

Our Ref : TS.SKIDMORE
Your Ref: APP/18/00632

Compass House
57 Meridian Centre
North Street
Havant
Hampshire
PO9 1UW

Havant Borough Council
Planning Service
Public Service Plaza
Civic Centre Road
Havant
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PO9 2AX

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9 July 2018



Dear Sirs

RE: Site Address: 20 Boundary Way, Havant, PO9 1NE
Proposal: Two storey side extension and single storey rear extension

We are instructed by Mr and Mrs Skidmore of 19 Boundary Way, Havant, Hampshire, PO9 1NE.

We understand that any comments to the proposed application must be received no later than 16 July 2018 and that the Council will take the relevant land use and planning considerations into account on reaching a decision on the application. Mr and Mrs Skidmore wish to strongly oppose the application for the above proposed two storey side extension. We are informed that a single storey side extension was erected around five years ago. Mr and Mrs Skidmore made no objections to this. However, we are instructed that the proposed two storey side extension will reduce the distance between the properties landings at 19 and 20 Boundary Way from 4.8 metres to 2.4 metres thereby impacting upon the light entering number 19 and impacting upon privacy.

Numbers 19 and 20 Boundary Way are separated by a driveway that we are instructed belongs solely to the property at number 19.

Mr and Mrs Skidmore have lived in their property for a period of fifty years. They are concerned that the proposed extension will be considerably closer, thereby reducing the light into their property. We submit that the owner of a building with windows that have received natural daylight for 20 years or more is entitled to forbid any construction or other obstruction that would deprive him of that illumination.

Section 3 of the Prescription Act 1832 provides as follows:-

Directors: Samantha Lee • H. C. Adrian Syms

Swain & Co Solicitors and Mediators

Specialist Panel Membership: Children Law • Family • Mental Health • Crime • Prison Law

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Also at

Southampton, London, Liverpool, Chichester, Wimborne (Dorset)

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When the access and use of light to and for any dwelling house, workshop or other building shall have been actually enjoyed therewith for the full period of 20 years without interruption, the right thereto shall be deemed absolute and indefeasible, any local usage or custom to the contrary notwithstanding, unless it shall appear that the same was enjoyed by some consent or agreement expressly made or given for that purpose by deed or writing.

We would be grateful if these representations could please be taken into account on our clients' behalf on reaching a decision on this application.

Yours faithfully

A solid black rectangular box used to redact a signature.

SWAIN & CO

DISTANCE BETWEEN NO19 AND SINGLE STOREY
OF NO 20 BOUNDARY WAY IS 2.4 METRES.

HAVANT BOROUGH
COUNCIL

10 JUL 2013

RECEIVED

19

