

BY EMAIL AND POST

Ms Christine Symes
Decision Officer
Department for Communities and Local Government
Zone 1/H1
Eland House
Bressenden Place
London SW1E 5DU

Dear Madam

**TOWN AND COUNTRY PLANNING ACT 1990 – SECTION 78
APPEAL BY HELIOSLOUGH LIMITED
LAND IN AND AROUND FORMER AERODROME, NORTH ORBITAL ROAD, UPPER
COLNE VALLEY, HERTFORDSHIRE
APPLICATION REF 5/09/07/08**

I am in receipt of the letters of Hogan Lovells dated 28 February and 7 March 2013. This letter deals with two particular aspects of those letters.

The first concerns the suggestion set out in the letter of 7 March 2013 that the Council's challenge to the decision of the Secretary of State not to conjoin the Colnbrook and Radlett inquiries is simply a spoiling tactic designed to delay a decision on the Radlett appeal. I will not deal with the detail of the Council's challenge but it properly seeks redress for the unlawful action of the Secretary of State. The suggestion that there was some improper motive on the part of the Council is without foundation and wholly rejected.

The second issue concerns Helioslough's further representations contained in the letter of 28 February 2013 (accompanied by an opinion of Timothy Mould QC) which seek to overcome the Secretary of State's approach towards the deficiencies in the proposed conditions/section 106 obligation. The Council made submissions at earlier stages of the appeal process on Helioslough's arguments relating to the Secretary of State's conclusions on Circular 11/95 and I request on behalf of the Council that the Council be given the opportunity of providing further representations to the Secretary of State on the matters raised in the letter of 28 February 2013. The Council will be able to provide a response by 28 March 2013.

Yours faithfully



M Lovelady LL.B. (Solicitor)
Head of Legal, Democratic and Regulatory Services

Cc: Hogan Lovells International LLP
Hertfordshire County Council
Wayne Leighton Solicitors (for STRIFE)

