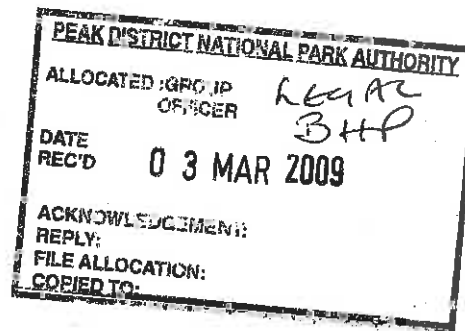


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Our Ref: JPW/JC/B1084-005
Your Ref: BP/M2382
Date: 2 March 2009

Mrs B. H. Primhak
PDNPA
Aldern House
Baslow Street
BAKEWELL
DE45 1AE



Dear Mrs Primhak

Re: Longstone Edge – Review of Old Mineral Permissions

We refer to your letter of 19 September 2008 (copy enclosed).

In view of the fact that the Judgment of the Court of Appeal is still awaited and that, once it has been delivered, its contents will have to be considered, it would be appropriate in our view for the extension of time afforded by the letter of 19 September to be extended further until 30 June 2009, initially at any rate. This would enable the parties to consider the implications of the Judgment of the Court of Appeal, and to consider how best to respond.

We are conscious that the Authority has already indicated the possibility that this case may be taken to the House of Lords. We can only construe that to be an informal indication that, if the Court of Appeal rejects the Appeals by the Secretary of State and the Authority, either or both may seek to take the matter further. In such circumstances it would clearly be premature to require the ROMP material to be provided during the currency of the litigation.

Hopefully, of course, within the next month or so, it may be possible to identify a clearer way forward and the matter can be reviewed in the light of forthcoming developments.

In the meantime, perhaps you would please confirm the extension requested.

Yours faithfully