

Mr. S. Gibbs
Panel of Examining Inspectors
3/18 Eagle Wing
Temple Quay House
2, The Square
BRISTOL
BS1 6PN

14th January 2013

Dear Mr Gibbs,

Your reference TR30001 : Able Marine Energy Park: Application for Costs.

I refer to your letter of 9th January in respect of the above matter.

My understanding of the term “within 14 days of the date of the notification” is that the period commences on the day following the commencement date, in this case, the 28th November, 2012. This took the expiry date to the 11th December, which is the date when the application was received at PINS (via e-mail).

I note that the guidance does not include the phrase “starting from and including 27 of November”, as used in your recent letter, and that, in any event, the 14 day ‘rule’ is a non-statutory provision.

If my interpretation is held to be incorrect, I apologise for my error and can only hope that you will exercise some reasonable discretion under paragraph A35 of the guidance. In this case it would seem only fair that such discretion should be exercised, bearing in mind the leniency shown to the applicants throughout the summer with regard to timescales and submission requirements.

As you know, my client and his professional advisers have had to deal with a massive amount of information in very short timescales over the summer, causing all sorts of problems with regard to work commitments - hence the delay in submitting the costs claim,

Yours sincerely,

David Hickling.