

Below are references and other means of access for the three items cited in my evidence and requested by the Inspector to be sent to you for distribution among parties to the hearing as appropriate.

For comprehensiveness (and hopefully facility), the three items (2009 Supreme Court judgement on sewerage connections, Torbay Local Plan's policy for self-build and affordable housing and exception sites, and South West Water's letter expressing desire for increased consultation) have been provided in multiple forms (copies, screenshots, attachments and links).

I hope the requested information in the forms and formats provided will prove to be accessible and adequate.

Case identification and citation details of the Supreme Court judgement are here > [Barratt Homes Limited \(Respondents\) v Dwr Cymru Cyfyngedig \(Welsh Water\) \(Appellants\) - The Supreme Court](#)

**Barratt Homes Limited (Respondents) v Dwr Cymru
Cyfyngedig (Welsh Water)...**

The Supreme Court
Case details

**Barratt Homes Limited (Respondents) v Dwr Cymru Cyfyngedig
(Welsh Water) (Appellants)**

Judgment date

09 Dec 2009

Neutral citation number

[2009] UKSC 13

Case ID

UKSC 2009/0038

Justices

Lord Phillips, Lord Saville, Lord Walker, Lady Hale, Lord Clarke

A pdf of the full judgement is here

<https://www.supremecourt.uk/cases/docs/uksc-2009-0038-judgment.pdf>

As the judgement itself is quite long, here is a link to the Court's own press summary > <https://www.supremecourt.uk/cases/docs/uksc-2009-0038-press-summary.pdf>

Also to learned opinion in case of use:

[Case Comment: Barratt Homes Limited v Dwr Cymru Cyfyngedig \(Welsh Water\) 2009 UKSC 13](#)

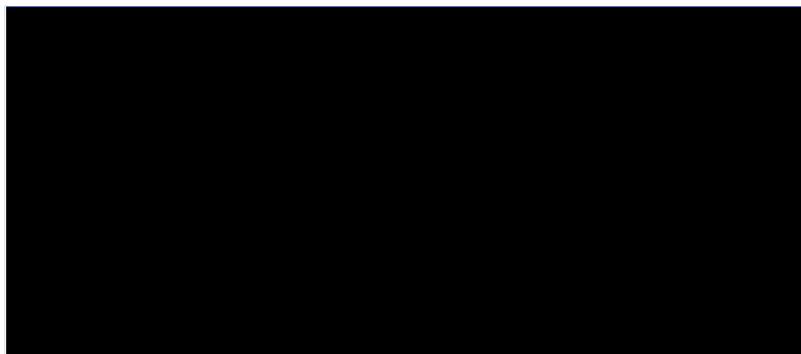
[Supreme Court decision in Barratt Homes v Welsh Water - Publications - Eversheds LLP - Eversheds Sutherland](#)

Supreme Court decision in Barratt Homes v Welsh Water - Publications - E...

Eversheds Sutherland

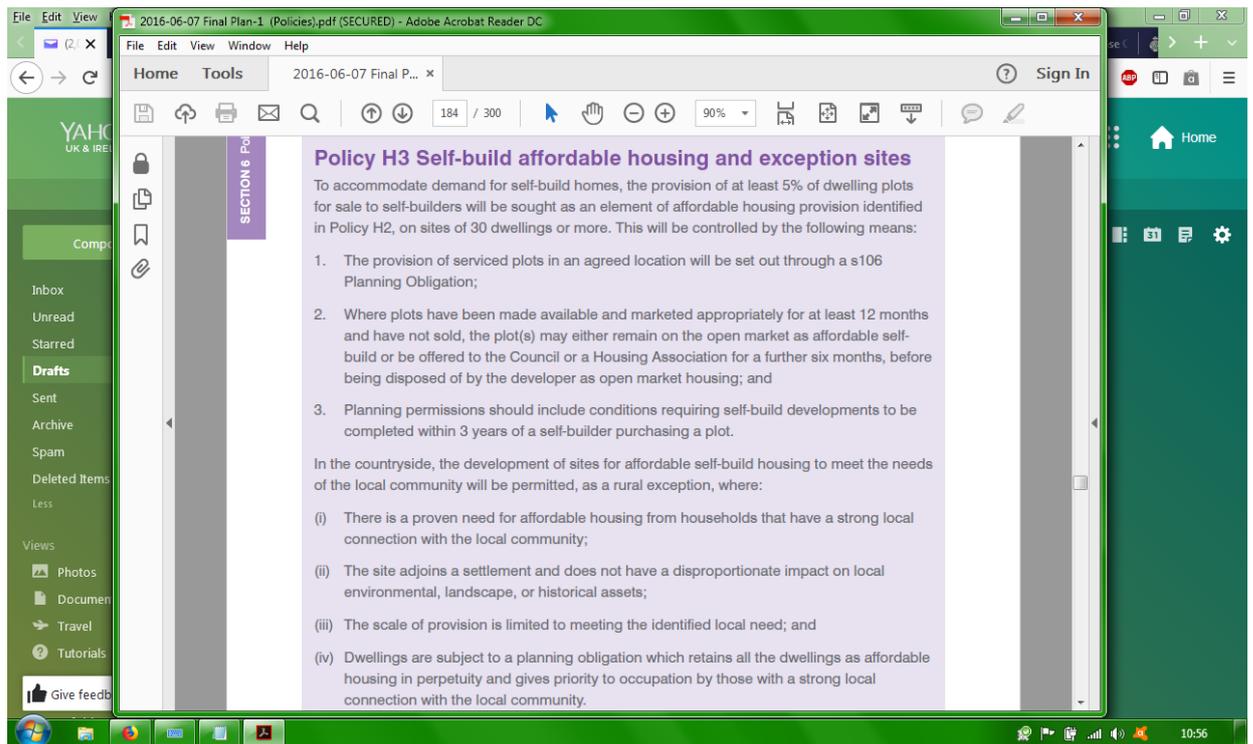
The Supreme Court this week made a landmark ruling involving Barratt Homes and Welsh Water on the rights o...

Torbay Local Plan Policy H3 (p 184) 'Self-build affordable housing and exception sites' is copied below as a screenshot. Link to website page for .pdf is here [New Local Plan 2012-2030](#)



New Local Plan 2012-2030

An exciting, bold, positive, eye catching new plan that sets out the way Torbay might change and grow over the n...



A copy of the letter from South West Water is attached; just below is the emailed permission to share text >

Dear Leaf and David

Please find attached a letter with comments from SWW.

Thank you for your offer of raising the profile of our concerns at the Joint Local Plan consultation meetings, we can confirm that the information in the letter can be shared.

Kind regards

South West Water, Peninsula House, Rydon Lane, Exeter EX2 7HR

Date: 19th January 2018

Dear Leaf and David

Thank you for your ongoing support and contacts.

SWW are continuing to develop processes to support and engage with the development of Local Neighbourhood plans and continue to raise issues with Planning Authorities through direct liaison. For example Phil Thomas has met with Plymouth City Council on various occasions, most recently on 1st December 2017 to specifically discuss the Joint Local Plan.

SWW is looking for the following issues to be given sufficient consideration within the planning processes to ensure we have long-term sustainable development in the SW region;

- the impact climate change on the flows entering the wastewater network from any new development
- the increase in population and housing growth and the consequential additional stress on Water and Waste Water systems
- improved routine engagement by planning services with SWW to;
 - enable the investigation of options of including 'sustainable urban drainage' schemes and 'water efficiency' schemes in the early stage of planning, thereby minimising stress on the Water and Waste Water systems.
 - ensure plans align to the Government's policy and strategy targets in their '25 year Environment Plan'
 - engagement with SWW to look at the cumulative impact of piecemeal developments in the same area, to ensure no undue overall impact on Water and Waste Water systems

SWW will continue to raise these issues with Planning Authorities and would like the above factors to be included in the process.

With best regards,

South West Water

Peninsula House, Rydon Lane, Exeter, EX2 7HR www.southwestwater.co.uk

Leaf Lovejoy
for the Stoke Gabriel Neighbourhood Plan
2 March 2018