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David Hickling  
Hickling-Gray Associates  
**By email only**

Your Ref:  
Our Ref: TR030001  
Date: 14 March 2013

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Dear Mr Hickling

**APPLICATION FOR THE PROPOSED ABLE MARINE ENERGY PARK BY ABLE HUMBER PORTS LTD**

**APPLICATION UNDER SECTION 95(4) OF THE PLANNING ACT 2008 FOR A PARTIAL AWARD OF COSTS**

I refer to your application of 12 December 2012 for an award of costs against Able Humber Ports Ltd (Able) in respect of the above project. I enclose a copy of Bircham Dyson Bell's response dated 31 January 2013 to your application.

You are invited to send any comments on Bircham Dyson Bell's submission that you may have to me within 14 days from the date of issue of this letter. In particular, you may wish to comment on Able's response relating to the revised proposals in relation to the Cherry Cobb Sands compensation site and Able's response to your argument that they acted unreasonably during the course of examination. Please provide any factual context which may assist the Examining authority in reaching a decision on your costs application. There is no need to repeat what you have said in your original application. Bircham Dyson Bell will be sent a copy of this letter and any further submission you make.

Should you require any further information, please do not hesitate to contact me.

Yours sincerely,

*Kathrine Haddrell*

**Senior Case Manager**

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.