

Michael Brainsby
Chief Executive

Technical & Development Services
Civic Offices Leigh Road Eastleigh
Hampshire SO5 4YN
Telephone: Eastleigh (0703) 614646
Fax No: Eastleigh (0703) 643952

Tom Calverley
Director of Technical and
Development Services

Mr J Edge,
23 St Marys Road,
Netley,
Southampton,
Hants.

My ref: HR/TT/TPO/209
Your ref:
Date: 22 November 1989
Please ask for Mrs H Richards
Extension 2240
Direct Dial - Southampton

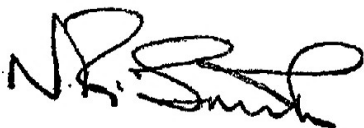
RECORDED DELIVERY

Dear Sir,

Tree Preservation Order No. 209
Land off St Marys Road, Netley

I enclose a formal Notice that the Council has made a Tree Preservation Order on this land. I am also sending a copy of the Order for your information.

Yours faithfully,



Borough Solicitor

PL2 (TPO1)

EASTLEIGH

BOROUGH COUNCIL

Michael Brainsby
Chief Executive

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Hampshire SO5 4YN
Telephone: Eastleigh (0703) 614646
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Tom Calverley
Director of Technical and
Development Services

Mr B Turner,
Lyall,
Oakhurst Way,
Netley,
Southampton,
Hants.

My ref: HR/TT/EBC TPO 209
Your ref:
Date: 13 December 1989

Please ask for Mrs H Richards
Extension 2240
Direct Dial - Southampton

Dear Sir,

Land off St Mary's Road, Netley

Further to the removal of the oak from the land adjacent to your property, I am writing to inform you that the tree preservation order was made on 22 November. Notice was served upon Mr Edge accordingly. It is possible that some of the land may belong to the County Council, if that is the case they will notify us immediately as we do not place preservation orders on their property.

I have also passed your name and information regarding the badgers to the Itchen-Hamble Countryside Project who, apparently, will inform the Hampshire Badger Group. It appears that one of the rangers from the Royal Victoria Country Park is the area co-ordinator for the Badger Group. I hope that this information is sufficient.

Yours faithfully,



 Head of Strategic Planning
TECHNICAL AND DEVELOPMENT SERVICES

TEL No.0489 896020
TEL No.0489 896020

18.12.89 12:53 P.01
18.12.89 12:53 P.02

CHAMBERLAINS

Solicitors

COLIN CHAMBERLAIN
HENRY E. MUNDY

TELEPHONE:
BISHOP'S WALTHAM (0489) 896020
(0489) 896141

OUR REF CC/SL
YOUR REF HR/TT/TPO/209

THE COURT HOUSE
BANK STREET
BISHOP'S WALTHAM
SOUTHAMPTON
SO3 1AN

DX 45453 BISHOP'S WALTHAM
FAX 0489 896020

18th December 1989

Borough Solicitor
Technical & Development Services
Civic Offices
Leigh Road
Eastleigh
Hampshire SO5 4YN

FAX NO. 0703 643952

Dear Sir

Re: Tree Preservation Order NO. 209 Land off St. Marys Road Netley

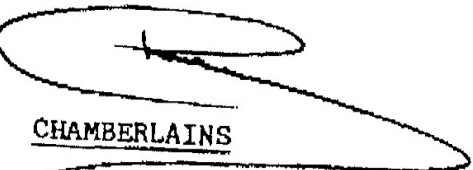
We have been consulted by Mr. John Hume Edge of 23 St. Marys Road Netley in connection with the above numbered Tree Preservation Order which has been served upon him. On behalf of our client we shall be grateful if you will treat this letter as a formal objection to the Tree Preservation Order being confirmed on the following grounds:-

A "Woodland" Order is unjustified in respect of the area of scrub land in question. The Local Authority should specifically identify individual trees within the area which warrant preservation.

Whilst our client would not wish to interfere with the mature trees along the road frontage, many of the other trees are dead or dying, and our client wishes to tidy up the site in order to prevent unauthorised tipping, which has occurred in the immediate vicinity.

Kindly acknowledge receipt of this letter.

Yours faithfully,


CHAMBERLAINS

IN THE EVENT OF THIS TRANSMISSION BEING ILLEGIBLE OR INCOMPLETE

PLEASE RING: 0489 896141

COCHRAN CHAMBERLAIN
HENRY E. MUNDY

OUR REF
YOUR REF

cc/sc

BISHOP'S WALTHAM
SOUTHAMPTON
SO3 1AN

DX 45453 BISHOP'S WALTHAM
FAX NO. (0489) 896141

TELEPHONE:

BISHOP'S WALTHAM (0489) 896141

FROM: CHAMBERLAINS as above

Borough Solicitor
TO: *Eastleigh Borough Council*
HR/TT/TPO/209.

3703
643952

NUMBER OF PAGES - to follow:

DEPARTMENT OF TECHNICAL AND DEVELOPMENT SERVICES	
DATE REC'D	18 DEC 1989
FOR ACTION BY	

DATE SENT: 18-12-89

IN THE EVENT OF THIS TRANSMISSION BEING ILLEGIBLE OR INCOMPLETE

PLEASE RING: 0489 896141

REGULATIONS 1981

TO: Mr J Edge,
23 St Marys Road,
Netley,
Southampton,
Hants.

TAKE NOTICE that the Eastleigh Borough Council acting in pursuance of their powers as Local Planning Authority ("the Authority") under section 60 of the Town and Country Planning Act 1971 has this day made a Tree Preservation Order in respect of

Land off St Marys Road, Netley.

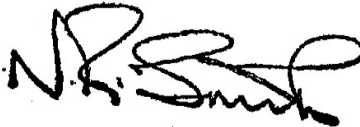
The grounds on which the Authority consider that the Order should be confirmed are as follows:-

That the trees form a significant visual amenity in this particular area and ought to be retained.

Should you wish to raise any objections or make any representations with respect to the Order they should be made in writing stating the grounds thereof to the Authority within 28 days from the date of service of this notice in accordance with regulation 7* of the Town and Country Planning (Tree Preservation Order) Regulations 1969 as amended by the Town and Country Planning (Tree Preservation Order) (Amendment) Regulations 1981 and 1988. In the event of no such notice being given to the Authority then this Order shall take effect without further confirmation as from 22 December 1989.

The Order contains a direction under Section 61 of the Town and Country Planning Act 1971 the effect of which is to bring the Order into effect from the date hereof for a period of six months or until it becomes effective in accordance with this notice or if the Order has to be confirmed by the Authority until it is confirmed by the Authority.

A copy of the Order and plan may be inspected at the office of the Borough Solicitor, Civic Offices, Leigh Road, Eastleigh during normal office hours.



Dated: 22 November 1989

.....
Borough Solicitor

*See overleaf

EASTLEIGH BOROUGH COUNCIL
TOWN AND COUNTRY PLANNING ACT 1971
TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDERS) REGULATIONS 1969
TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDERS) (AMENDMENT)
REGULATIONS 1981

TO: Messrs. Chamberlains
The Court House
Bank Street
Bishops Waltham, SOUTHAMPTON

TAKE NOTICE that the Eastleigh Borough Council acting in pursuance of their powers as local planning authority under section 60 of the Town and Country Planning Act 1971 has today confirmed without modification Tree Preservation Order no. 209 relating to land off St. Marys Road, Netley

DATED: 12th February, 1990

A handwritten signature in black ink, appearing to read 'N.R. Smith', with a large, stylized flourish at the end.

N.R. SMITH
Borough Solicitor

Chamberlains Solicitors
The Court House
Bank Street
Bishop's Waltham
SOUTHAMPTON
SO3 1AN

HR/JH/ETPO 209
1.3170 Fuller
30 January 1990

Mrs H Richards
2240

Dear Sir

Tree Preservation Order 209, Land off St. Mary's Road, Netley

Further to your letter of 18 January I am writing to confirm that the preservation order does not prevent the removal of previously felled timber from the land, it is necessary to make a formal application to lop, top, fell or uproot trees on the site. It is no longer necessary for objections to an order to be considered by the Secretary of State, the legislation changed some eight years ago. The objections will be considered by the next Development Control Sub-Committee.

Should a future application be refused your client then has the right of appeal to the Department of the Environment where the matter is usually dealt with by written representation. I trust that the position is now a little clearer.

Yours faithfully



Head of Strategic Planning
TECHNICAL AND DEVELOPMENT SERVICES

CHAMBERLAINS

Solicitors

COLIN CHAMBERLAIN
HENRY E. MUNDY

TELEPHONE:
BISHOP'S WALTHAM (0489) 896141
~~(0489) 896141~~
(0489) 896141

THE COURT HOUSE

BANK STREET

BISHOP'S WALTHAM

SOUTHAMPTON

SO3 1AN

DX 45453 BISHOP'S WALTHAM
FAX 0489 896020

OUR REF

YOUR REF

1.3170 Fuller
HR/SE E TPO 209

18th January 1990

Head of Strategic Planning
Technical and Development Services
Eastleigh Borough Council
Civic Offices
Leigh Road
Eastleigh
Southampton SO5 4YN

Dear Sir

RE: Tree Preservation Order 209 - Land off St. Mary's Road Netley

Thank you for your letter of the 15th January.

Our client does not wish to carry out any surgery or felling at this stage - merely to remove the logs which are lying on the land before they "disappear".

Please confirm that this matter will be referred to the Secretary of State for determination.

Yours faithfully,

CHAMBERLAINS

DEPARTMENT OF TECHNICAL AND DEVELOPMENT SERVICES	
DATE REC'D	22 JAN 1990
FIDELITY / CB	
EM	

CHAMBERLAINS

Solicitors

COLIN CHAMBERLAIN
HENRY E. MUNDY

TELEPHONE:
BISHOP'S WALTHAM (0489) 896141X
(0489) 896141

THE COURT HOUSE
BANK STREET
BISHOP'S WALTHAM
SOUTHAMPTON
SO3 1AN

OUR REF CC/SL
YOUR REF
PD/DCA/6/5/G

DX 45453 BISHOP'S WALTHAM
FAX 0489 896020

8th January 1990

Borough Solicitor
Eastleigh Borough Council
Civic Offices
Leigh Road
Eastleigh
Hampshire SO2 4YN

Dear Sir

Re: Tree Preservation Order No. 209 Land off St. Marys Road Netley

Thank you for your letter of 19th December.

Since our last letter, some old mattresses and other debris has already been deposited upon the land, accordingly we shall be grateful if you will confirm that it is in order for our clients to remove these items and the cut timber situate upon the land with a view to tidying up the site generally.

Yours faithfully,

CHAMBERLAINS



Michael Brainsby
Chief Executive

Technical & Development Services
Civic Offices Leigh Road Eastleigh
Hampshire SO5 4YN
Telephone: Eastleigh (0703) 614646
Fax No: Eastleigh (0703) 643952

Tom Calverley
Director of Technical and
Development Services

Chamberlains Solicitors
The Court House
Bank Street
Bishops Waltham
SO3 1AN
Hants.

My ref: HR/SW E TPO 209
Your ref: CC/SL
Date: 15 January 1990

Please ask for H Richards
Extension 2240
Direct Dial - Southampton

Dear Sir,

Tree Preservation Order 209 - Land off St Mary's Road, Netley

Further to your letter to the Borough Solicitor of 8th January concerning the above site, I am writing to point out that your client is entitled to make an application under the tree preservation order regulations for surgery or felling. However, as your client has recently felled trees on this land, further removal of wood may be in breach of the felling licence regulations. This would result in prosecution by the Forestry Commission.

I would suggest that your client considers erecting some simple fencing such as timber post and rail around his land to make the site look 'owned'. This should reduce the risk of tipping. Obviously it is not necessary to obtain approval to remove tipped material, this is not affected by the tree preservation order.

Yours faithfully,



 Head of Strategic Planning
TECHNICAL AND DEVELOPMENT SERVICES

Messrs. Chamberlains
Solicitors
The Court House
Bank Street
Bishops Waltham
SOUTHAMPTON

PD/DCA/6/5/G
CC/SL
19th December, 1989

P. Davies
2114

Dear Sirs,

Tree Preservation Order no. 209
Land off St. Mary's Road, Netley

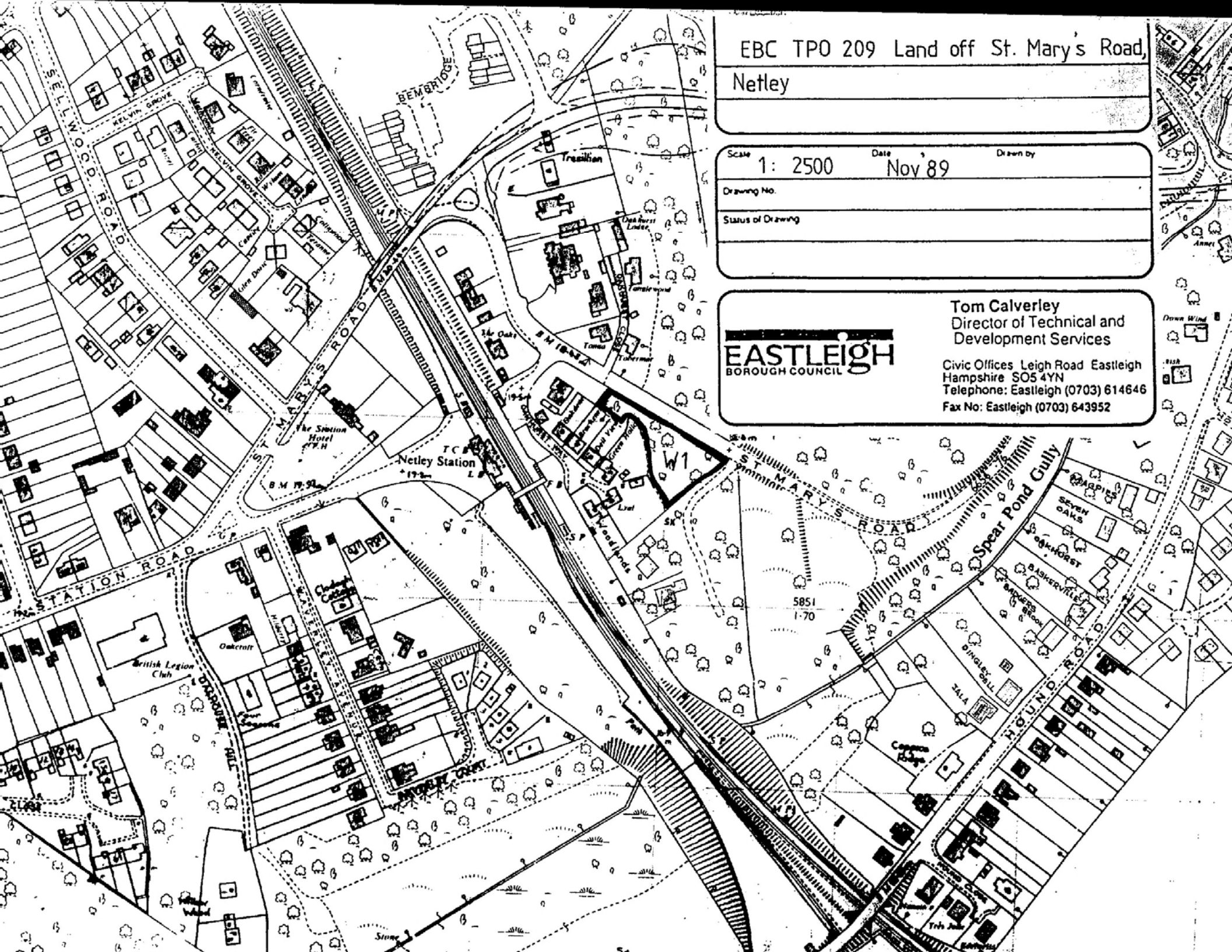
Thank you for your letter of 18th December, 1989 setting out your objection to this Tree Preservation Order.

I will see that the Development Control Sub-Committee considers this at the end of the objection period and I will then write to you again.

Yours faithfully,

for Borough Solicitor

DEPARTMENT OF TECHNICAL AND DEVELOPMENT SERVICES	
DATE REC'D	20 DEC 1989
FOR ACTION BY	
D.H.	
(R.B.)	
MR	



EBC TPO 209 Land off St. Mary's Road,
Netley

Scale	1: 2500	Date	Nov 89	Drawn by	
Drawing No.					
Status of Drawing					



EASTLEIGH
BOROUGH COUNCIL

Tom Calverley
Director of Technical and
Development Services

Civic Offices Leigh Road Eastleigh
Hampshire SO5 4YN
Telephone: Eastleigh (0703) 614646
Fax No: Eastleigh (0703) 643952

DESCRIPTION OF PROPERTY

Land off St Marys Road, Netley (Rear of Brackenridge, Dell View, Green Hollow)

EASTLEIGH BOROUGH COUNCIL - LOCAL LAND CHARGES - SCHEDULE TO OFFICIAL CERTIFICATE OF SEARCH NO:

PART 1 GENERAL FINANCIAL CHARGES	Description of charge (including reference to appropriate statutory provision) 1				Originating Authority 2	Date of Registration 3
PART 2 SPECIFIC FINANCIAL CHARGES	Description of charge (including reference to appropriate statutory provision) 1	Originating Authority 2	Amount originally secured and rate of interest (if any) payable 3	Date of last payment and balance of charge then outstanding 4	Place where relevant documents may be inspected 5	Date of Registration 6
PART 3 PLANNING CHARGES	Description of charge (including particulars of planning decision) 1		Originating Authority 2	Particulars of compensation and apportionment 3	Place where relevant documents may be inspected 4	Date of Registration 5
(a) Notices deposited under section 156 of the Town and Country Planning Act 1971						
(b) Other Planning Charges	Description of charge (including reference to appropriate statutory provision) 1			Originating Authority 2	Place where relevant documents may be inspected 3	Date of Registration 4
	<u>Town & Country Planning Act 1962</u> <u>Town & Country Planning General Development Order 1963 - 1969</u> <u>DIRECTION under Article 4 restricting the use of land by Hovercraft</u> <u>Town & Country Planning Act 1971 - 1974</u> <u>Eastleigh Borough Council Tree Preservation Order No. 209</u> <u>Town & Country Planning Act 1990</u> <u>Conditional permission for single storey front extension and addition of tiled edges to existing dormers (DP27546/4)(5 Oakhurst way)</u>			Eastleigh Borough Council	Civic Offices Eastleigh	19.1.73 22.11.89 22.1.01