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L94/6902A/AJS/L7

Your reference

DPD/CJ/Eruv/14317/1

071-210-3189

6 December 1994

07 DEC 1994

Messrs Fladgate Fielder
Solicitors

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Attention of Daniel Drukarz

Dear Sirs,

**RE: JEFFREY SEGALL -v- THE SECRETARY OF STATE FOR THE
ENVIRONMENT AND THE UNITED SYNAGOGUE ERUV COMMITTEE**

With reference to recent telephone conversations, I am now in a position to confirm receipt of your letters of 10, 29 and 30 November 1994, with enclosures, safe receipt of which I am pleased to acknowledge.

With respect to the time point, I understand that having taken advice, this issue will no longer be pursued by your clients, although the matter is still under review by the Crown Office on its own Motion. If the Crown Office takes the matter further or the matter is left to be raised by the Judge as appropriate at the hearing then this jurisdiction point can be reviewed by the Respondents, if the Court requests assistance. I must say, as previously indicated that having considered the matter carefully, and in the light of decided cases, it seems to both myself and the Department that the Notice of Motion was lodged in time.

I am presently awaiting instructions from the Department, but anticipate that I shall be instructed to put up Counsel to defend the Secretary of State's decision letter. In these circumstances I shall retain Mr Stephen Richards of Counsel, First Treasury Junior Counsel and no doubt Counsel's Clerks will liaise in due course to fix a mutually

convenient date for Counsel involved in this case. I understand, but please confirm that Mr John Steel QC will be instructed on behalf of your clients at the substantive hearing.

Yours faithfully,

A. J. Sandal.

A.J. SANDAL
Assistant Treasury Solicitor