



CO/2198/2013

DATED the 24th day of September 2013

IN THE HIGH COURT OF JUSTICE

QUEEN'S BENCH DIVISION

ADMINISTRATIVE COURT

BEFORE HER HONOUR JUDGE BELCHER

**IN THE MATTER of The Town and Country Planning
Act 1990 Section 288**

B E T W E E N

**DB SCHENKER RAIL (UK) LTD & TOWNGATE
ESTATES LTD**

Claimants

and

LEEDS CITY COUNCIL

Defendant

UPON HEARING Mr Taylor of Counsel on behalf of the Claimants and Mr Hobson QC of Counsel on behalf of the Defendant on the claim form dated the 26th day of February 2013 for an order that the decision of the Defendant dated the 16th day of January 2013 be remitted back for reconsideration

AND UPON READING the written evidence submitted on behalf of the Claimant and the Defendant

AND UPON Counsel for the parties agreeing that the question of the appropriate order for costs in this case should be determined by Her Honour Judge Belcher on paper on receipt of written submissions as to costs

IT IS ORDERED THAT

1. Policies 13 and 14 of the Leeds Natural Resources and Waste Local Plan be remitted to the planning inspectorate for re-examination; and
2. It is directed that Policies 13 and 14 of the Leeds Natural Resources and Waste Local Plan are to be treated as not having been recommended for adoption by the Inspector or adopted by the Defendant.

[This matter occupied the time of the Court from 10:16 – 10:20]

By the Court