
From: Haywood, Ben
Sent: 03 January 2024 10:45
To: Planning Comments (SMDC)
Subject: FW: Mr. A.Stokes,- Moneystone Quarry - SMD/2023/0532

Categories:

From: Paul Housiaux
Sent: Tuesday, January 2, 2024 4:21 PM
To: Stokes, Andrew
Subject: Mr. A.Stokes,- Moneystone Quarry - SMD/2023/0532

Mr. A.Stokes,
CEO,
SMDC LPA,
Moorlands House,
Stockwell Street,
Leek,
ST13 6HQ.

2nd. January 2024.

Dear Sir,
Moneystone Quarry - SMD/2023/0532- Objections.

I set out below my further objections to the above cited application.

I do so against a background of outstanding FOIA requests for disclosure by SMDC LPA on a number of factual, legal, procedural and planning guidance issues.

I therefore reserve my rights to make further representations in this matter if and/ or once I receive replies from the LPA to my requests for information.

Grounds of further objections.

1. I rely upon all my earlier grounds of objection as if recited seriatim herein.
2. The application SMD/2023/0532 demonstrates on its face and is further supported by the statements and documentation submitted as part of it, that the Applicant has made and proposes substantial and fundamental changes to the developmental scheme it first proposed in the Application **SMD/2014/0682**, - [subsequently **refused** by the SMDC LPA PAC, later Appealed and on the 08/11/2017 **withdrawn** during its Appeal hearing] , thereafter purporting to negotiate a ' replacement' Outline Planning Permission Reference SMD/2016/0378 which **was Ultra Vires of the SMDC LPA PAC powers to grant.**
3. The development SMD/2023/0532 proposes **substantial and fundamental amendments** to the scheme it advanced to (a) the PINS Inspector at the Appeal Hearing on the 07/11/2017 and 08/11/2017, (b) failed to accord with a *purported* ' accepted' set of changes conditionally sanctioned by SMDC LPA PAC at a meeting on the 13/07/2017 prepared and recommended to PAC by SMDC LPA Officer Dia Lerner but which were rendered invalid by the decision of the Appellants to abandon the cited PINS Appeal and for other breaches of legal rules.
4. Has changed and altered the description of the development cited as SMD/2023/0532 from its intentions set out in earlier iterations of its MQ development plans, resulting in changes to or operative parts of earlier Outline and Phased applications.

5. The logical consequences are that the Applicants have not and cannot meet the statutory obligation set out with regard to Levels, Landscape, Layout and Size and in particular the provisions of S73. T&C Planning Act (as amended) , The Town & Country Planning (Development and Management)(England) Order 2015 and Paragraph 38 of the NPPF.
6. There is a duty placed upon SMDC LPA to exercise its powers in a consistent and legally supportable manner. To hear and approve SMD/2023/0532 would place it in contravention of this duty, would amount to inconsistent decision making, would breach its obligation that requires good administration of public bodies to deal with the public in a straightforward and consistent manner, and amount to a repudiation of other planning application decision notices it has issued. I ask that these representations be entered on the SMD/2023/0532 public planning file and receipt of them be acknowledged. Yours faithfully , Paul Housiaux
Whiston Resident, 02/01/2024

Sent from my iPad

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