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THE TOWN AND COUNTRY PLANNING ACT 1990
THE TOWN AND COUNTRY PLANNING GENERAL REGULATIONS 1992
Grant of Planning Permission

Application Number: APP/12/00039

Site Address: Hayling Billy Trail (from opposite The Ship Inn) continuation along the edge of Langstone Sailing Club to the existing share use path on Langstone bridge, Havant

Proposal: Construction of shared use pedestrian/cycle path from south terminus of Hayling Billy Trail (opposite The Ship Inn) to existing cycleway on west side of Langstone Bridge.

Further to your application received on 11 January 2012, which was valid from 20 January 2012, Havant Borough Council as Local Planning Authority **Grants Planning Permission** for the above proposal in accordance with the submitted plans and particulars as detailed below.

This permission is subject to compliance with:

- (i) The plans and other documents submitted with regard to your application, and
- (ii) The following conditions:

Conditions:

- 1 The development hereby permitted shall be begun before the expiration of 3 years from the date on which this planning permission was granted.

Reason: To comply with Section 51 of the Planning and Compulsory Purchase Act 2004.

- 2 Following the practical completion of the development hereby permitted a detailed soft landscaping scheme of compensatory planting shall be submitted to and approved in writing by the Local Planning Authority. Such scheme shall specify the distribution and species of ground cover to be planted, the positions, species and planting sizes of the trees and shrubs to be planted, and timing provisions for completion of the implementation of all such landscaping works, which in any event shall be no later than the first planting season following the practical completion of the development.

The implementation of all such approved landscaping shall be completed in full accordance with such approved timing provisions. Any tree or shrub planted or retained as part of such approved landscaping scheme which dies or is otherwise removed within the first 5 years shall be replaced with another of the same species and size in the same position during the first available planting season.

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Reason: To ensure the appearance of the development is satisfactory and having due regard to policies CS11 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and the National Planning Policy Framework 2012.

- 3 The proposed construction shall be timed and undertaken in a suitable way to minimise disturbance to over wintering and nesting birds, and in particular the implementation of the development shall be carried out such that:
- (i) The developer shall ensure best practice is in place for operating machinery to reduce unnecessary noise;
 - (ii) No percussive piling or works with heavy machinery shall occur within the waterfowl over-wintering period, 1 October to 31 March inclusive.
N.B. Heavy machinery constitutes, for example, use of pneumatic drills, diggers, dumper trucks and lorries; and
 - (iii) Clearance of trees and areas of scrub shall avoid the bird breeding season, March to August inclusive, unless it has been established by a competent ornithologist that no breeding birds are present.

Reason: In the interests of the internationally important habitats surrounding the site, and having due regard to policies CS11 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and the National Planning Policy Framework 2012.

- 4 All machinery and materials required in connection with the development shall, when not in use, be stored within the existing turning area as shown on Drawing TI_11_07/003B or otherwise within the areas of adopted highway that adjoin the site.

Reason: In the interests of the internationally important habitats surrounding the site, and having due regard to policies CS11 and CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and the National Planning Policy Framework 2012.

- 5 The development hereby permitted shall be carried out in accordance with the following approved plans:
Hayling Billy Trail Shared Cycle/Pedestrian Path PHASE 4(N) Planning Red/Blue line Plan
Hayling Billy North End (North) Proposed Works Drawing TI_11_07/003B
Hayling Billy North End (South) Proposed Works Drawing TI_11_07/004A
Pedestrian Guard Rail Standard Details
Typical Timber Post and Rail Detail

Reason: - To ensure provision of a satisfactory development.

Other Important Information:

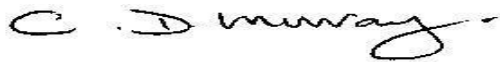
In reaching its decision the Council has had regard to policies of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework: and Planning Policy Statements/Guidance -

Havant Borough Core Strategy 2011

CS1	Health and Wellbeing
CS11	Protecting and Enhancing the Special Environment and Heritage of Havant Borough
CS12	Chichester Harbour Area of Outstanding Natural Beauty (AONB)
CS16	High Quality Design
CS20	Transport and Access Strategy
CS5	Tourism
CS8	Community Safety
DM11	Planning for More Sustainable Travel

The Council considers, having regard to the objectives of these policies, that the principle of the development is acceptable in this case, and also that the impact of the development is acceptable in terms of the effect on the character and appearance of the area, the effect on protected habitats, public safety and crime reduction issues. Having taken into account the requirements of Section 38 (6) of the Planning and Compulsory Purchase Act 2004 and all other material considerations, the Council has determined that planning permission should be granted for the development.

- (1) This notice only relates to the decision of Havant Borough Council as Local Planning Authority under the Town and Country Planning Acts. It does not relate to any other application that may be required under the Building Regulations or under any other Act, Regulation, Byelaw or Order where the Council's approval may be needed. For further guidance as to the need for consent under the Building Regulations please phone 023 9244 6573.
- (2) Your attention is drawn to the attached information regarding firstly your right to appeal to the Planning Inspectorate, if you are aggrieved by the Council's decision, and secondly the rights of an owner to, in certain circumstances serve a purchase notice on the Council. See www.planningportal.gov.uk/pes.
- (3) Any failure to adhere to the details of the approved plans, and other documents or to comply with any conditions listed above may lead to enforcement action being taken by the Council. If you wish to depart from the approved details or conditions in any way you should contact the Planning and Development service at the Civic Offices or by telephoning 023 9244 6015.



Mr Chris Murray
Service Manager (Planning Development)

02 April 2012