



Department for
Communities and
Local Government

Mr Robert Gardner
GVA Grimley
3 Brindley Place
Birmingham
B1 2JB

Our Ref: APP/Q4625/A/14/2220892

5 November 2015

Dear Sir,

**TOWN AND COUNTRY PLANNING ACT 1990 – SECTION 78
APPEAL BY LIONCOURT HOMES ON LAND AT TIDBURY GREEN FARM,
FULFORD HALL ROAD, TIDBURY GREEN B90 1QZ**

1. The decision has been made, by the Secretary of State under section 56 of the Planning and Compulsory Purchase Act 2004, to correct his decision letter of 7 October 2015.

2. I enclose a copy of the corrected decision letter.

3. The correction to the decision letter is as follows: The first sentence of paragraph 23 is amended so as to read: The Secretary of State agrees with the Inspector's conclusion at IR 125 that the proposal accords with the development plan, albeit the Secretary of State notes certain of the development plan policies in relation to housing, as detailed in paragraph 6 above, have been remitted for reconsideration as a result of the judgment in *Solihull MBC v Gallagher Homes*.

4. Please accept my apologies for this error and for any confusion or inconvenience they may have caused.

5. I refer you to section 58 of the Planning and Compulsory Purchase Act 2004 which makes provisions about the effect of correcting the decision letter and in relation to connected legal challenges. The effect of section 58, amongst other things, is that the decision in the corrected decision letter is challengeable by making an application to the High Court within six weeks from the date of issue of this notice

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for leave to bring a statutory review under section 288 of the Town and Country Planning Act 1990.

6. Copies of this notice and the corrected decision letter have been sent to Solihull Metropolitan District Council and to all other parties who received a copy of the original decision letter of 7 October.

Yours faithfully,

Philip Barber

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Authorised by the Secretary of State to sign in that behalf