



18th November 2022

Hello once again, friends of the Save New Barnet Campaign.

### **Victoria Quarter (Gasworks Site) Judicial Review**

We thought that the attempt to overturn the Victoria Quarter planning appeal through a Judicial Review in the High Court had been concluded, but clearly not. Late on Thursday afternoon we received notification that Fairview have issued a "Notice of RENEWAL of claim for permission to apply for Planning Statutory Review". They believe that the High Court Judge, Sir Duncan Ouseley, has "misunderstood" or not "grappled with" the grounds of their claim and should not have dismissed their application for a hearing.

As we understand the rules, a claimant cannot appeal when the court refuses permission to proceed and has recorded that the application is totally without merit. However, they may ask that the decision is reconsidered at an oral hearing providing this request is made within 7 days. This is the route Fairview's lawyers are now taking.

In the developer's opinion it would appear that:

- The Councillors who refused permission in February were wrong.
- The Planning Inspector who refused their appeal in August was wrong.
- The High Court Judge who refused their appeal in November was wrong.

From our limited dealings with Fairview's representatives it all fits a pattern of behaviour. They will always fight anyone who disagrees with them. Instead of engaging positively to resolve issues raised, they just want to force through their poorly designed development.

Should a short oral hearing find in Fairview's favour then a full hearing in the High Court would follow. The result of the Judicial Review would either be that the Planning Inspector's decision stands, or that the whole planning inquiry would have to be held again. A fresh inquiry by another Planning Inspector could still reach the same conclusion as the first.

In the meantime, while Fairview continue to initiate legal action, the gasworks site remains empty. If they had got on and built the approved 2017 scheme, construction would now be complete and 371 well designed new homes would be occupied by residents.

We will keep you posted on further developments as we have them.

Regards,  
Save New Barnet Campaign Team

*PS*

*There is a table top sale at the Community Centre in Victoria Road on Sat 19 November 2pm-5pm.  
The SNB Team will be there to talk and answer any questions.*



# Save New Barnet

## Save New Barnet Campaign

c/o The Community Centre, 48/50 Victoria Road, New Barnet, Herts EN4 9PF

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*Save New Barnet Campaign is a non-political group of local residents fighting for a better New Barnet. The group seeks to inform the local community about potential changes to the area, and oppose inappropriate developments. The group aims to promote a clear vision for how New Barnet could be developed for the benefit of the community based on the views of local people. The campaign is funded entirely by donations from individuals. It is not bankrolled by any company or commercial organisation.*

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