

APPENDIX G

From: Sunny Patel
Sent: 04 December 2017 17:47
To: Keith Aubrey; Sachdev Khosa; Verina Wenham; Edd de Coverly
Subject: Pre-Determination Issue - Long Clawson
Importance: High

Dear All,

I trust you are well.

Following discussion with Sach, I am aware Sach and Verina reviewed this pre-determination issue and review of tape with the advice being it does not seem that pre-determination could be established from the comments made.

However Councillor Wyatt would need to make a statement to the committee to the effect that he is coming into the meeting with an open mind and that there is no pre-determination in his assessment of the applications before him.

I approached councillor Wyatt whilst he was in the REA meeting at 5.05p.m. and asked that he come see me after the meeting and prior to the planning committee.

I subsequently met with him AT 17.40 and advised him that concerns had been raised in respect of pre-determination following his comments on the petition at the last planning committee and his ability to therefore judge the long clawson applications before him today. I advised that sach/Verina had reviewed the position and legal view is pre-determination cannot be concluded however it is for him to confirm whether he is pre-determined or not.

If he is pre-determined he must obviously not sit however if he feels he is not he is to provide an opening statement to the effect above prior to the committee commencing judgement.

He advises that he does not feel he is pre-determined and he has an open mind. He will make a statement to the committee confirming this position. I did not disclose who the concerns were raised by and he did not wish to know or make any other enquiries on the matter.

I trust this assists.

Sunny Patel LL.B (hons),LLM
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