

Planning Department
Havant Borough Council

Clovelly
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Waterlooville
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Phone: 023 9225 7310

29-Oct-2020

Ref: Change of use and enclosure of amenity land to form extension to residential garden of 16 Hart Plain Avenue.

Planning Ref: **APP/20/00723**

Consultee Comment: **On behalf of the Ramblers Association. SEHants Group**

We are neutral on this planning application as it will have little new effect on the adjacent Right of Way. The change in character of the pathway caused by the removal of the trees and shrubbery has already happened and been accepted.

We do have the following comments to make however:

Firstly, the *footpath/pathway* mentioned in the application is in fact a *restricted byway* and should be treated as such.

Secondly, none of the stated reasons for the application seem valid. The management of the rampant trees may have been required but that was a matter for their owners. The trees could have been managed (removed) without any need for the proposed application changes. The access for tractors/rotavators to the rear of 16A does not require these changes. Access would be available over the restricted byway as the owner of that land, which the applicant is claiming to be.

Finally, errors in the application form itself.

- Section 6. A new vehicle access is one of the stated purposes of the application. A partial extinguishment of the restricted byway has already taken place to narrow the byway for this application.
- Section 15. There were trees / hedges on the site prior to the changes which this application is legitimising.

For and on behalf of Ramblers Association

Peter Westron
Footpath Secretary – SE Hants Group
Ramblers Association.