

CD 6.8.1

Preface Note

Supreme Court Judgment

Tesco Stores Ltd v Dundee City Council (Scotland) [2012] UKSC 13 (21 March 2012)

The Judgment is relevant because it confirms that not every proposal can accord with every policy of a Plan, because policies can pull in different directions.

The key proposition is: decision-makers must use their judgment to make balanced decisions including when development plans policies ay contradict each other.

Key paragraph: 19