

From: Clive Moys [mailto: [REDACTED]]
Sent: 04 October 2021 17:18
To: Programme Officer < [REDACTED] >
Cc: Richard Honey QC < [REDACTED] >
Subject: Princes Parade s. 247 Inquiry; SPP Amended Statement of Case

Dear Caroline,

Further to my previously sending you, together with Mr Honey QC, SPP's 28.9.2021 Statement of Case, I have reflected further upon some relevant case law touching upon the Secretary of State's jurisdiction.

Additionally, I have reminded myself of the content of the Inspector's Note issued post the Pre-Inquiry meeting.

In light of the above, I wish to amend SPP's Statement of Case – paras. 25, 26 & 29 – as now attached (together with no longer appending either I the Tibbalds' cross-section drawings; nor II the Mr Jim Martin sketch).

It seemed to me unnecessary to use track-change.

The aim of the amendments is to make it clear that SPP does not seek to invite the Secretary of State (nor his reporting Inspector) as part of his ss. 247 & 252 jurisdiction: -

- (1) To reconsider whether or not planning permission should have been granted.
- (2) To consider alternative development proposals.
- (3) To consider the engineering or construction aspects of the proposed re-aligned Princes Parade.

I would be grateful if you could please bring this to the attention of our Inspector, before removing the earlier Statement of Case from the Inquiry website and uploading this amended version in its place.

Yours sincerely,

Clive

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