

**IN THE HIGH COURT OF JUSTICE**  
**KING'S BENCH DIVISION**  
**PLANNING COURT**

**AC-2023-LON-003635**



08 Feb 2024

LONDON

PLANNING COURT

**BETWEEN:**

**THE KING**  
**(o.a.o. EMMA MACPHERSON)**

**AC-2023-LON-003635**

**Claimant**

**- AND -**

**EAST LINDSEY DISTRICT COUNCIL**

**Defendant**

**- AND -**

**HATTON SOLAR FARM LIMITED**

**Interested Party**

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**CONSENT ORDER**

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Before Mr C.M.G Ockelton, Deputy HCJ, sitting in the Planning Court, King's Bench Division, High Court of Justice, The Strand, London WC2A on ~~27 June 2023~~ 8 February 2024

**UPON** reading the Statement of Facts and Grounds for judicial review claim and supporting evidence

**AND UPON** the Claimant, Defendant and Interested Party consenting to the terms of the Order for the reasons set out in the Statement of Matters appended hereto

**AND UPON** reading the Statement of Matters relied on justifying the making of this Order

**BY CONSENT IT IS ORDERED** that:

1. Permission for judicial review is granted;
2. The claim for judicial review is allowed;
3. The decision of the Defendant dated 27 October 2023 to grant planning permission under reference S/079/01078/22 for the installation of a temporary ground mounted solar farm at Land Adjacent to Sotby Woods, Sturton Road, Hatton, Lincs LN9 5NX/LBC is quashed and shall be determined afresh;
4. The Defendant shall pay the Claimant's costs of the proceedings in the agreed sum of £10,850 inclusive of VAT

Dated this 8th February 2024

**BY THE COURT**

APPROVED BY: Mr C M G Ockelton

**We the parties consent to an order in the above terms**

Signed.....*Harrison Grant Ring*.....

**Solicitors for the Claimant**

Harrison Grant Ring  
Temple Chambers  
3-7 Temple Avenue  
London EC4Y 0HP5

Ref: SR  
Tel: 07970 292712  
Email: sring@hgrlaw.co.uk

Signed.....*Siddiquee*.....

**Solicitors for the Defendant**

Legal Services Lincolnshire  
County Offices  
Newland  
Lincoln LN1 1YS

Ref: Caroline Siddiquee  
Tel: 01522 552527  
Email: caroline.siddiquee@lincolnshire.gov.uk

Signed.....*GSC Solicitors LLP*.....

**Solicitors for the Interested Party**

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**STATEMENT OF MATTERS RELIED ON JUSTIFYING  
THE PROPOSED CONSENT ORDER  
PURSUANT TO PARAGRAPH 16 OF  
PRACTICE DIRECTION 54A CIVIL PROCEDURE RULES**

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1. The Claimant seeks judicial review of the decision of the Defendant made on 27 October 2023 to grant planning permission under reference S/079/01078/22 for the installation of a temporary ground mounted solar farm at Land Adjacent to Sotby Woods, Sturton Road, Hatton, Lincs LN9 5NX/LBC ("the Decision").
2. The Claimant advances three grounds for judicial review (para 2 of the Statement of Facts and Grounds).
3. The Defendant accepts that its Decision was unlawful as it failed to have sufficient regard to material considerations in relation to the policy of the development of solar farms on best and most versatile agricultural land.
4. The parties agree that, in light of the above, the Decision should be quashed.
5. It is requested that the Court make the Consent Order without the need for attendance by the parties.