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By Email: planning@oxford.gov.uk

working locally and nationally to
protect and enhance a beautiful,
thriving countryside for everyone to
value and enjoy

Dear Sir/Madam

REF: 14/03013/CONSLT

**CPRE Oxfordshire response to Environmental Statement Addendum for Castle Mill
development, Roger Dudman Way**

In response to this consultation, please find attached an addendum to the Legal
Opinion submitted in respect of the original Environmental Statement in December
2014.

Yours sincerely

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Director, CPRE Oxfordshire

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OXFORD CASTLE MILL PORT MEADOW

OPINION

ADDENDUM

1. The Environmental Statement Addendum of August 2015 does not affect the summary, reasoning or conclusions of my Opinion of 18th December 2014.
2. Section 5.2.2, 5.2.5 and 5.2.6 do however confirm that the approach taken in the ES is an unlawful one as the approach has not been to approach the issues on the basis that the question which the competent authority (Oxford City Council) has to answer is:

"If the development had not already been constructed what should the City Council be prepared to permit here?"

Unless councillors approach the issues on the basis set out in my opinion of 18th December 2014 then their decision will be unlawful and open to challenge.

ROBERT McCracken QC

Francis Taylor Building

Temple

13th October 2015