case so there is the possibility of a majority opinion, or replace David Rose with another examiner.

I look forward to your response.

Regards,

Tom King

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: CLEVE HILL SOLAR - EN010085
Date: 16 May 2019 13:06:13

Dear Sirs,

I have been made aware that the lead Examiner for the DCO application hearing will be David Rose who I understand was involved with the examination of the London Array project to construct a sub station in Graveney to serve the off shore wind farm.

I wish to register my strong opposition to this appointment as I would question whether he would be able to bring a true sense of objectivity and impartiality to the proceedings and ultimately the report and recommendations for the final decision by the Secretary of State. In my opinion the application put forward by the developers requires considerable scrutiny and rigorous examination without any prior knowledge of the area and in the interests of natural justice, I would ask that another Examiner be appointed.

I had hoped that having regard to the huge significance , complexity and scale of this application that at least three Examiners would be present at the hearing but with only two Examiners currently appointed, it is even more important that David Rose is replaced so that everyone concerned can have full confidence in the decision making process.

Yours faithfully,

Alan Stewart

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park - Application Examiners
Date: 16 May 2019 08:53:39
Importance: High

Dear Sirs,

It has come to our attention that the lead examiner assigned to the Cleve Hill case, David Rose, previously worked on the London Array Project and that only 2 examiners have been assigned to the case because "David Rose is familiar with the area".

We also believe that, in order to ensure complete objectivity and impartiality, it is **essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on previous knowledge.**

Surely this would therefore EXCLUDE David Rose from the panel and we would appreciate if you could assign a higher number of examiners and replace David Rose with impartial examiners who have no prior knowledge or information on this area to ensure a fair and impartial examination takes place

In 2006 London Array were granted planning permission to build the offshore wind farm in two phases. The sub-station gained planning approval and was approved in 2007 and London Array implemented Phase 1 of their plan but withdrew from Phase 2 due to challenges in mitigating the impacts on the red throated diver which resulted in available capacity at the sub-station for Cleve Hill Solar Park Limited plan to utilise for their proposed solar farm.

Mitigating the impacts on the red throated diver and other rare species has not changed

Our concern is over the size of this plan. We know we need renewable energy and won't be able to stop this proposal but we do think it needs to be considerably reduced. Currently, across the country (but mainly in the South), Solar Panels are set into the landscape in small pockets of 200 acres or less and all facing the same way.

This proposal is for 1,000 acres – about half being used for solar panels and the remainder be used for the battery storage. The Panels will be set facing both East & West – butted up against each other – allowing no sunshine, light or rain underneath them and thereby destroying the soil which, in my opinion, will not make it viable for anything else when they decide to remove the panels.

Graveney Marshes is wetland and home to many rare species of birds - it being a wetland means CHSP are proposing to set the panels on 4mtr poles and tell us we will not be able to see them!!!

As we live on Cleve Hill our house will be surrounded on three sides by this Solar Power Station

Your consideration to this email is greatly appreciated

Yours faithfully

Mr & Mrs Ganderton



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From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park - Examiners
Date: 15 May 2019 18:07:48

Hello,

I have been advised that David Rose, who has been assigned as the lead examiner for this case, previously worked on the London Array case which include the build of the sub-station that Cleve Hill Solar Park Ltd will be utilising for their development.

I have grave concerns about this and believe that, to ensure complete objectivity and impartiality, the examiners should not be coming to the case with pre-conceived ideas and knowledge of previous cases. I understand this situation may make it easier for you in that he has some knowledge of the area, albeit very outdated and potentially invalid now, but am unhappy that this may mean the case does not get the level of scrutiny it should.

Please reconsider and assign either an additional examiner to the case so there is the possibility of a majority opinion, or replace David Rose with another examiner.

I look forward to your response.

Regards,

Marie King

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park application
Date: 16 May 2019 11:43:33

To whom it may concern

It has been brought to my attention that the lead examiner assigned to the Cleve Hill case, David Rose, also worked on the London Array case back in 2006. Whilst I appreciate that David will already be familiar with the area, I am extremely concerned that there will not be complete objectivity and impartiality.

It is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially bias their opinion on out of date or irrelevant information/knowledge.

I would like you to review the appointment in view of the history.

Kind regards

Sarah Jefferys

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park Examiner Objection
Date: 15 May 2019 22:06:01

Dear Sir/Madam,

I would like to state my wholehearted objection to David Rose, who worked on the London Array case, being one of only two examiners being assigned to the Cleve Hill Solar Park case. As he is already familiar with the area he may not necessarily be impartial. It is essential that ALL examiners approach this case without any preconceived views, and examine everything that has been presented with fresh eyes, rather than potentially basing opinions on out of date information and irrelevant knowledge and local familiarity of the area.

I would like a response to my objection.

Kind regards,

Candice McGowan

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park Examiner Objection
Date: 16 May 2019 16:37:37

Dear Sir/Madam,

I would like to state my wholehearted objection to David Rose, who worked on the London Array case, being one of only two examiners being assigned to the Cleve Hill Solar Park case.

As he is already familiar with the area he may not necessarily be impartial, or objective. It is essential that ALL examiners approach this case without any preconceived views, and examine everything that has been presented with fresh eyes, rather than potentially basing opinions on out of date information and irrelevant knowledge and local familiarity of the area.

I would like a response to my objection.

Kind regards,

Chris McGowan

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 16 May 2019 22:51:45

Dear Planning Inspectorate

I am contacting you to raise my serious concerns about the fact that the proposed lead examiner for the Cleve Hill Solar Park case was also an examiner on the earlier, directly related, London Array case. While this may give him knowledge of certain aspects of the new planning application, it also means that he will inevitably be without the fresh perspective needed for such a very important and enormous project.

Concerned regards

Hilary Truscott

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 16 May 2019 11:43:01

I would like to express my concerns about the ongoing planning at Cleve Hill.

It has come to my attention that the lead examiner assigned to the Cleve Hill case, David Rose, also worked on the London Array case. This may explain why only 2 examiners have been assigned to the case as David will be familiar with the area.

I feel that to ensure objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

Sincerely

John Gallen

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From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 16 May 2019 10:39:58

Dear Sir/Madam

I've been told that the lead examiner assigned to the Cleve Hill case will be David Rose who's report on the London Array project back in 2006/2007 resulted in partial devastation of the village. I assume he is coming back now to complete the devastation of the village which may also explain why only 2 examiners have been assigned to this case as he is familiar with the area.

To ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

Best Regards
Lesley Lound

Sent from my iPhone

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 16 May 2019 10:27:09

Dear Sir/Madam

I under the lead examiner assigned to the Cleve Hill case will be David Rose who also worked on the London Array case that devastated the village back in 2006. This may explain why only 2 examiners (usually 4) have been assigned to this case as he is familiar with the area.

To ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

Best Regards
Allan Lound

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 16 May 2019 10:00:21

Sirs,

I am concerned at the appointment of David Rose as an examiner in the above inquiry as he has had a previous involvement in the London Array and may not be completely impartial.

Keith R Robinson

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 16 May 2019 08:10:02

I understand that the examiner appointed to this case worked on the London Array case and wonder whether this will allow him to exercise complete objectivity and impartiality in his role and hope that you may consider whether this is appropriate?

Thank you in advance.

Sophie

From: 
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 15 May 2019 19:27:38

I've been made aware that the lead examiner appointed to this case, David Rose, also worked on the London Array case which concerned a very similar area of land. This may be by chance, or there may be good reasons for the appointment, but it does raise questions about objectivity and impartiality, so I'm asking for even greater than usual care to be taken to ensure that knowledge of the earlier case in no way prejudices the current case.

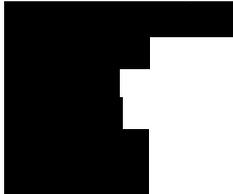
Many thanks,
Nicki Leggatt

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill Solar Park
Date: 15 May 2019 18:24:19

To whom it may concern

Is David Rose-who worked on the London Array project -suitably impartial and without preconceived ideas - the right person to work on the Cleve Hill Solar Factory (it's neither and farm nor a park)? I believe not.

Annabel Tullberg



From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve hill solar power station
Date: 16 May 2019 07:58:06

Dear sirs

I am very concerned that the lead examiner in this case is David Rose. Mr Rose was involved in the London Array examination. In my opinion Mr Rose's involvement in the earlier case brings into question his objectivity and impartiality in the Cleve hill solar power station examination.

Sincerely
Tim Osborne

Sent from my iPhone

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve hill solar power station
Date: 16 May 2019 07:53:53

Dear sirs

I am very concerned that the lead examiner in this case is David Rose. Mr Rose was involved in the London Array examination. In my opinion Mr Rose's involvement in the earlier case brings into question his objectivity and impartiality in the Cleve hill solar power station examination.

Sincerely
Victoria Osborne

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Please note my new e mail address [REDACTED] Can you update your records please. If you have already done so thanks.

Victoria Osborne
The Curious Peasant

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Cleve Hill
Date: 16 May 2019 11:44:46

I would like to express my concerns about the ongoing planning at Cleve Hill.

It has come to my attention that the lead examiner assigned to the Cleve Hill case, David Rose, also worked on the London Array case. This may explain why only 2 examiners have been assigned to the case as David will be familiar with the area.

I feel that to ensure objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

Sincerely
Fiona Gallen

Sent from my iPad

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Concern about lead enquirer appointment
Date: 16 May 2019 17:57:14

I am writing to express my concern about the appointment of David Rose as lead examiner assigned to the enquiry into the planning application for Cleve Hill Solar Farm. This examiner, David Rose, worked on the London Array, an application in the same area which was decided in 2008, and the Cleve Hill solar plant application is closely associated with London Array infrastructure. It is extremely concerning that someone has been appointed who will have preconceptions about the area and the application.

The plan to industrialise the beautiful and ecologically important Graveney Marshes is highly controversial and opposed by locals and environment organisations. It is vital that this application should be heard with absolute objectivity and that the arguments of all sides are heard fairly and with impartiality. The public have a right to expect examiners to approach this case without any pre-conceived views. Yet someone who has been involved in a related planning hearing will inevitably have preconceptions and out of date assumptions about this area from the previous enquiry.

I would like to know what you intend to do to ensure that this enquiry will be conducted with absolute objectivity and that the objections of the public together with the important submissions from environmental organisations will be properly heard? Better still, I would like to hear that this examiner has been removed and replaced by someone who will hear this case fairly and without prejudice.

Yours sincerely

Professor Rosalind Coward

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Concerns
Date: 16 May 2019 05:33:51

Dear Sir/Madam

It has been brought to my attention that the lead examiner assigned to the Cleve Hill case, David Rose, also worked on the London Array case.

London Array were granted planning permission back in 2006 to build the offshore wind farm in two phases. The sub-station gained planning approval was approved in 2007. London Array implemented Phase 1 of their plan but withdrew from Phase 2 due to challenges in mitigating the impacts on the red throated diver. This has resulted in available capacity at the sub-station for Cleve Hill Solar Park Limited plan to utilise for their proposed solar farm.

To ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

This situation concerns me.

Yours sincerely
Rachael Louise Bailey

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Cc: [SaveGraveneyMarshes](#)
Subject: Conflict of Interest Cleve Hill
Date: 15 May 2019 19:16:31

I wish to express my gravest concerns about the Cleve Hill case in that David Rose who also worked on the London Array case has a very clear conflict of interest and cannot be trusted to make an impartial decision on this case as he already has an invested interest.

To ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

This must be respected.

Cait Cochrane Environmentalist

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: David Rose appointment
Date: 15 May 2019 20:05:18

Dear Sirs,

I have concerns about the appointment of David Rose as lead examiner for the Cleve Hill Solar Park project.

Due to his previous involvement in the original London Array project I am concerned this may influence his objectivity based on earlier judgements he made against a very different type of development both in scale and influence on the local area .

The fact that there is spare capacity at the London Array site should not influence on any judgements now to be made for this new proposal. It should be regarded as purely circumstantial unless of course this was an undisclosed intention at the time of the original London Array application.

Yours Sincerely

Alan Hoile
Local resident

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: David Rose
Date: 15 May 2019 22:03:39

Dear Sir or Madam

I strongly object to David Rose being the lead examiner.

The examiners need to approach this without any preconceived views and his involvement previously with the off shore wind farm and London Array will negate his objectivity and impartiality.

Please appoint an examiner with fresh eyes!

Larry Osborne

Sent from my iPad

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Cc: [REDACTED]
Subject: David Rose
Date: 15 May 2019 18:32:16

Dear Inspector

It has come to our attention that David Rose is the lead examiner on the Cleve Hill case.

We understand that he also worked on the London Array.

It is our view that the Cleve Hill proposal is only being made because of spare capacity on the London Array a consequence of the campaign to mitigate the impacts on the red-throated diver.

It stretches credulity to image that David Rose can approach this case without pre-conceived views.

The Faversham Society is extremely concerned about this and will raise it on 30th May if necessary. Have we been misinformed?

Yours

Professor Harold Goodwin
Chair of the Faversham Society

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: EN010085 Cleve Hill Solar
Date: 16 May 2019 08:25:58

With reference to the forthcoming preliminary hearing scheduled for 30 May , we wish to question and oppose the appointment of David Rose as one of the examiners.

It has been brought to our attention that David Rose was involved in the examination and subsequent approval of the Phase 1 London Array and construction of the sub station.

The appointment of just two officials to examine the Cleve Hill proposal has concerned us and we must now question whether this low number is as a consequence of Mr Rose' appointment with his prior knowledge of the area.

Our concerns are such that Mr Rose will lean heavily on this prior knowledge, resulting in his opinion being coloured by out of date information. There is a real question to be asked over his ability in the circumstances to be totally objective and independent of the Cleve Hill application.

This appointment therefore requires discussion, debate and a vote at the preliminary hearing on how the examination should proceed.

We thank you for your attention.

Graham and Jenny Cutts
[REDACTED]

Sent from my iPad

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Graveney Cleve Hill Solar Park Concern
Date: 15 May 2019 19:22:54

Dear Sir or Madam,

To ensure complete objectivity and impartiality in the Cleve Hill Solar Park, it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

We are extremely concerned that David Rose is assigned as the lead examiner in this case. It is not appropriate and we would like him removed from the position.

I look forward to hearing from you.

Regards,
Mr and Mrs Etheridge
Miss T Rider

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Graveney Marshes
Date: 15 May 2019 18:14:48

To Whom It May Concern

It has been brought to my attention that the lead examiner assigned to the Cleve Hill case is David Rose. He has worked in this area before on the Offshore Wind Farm. He is therefore not impartial and unlikely to be objective due to his already having worked in this area. We would appreciate examiners who will come to this case without pre-conceived views and ideas, rather than base any of their opinions on prior knowledge that might will prejudice this new case.

I would be very grateful for your revised consideration of the examiners assigned to the Cleve Hill case.

Yours sincerely
Sarah Myland

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Graveney Marshes/ Solar Farm
Date: 15 May 2019 20:45:36

The decisions regarding the potential Cleve Hill solar farm at Graveney Marshes need to be completely impartial and objective . Our concerns are that David Rose may not be able to view the case with fresh eyes.

Naomi Blunt

Sent from my iPhone

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Impartiality in question
Date: 15 May 2019 18:12:59

I note that the lead examiner assigned to the Cleve Hill case, David Rose, also worked on the London Array case. I am very concerned that only two examiners have been assigned to the case and the impartiality of Mr Rose as lead examiner is questionable in view of his past history.

You may recall that London Array were granted planning permission back in 2006 to build the offshore wind farm in two phases. The sub-station gained planning approval was approved in 2007. As you are aware, London Array implemented Phase 1 of their plan but withdrew from Phase 2 due to challenges in mitigating the impacts on the red throated diver. This has resulted in available capacity at the sub-station for Cleve Hill Solar Park Limited plan to utilise for their proposed solar farm.

To ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

I trust you will put this right forthwith.

Yours sincerely,

Diane Langford

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Impartiality of Examiners in Cleve Hill Solar Power Station application
Date: 15 May 2019 22:08:25

I wish to express my concern that one of the examiners, David Rose, who has been assigned to the Cleve Hill Case, worked on the London Array case in 2006. I consider that such an appointment compromises the objectivity and impartiality of the Cleve Hill Solar Power Station application. It is essential that ALL examiners approach the case with fresh eyes and base their opinions on the current facts and views.

Janice Ely

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Lead examiner Cleve Hill
Date: 16 May 2019 08:14:25

Dear Sir or Madam,

As a resident of Faversham who is concerned about the impact the proposed Cleve Hill solar plant would have on wild life, the landscape and the well-being of the town, I was further concerned to learn that the lead examiner assigned to this case is David Rose who worked on the London array planning application examination. Given the controversial impact and unprecedented size of the proposed development, I believe that it is essential that all examiners are completely objective and approach the case without any preconceived views. This will not be ensured if David Rose is assigned to this case.

I hope the Planning Inspectorate will reconsider this decisions in order for the community to have confidence in the process.

Yours faithfully

Polly Radcliffe

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Date: 15 May 2019 22:03:13

I write to object most strongly to the appointment of David Rose in these proceedings. Whilst I can see it is perhaps good to use someone with a knowledge of the locality, David Rose cannot bring an open and balanced view to this procedure.

He has already demonstrated, in his past judgement and experience that he does not consider Graveney marshes of sufficient importance to protect from industrial development. He cannot expect that he will be even handed in a judgement on additional future development.

Yours sincerely Malcolm Rogers

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Date: 16 May 2019 08:44:30

I am VERY concerned about this situation . We need an unbiased view and an unbiased opinion . We , as local residents who care about the vulnerability of this area need our objections to be listened to .

I support the development of Solar power , but this is the WRONG PLACE for it . The environmental impact is too great .

Thankyou , Alison Keeler .
[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: NB: examination of CHSP site
Date: 16 May 2019 11:02:28

[REDACTED]

Dear Sir or Madam,

I write as a registered interested party and concerned local resident regarding the forthcoming examination of the site of the proposed Cleve Hill Solar 'Park.'

This is an extremely significant decision-making process, impacting as it does on a large area of internationally important wetland environment and potentially having a hugely negative result for both the local human community and the ecosystem of wildlife for which it forms crucial habitat. At a time of growing awareness of the fragility of our planet, and the numerous human-made threats to its survival, it is of paramount importance that decisions about industrial developments which alter the use of agricultural land and valued landscapes are environmentally sensitive and do not contribute to further devastation. (The greenwashing of such projects by presenting them as generating renewable energy and thereby mitigating climate change does not bear scrutiny - the irony of the piecemeal destruction of the planet on the pretext of saving it should be obvious to anyone.)

To this end it must be seen that decision-making is carried out in a fair and impartial way. I am concerned therefore to learn that one of the examiners appointed to this case was previously involved in approving development in the same area, David Rose having recommended the granting of consent for the London Array wind farm and substation at Graveney against the wishes of the local community.

At that time he commented that the *"principle of seeking to avoid large scale intrusive development in the countryside carries considerable force; and the quest for an alternative brownfield, more urban-related or better concealed site has considerable attraction. However, there is no justifiable basis to suppose that any other realistically feasible and suitable site exists to accommodate the proposed substation."* This of course does not apply to the CHSP proposal as there are clearly numerous 'feasible and suitable' alternative sites that could be utilised. My concern is that Mr Rose should not, on the basis of his previous involvement and knowledge, try to make the case for the spare capacity of the substation justifying the installation of the currently proposed project. This argument should not be given priority, however expedient it might be to the private companies behind the scheme.

This situation does not inspire confidence in the examination process and raises serious doubts. It is self-evident that examiners should bring objectivity to their tasks and not be influenced by previous experience or involvement. We are therefore very concerned and call upon the Planning Inspectorate to register this complaint, afford it due consideration and act accordingly.

Yours sincerely
Frances Hewett

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: No to the Cleve Hill Solar Park
Date: 16 May 2019 10:43:58

The Cleve Hill Solar Park is an unnecessary development which will be a disaster for such a beautiful area, a threat to all the precious wildlife in the area and a disruption to local residents. There are I am sure many other alternatives especially on the roofs of new build housing. A development of such huge size is a blot on our landscape and with all the massive house building in the area a relatively peaceful environment will become an intolerable place to live. I know we need more provision of alternative energy, but please look elsewhere.

There should be no connection with the London Array, this is a new development and to ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

Sonia Fox

[REDACTED]

From: [REDACTED]
To: [Cleve Hill Solar Park](#)
Subject: Re: appointment of David Rose to inspectorate of Cleveland Hill Solar park
Date: 15 May 2019 21:59:54

I write to object most strongly to the appointment of David Rose in these proceedings. Whilst I can see it is perhaps good to use someone with a knowledge of the locality, David Rose cannot bring an open and balanced view to this procedure.

He has already demonstrated, in his past judgement and experience that he does not consider Graveney marshes of sufficient importance to protect from industrial development. He cannot expect that he will be even handed in a judgement on additional future development.

Yours sincerely Anthea Daniels

On Wed, 15 May 2019 6:02 pm SaveGraveneyMarshes,
<enquiries@savegraveneymarshes.org> wrote:

Hi all,

It has come to our attention that the lead examiner assigned to the Cleve Hill case, David Rose, also worked on the London Array case. This may explain why only 2 examiners have been assigned to the case as David will be familiar with the area.

You may recall that London Array were granted planning permission back in 2006 to build the offshore wind farm in two phases. The sub-station gained planning approval was approved in 2007. As you are aware, London Array implemented Phase 1 of their plan but withdrew from Phase 2 due to challenges in mitigating the impacts on the red throated diver. This has resulted in available capacity at the sub-station for Cleve Hill Solar Park Limited plan to utilise for their proposed solar farm.

To ensure complete objectivity and impartiality it is essential that ALL examiners approach this case without any pre-conceived views, and examine everything that has been presented with fresh eyes rather than potentially basing their opinions on out of date and irrelevant knowledge.

Please email the National Inspectorate
at CleveHillSolarPark@planninginspectorate.gov.uk **BY 11:59 TOMORROW (16 MAY)** to express your concerns about this situation.

Many thanks for your ongoing support.

Best wishes,

The GREAT team