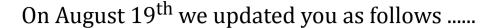
Subject: Update 123 Judicial Review developments

Date: 24 September 2021 at 08:03

To: Village Concerns villageconcerns2016@gmail.com



That our Judicial Review claim has <u>not</u> been rejected by Mr Justice Holgate, Planning Liaison Judge, at the Royal Courts of Justice. He called in the Secretary of State as an Interested Party because, in Justice Holgate's words:

"This claim raises a point about the legality of controlling housing mix by conditions dealing with "reserved matters". The Court considers that this issue may have wide implications for other cases such that it would be assisted by written submissions from the Secretary of State."

Since then on September 6th, we heard that the Secretary of State's representative had submitted their response to Mr Justice Holgate.

A quote from the Secretary of State's submission:

"The Claimant's [Village Concerns] central submission is that if a Council wishes to control the number of bedrooms per dwelling at reserved matters stage, it must impose a specific condition on the outline planning permission. The Secretary of State agrees."

(In this case, the Council within this claim is of course Wealden District Council.)

This <u>agreement</u> with our claim from the Secretary of State is very good news. It strengthens our case and has encouraged us to proceed.

Our Barrister has now written a further submission to the Court reiterating the major points of our case incorporating responses to points made by WDC, the Defendant, Swansea Enterprise (Hesmonds owner) Interested Party and the Secretary of State



also Interested Party, submissions.

We now wait for Mr Justice Holgate to make his decision as to whether we have Permission to proceed to a Judicial Review.

This is positive news. We will need to keep fundraising. Financial contributions and ideas for fundraising events and activities gratefully received.

Our fundraising page, Just Giving is still active: https://www.justgiving.com/crowdfunding/saveeasthoathlyfromoverdevelopment

Thank you once again for all your moral and financial support.

You are in receipt of this email because you have previously requested to be part of Village Concerns email list. If you no longer wish to receive these emails, please let us know.