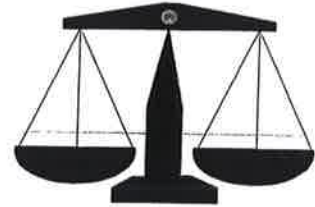


**Memorandum
From
Legal services**

24 NOV 2009



TO: Diane Mathieson
FROM: Nick Leach
OUR REF: NL/Plan-gen/
DATE: 23 November 2009
MATTER: **Article 4 Direction relating to land to the east of Rockpits Lane, Steep Marsh, Petersfield**

Please find enclosed 2 copies of the article 4 Direction. I've sent a copy to Land Charges.

Enc.

ARTICLE FOUR DIRECTION

EAST HAMPSHIRE DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990

GENERAL PERMITTED DEVELOPMENT ORDER 1995

Direction under Article 4 of the General Permitted Development Order 1995 Restricting Permitted Development

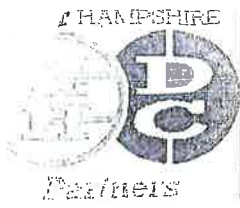
RECITALS

1. East Hampshire District Council ("the Authority") is the local planning authority in respect of the area of land specified in this Direction.
2. The Authority is satisfied that it is expedient that the development described in Schedule 2 to the General Permitted Development Order 1995 ("the Order") and specified in this Direction should not be carried out unless permission is granted for it on an application.

NOW THEREFORE the Authority in pursuance of article 4 of the Order and all other powers thereby enabling

DIRECTS THAT

1. The permission granted by Article 3 of the Order shall not apply to development specified in the First Schedule to this Direction in the area specified in the Second Schedule to this Direction ("the Land").
2. It is expressly provided that this Direction shall apply to "the erection, construction, maintenance, improvement or alteration of a gate, fence, wall or other means of "enclosure."
3. Pursuant to article 5(4) of the Order, this Direction does not require the approval of the Secretary of State because it relates only to development permitted by Parts 1 to 4 of Schedule 2 to the Order and the authority consider that the development would be prejudicial to the proper planning of their area or constitute a threat to the amenities of their area. The Direction shall expire at the end of six months from the date upon which it is made unless disallowed or approved by the Secretary of State. The Direction shall, in accordance with article 5(10) of the Order, come into force in respect of any part of the Land on the date on which notice of the making of the Direction is served on the occupier of that part of the Land or, if there is no occupier, the owner. If the Authority consider that individual service on the owners or occupiers of the Land is impracticable



Scale: 1:5000
Date: 13/10/2009

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EAST HAMPSHIRE DISTRICT COUNCIL
LC100024238-2009



Land East Of Rockpits Lane
Steep Marsh

because the number of them makes such service impracticable or because it is difficult to identify or locate one or more of them, the Authority shall publish a notice of making of the Direction in a newspaper circulating in the locality in which the Land is situated and, in accordance with article 5(15) of the Order, the Direction shall come into effect on the date on which the notice is published.

FIRST SCHEDULE

The erection, construction, maintenance, improvement or alteration of a gate, fence, wall or other means of enclosure being development comprised within Class A of Part 2 of Schedule 2 to the said Order and not being development comprised within any other Class.

SECOND SCHEDULE

Land to the east of Rockpits Lane, Steep Marsh, Petersfield, Hampshire as shown hatched black on the attached plan.

Dated this 17th day of November 2009

The COMMON SEAL of EAST)
)
HAMPSHIRE DISTRICT COUNCIL)
)
was hereunto affixed in the)
)
presence of:-)

N. Leach
for
Solicitor to the Council



216252