

Ms Elena Sarieva
Elements Green Bolney Holding Ltd
1 Half Moon Street
Mayfair
London
W1J 7AY

**TOWN AND COUNTRY PLANNING ACT 1990 (SECTION 96A)
TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE
ENGLAND) ORDER 2015**

REFERENCE: DM/26/1671

**DESCRIPTION: NON MATERIAL AMENDMENT TO APPLICATION DM/21/2276 -
TO AMEND THE APPROVED SITE PLAN. THIS PRIMARILY
COMPRISES A REDUCTION OF THE EQUIPMENT ASSOCIATED
WITH THE DEVELOPMENT AND CONSEQUENTIAL MINOR
AMENDMENTS TO AN INTERNAL ACCESS TRACK.**

**LOCATION: LAND EAST OF WINEHAM LANE, WINEHAM, WEST SUSSEX,
BN5 9AY**

DECISION DATE: 12 AUG 2026

CASE OFFICER: ANDREW WATT - ANDY.WATT@MIDSUSSEX.GOV.UK

In pursuance of its powers under the aforementioned Act, the Council hereby notify you that they **REFUSE to approve** the Non-Material Amendment for the above development in accordance with the plans and particulars submitted with your application received on 8 July 2026 for the following reason(s):

1. This application seeks consent as a non-material amendment to a battery energy storage facility and associated infrastructure. It seeks to amend the approved site plan, primarily comprising a reduction of the equipment associated with the development and consequential minor amendments to an internal access track.

While the reduction in the amount of development is generally welcomed, the cumulative impact of the changes (both in design and safety terms) requires proper technical consideration, which can only be carried out under a planning application. Accordingly, it is clear that the amendments sought cannot be treated as non-material.

Human Rights Implications

The planning application has been considered in light of statute and case law and any interference with an individual's human rights is considered to be proportionate to the aims sought to be realised.

Please note that the existing planning permission still stands, and that the conditions imposed upon it continue to apply. If you wish to substitute these latest plans in place of the original consent, then a new planning application will be required.

Plans Referred to in Consideration of this Application

The following plans and documents were considered when making the above decision:

Plan Type	Reference	Version	Submitted Date
Block Plan	UK028-BS-D- ENG- 4401_V13	Sheet 01	10.07.2026



Eric Owens
Interim Assistant Director Planning and Sustainable Economy

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