

Richard Anstis for Tyle Mill – Note on consultation issues and availability of documentation.

The inspector asked (by 11th February) for my submission as to why I felt that there was a break in the link between Regulation 18 and Regulation 19. It can be examined very simply by following the two links below, both provided by the council.

<https://info.westberks.gov.uk/mwlpps>

<https://info.westberks.gov.uk/mwel>

The first contains the documents that were available at the time* of the consultation in January 2021 and the second is the library as it stands now.

*The first link however includes an undated document as the Statement of Common Ground and you will appreciate that this did not in fact exist at the time of the consultation (apparent of course by the dates within it), which post-date the consultation period. It is in fact an identical document to that which appears in the current library, so it should be removed from the list on that link, as misleading.

A quick comparison between the documents list reveals that the Ecology surveys, which now appear as EB002 A-H, were not available at the time of the consultation (which is apparent from the odd confidentiality statement on that first list – which I have of course recorded), but they appear in the second list, despite being dated February 2019.

The remaining differences are with documents that have been created since the consultation: CD004-007 and EB001

Regulation 18 requires that the LPA must notify all relevant parties of each subject upon which representations are invited and Regulation 19 requires that all documents are then made available before submission to the Secretary of State.

If the Ecology surveys were created in February 2019 and are available now as part of the evidence base, but were not published (for any reason), then there has been a breach of Regulation 19 and the link between the regulations has been broken.

Richard Anstis