

SJPI03



The Planning Inspectorate

4/11 Eagle Wing
Temple Quay House
2 The Square
Temple Quay
Bristol BS1 6PN

Direct Line 0117-372 8236
Switchboard 0117-372 8000
Fax No 0117-372 8139
GTN 1371-1371
e-mail: Barbara.Flynn@pins.gsi.gov.uk
www.planning-inspectorate.gov.uk

Mr C Bennett
Top Flat
61 Lansdown Place
Hove
East Sussex
BN3 1FL

Your Ref:
Our Ref: FPS/Q1445/5/1
Date: 23 June 2005

Dear Mr Bennett

TOWN & COUNTRY PLANNING ACT 1990 SECTION 257 LAND AT ST JAMES' PLACE, BRIGHTON

I write further to Kevin Noakes' e-mail of 31 May. Your e-mail has been sent on to me for reply as I deal with post decision correspondence. I am sorry for the delay in writing but it was necessary to seek the Inspector's comments.

Enclosed for your information are the letters from Dr Eckstein's solicitors, making and then withdrawing his objection to the Order. With regard to "all affected persons", the report to the Brighton and Hove City Council Environment Committee, indicated that the Order had been publicised and that local residents were notified in writing on 18 August 2003. Copies of the report and the Certificate issued by the Order Making Authority (OMA) are also enclosed (by post). The confirmation at the hearing was verbal from the OMA and the supporters. I understand that you and Mr Scott are listed as objectors but the assertions you refer to went unchallenged.

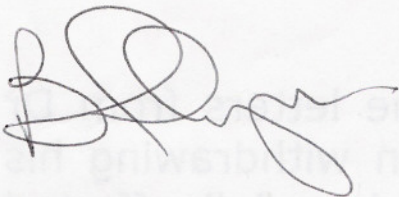
As the OMA is not required to send a list of those notified of the Order I am unable to give you the address you have requested in Old Steine.

You appear to be concerned that the owners/householders/occupants of 1-6 St James' place may not have been aware of the Order or been in agreement with it. However, the need for the Order followed a planning application for a gate at the end of St James' Place and all the owners of 1-6 were co-applicants. While only four of the owners made comment, the others did not object.

Finally, I should perhaps explain that it is not a matter of any person giving their consent to an Order but whether or not an objection has been made.

I hope I have been able to answer your queries.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Barbara Flynn', with a large, stylized initial 'B'.

Barbara Flynn
Quality Assurance Unit