



From: Paul Housiaux

Sent: 20 August 2025 01:59

To:

Subject: Mr.A.Stokes,- FOIA request SMD/2023/9532 and related matters

Mr.A.Stokes,
CEO,
SMDC LPA,
Moorlands House,
Stockwell Street,
Leek,
ST20 6HQ.

20th August 2025.

Dear Sir,

Moneystone Quarry - FOIA Request - SMD/2023/0532 and related planning applications.

The SMDC LPA has revealed in the public domain and in response to a FOIA request and evidenced in an email letter to dated 01 February 2024 from Mrs J. Curley that SMDC LPA obtained Counsel's advice on the contents of a letter from Alice Henderson dated the 19th December 2023.

1.As the LPA have now heard and determined the planning application SMD/2023/0532 save only the need to draft and seek approval of the PAC members for conditions having direct safety considerations with regard to Q2 and the tunnel connecting Q1 & Q2 and the required provision of escape routes, access by Emergency Services etc.to and from Q2 there can be no legitimate reason why the LPA should not disclose in full the contents of Counsel's advice on the contents of the planning changes and intentions set out in the letter of 19th December 2023 from Asteer planning's .

2.Please therefore provide a full copy of Counsel's advice to SMDC LPA together with necessary correspondence setting out the full terms of the LPA Instructions to Counsel to advise. This should include correspondence in any form that dates before and up to the date of Counsel's Instructions from the LPA and from Counsel to the LPA and also any correspondence generated on any date after receipt.

3.What attempts have SMDC LPA made since receiving Counsel's advice to place his advice on the public planning file for SMD/2023/0532 so as to comply with the LPA Statement of Community Involvement (SCI) a duty that continues throughout the planning process?

4.Please disclose and list chronologically all correspondence in any format to or with and/ of Asteer and/ or Laver Leisure (Oakamoor) Ltd. since the 01/02/2024 on any planning issues arising from the Developers plans to change the earlier Outline Plans filed as part of the Application SMD/2016/0378, or SMD/2019/0646, or SMD/2023/0532?

5.Do SMDC LPA and /or its Officers Mrs. J.Curley and/or Mr.B.Haywood stand by the contents of the letter dated 01/02/2024 sent by Mrs.J Curley to ?

6.Please explain in full detail all the evidence, planning law and procedures and policy considerations relating to the SMDC LPA 's duty to comply with its SCI that resulted in it being concluded that 're consultation in our view is that it would be too confusing to consult EE's/those who have already responded particularly given past

experience with applications relating to this site.'

With regard to 6 above and the use of the words 'past experience with applications to this site' was Mrs. Curley referring to her own past experience with applications relating to this site?

If not and she was making a specific reference to another person or others persons please clarify.

7.Does Mrs, Curly accept that her judgement *that there should not be any re consultation because it would be too confusing* has had the affect that many people who had made representations earlier in respect of the developments at MQ were thereby deprived of a re-consultation that was recommended and highlighted as such in the letter of 19/12/2023 and which resulted in a ‘ *substantial difference and/ or a fundamental change to the planning application such that is (it?) results in a “ different application”*’

8.Since the 01/02/2024 has it and does it still remain the opinion of Mrs.Curley that it is our planning judgement based on the information presented to us is that amending this application to include a significantly enlarged site with an additional 190 lodges, a central hub building and supporting infrastructure could not be regarded as substantially the same form of development as phase 2 alone and that it amounts to a fundamentally altered proposal”. 9.Does the LPA accept that the Outline planning permission SMD/2016/0378 Parameter plan requires compliance the layout submitted for the development and additionally that the positioning of the lodges were set by the parameter (red line) plan also at the Outline permission stage.

10.On the basis that 's letter of 19/12/2023 made claims and references to other related earlier MQ applications and as Mrs Curley's response in her letter dated 01/02/2024 firmly rejects the Asteer characterisations of the intended/ proposed changes as early as the 01/02/2024, please explain why when the Planning Inspector sat on the 24, 25, 26 of September 2024 and the 08/10/2024, SMDC LPA did not disclose the known intentions of the Developers to make substantial differences or fundamental changes including to the red line parameter plan to the then extant Outline Permission and by failing to do so has allowed the Inspector to fall into error both factually and in respect of planning law and procedure?

Please arrange for this FOIA request to be displayed on the SMD/2023/0532 public planning file.

Please acknowledge receipt of this FOIA request.

Yours faithfully,
Paul Housiaux
Whiston Resident.
20/08/2025.

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