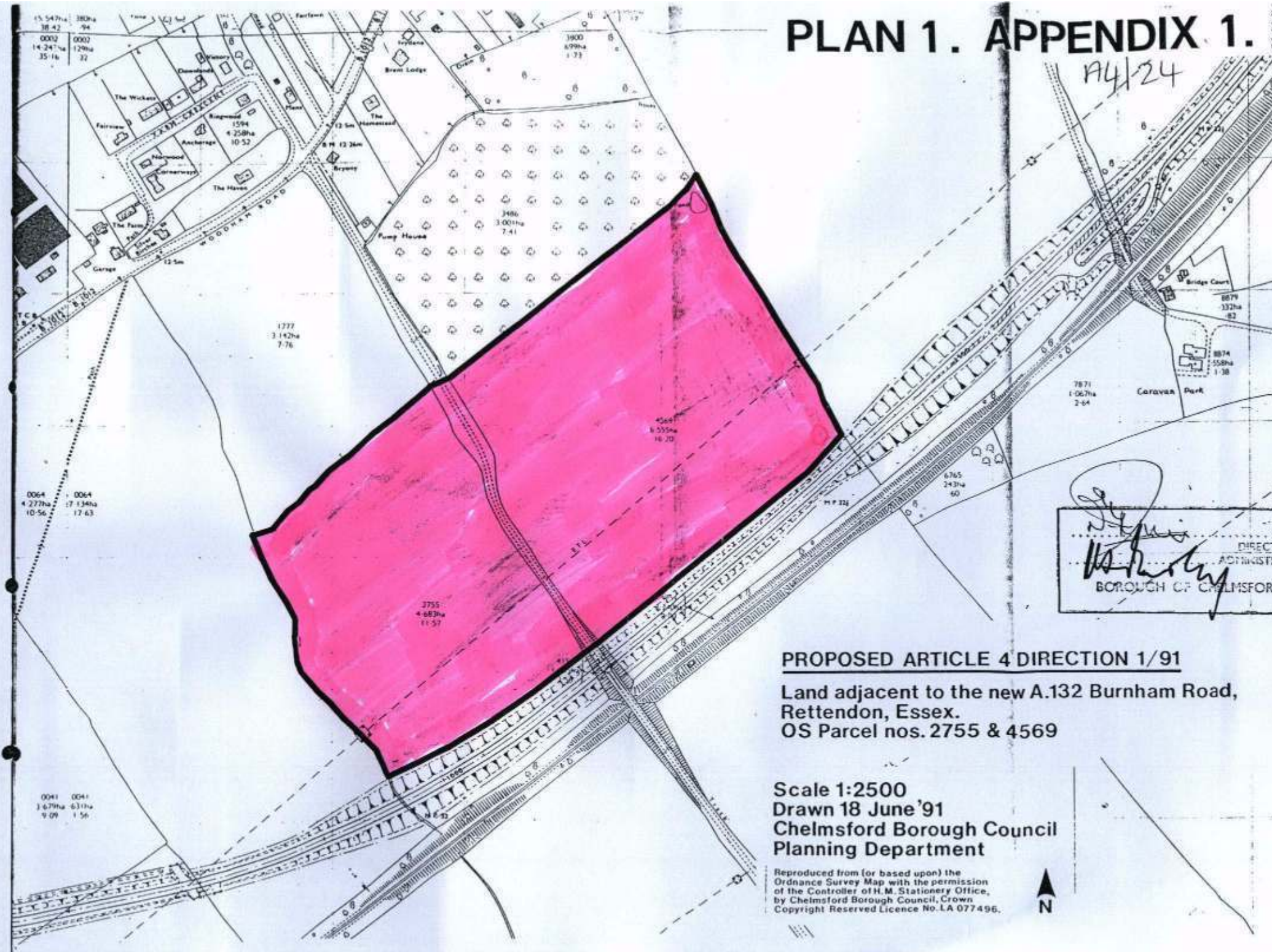


# PLAN 1. APPENDIX 1.

AY/24



## PROPOSED ARTICLE 4 DIRECTION 1/91

Land adjacent to the new A.132 Burnham Road,  
Rettendon, Essex.  
OS Parcel nos. 2755 & 4569

Scale 1:2500  
Drawn 18 June '91  
Chelmsford Borough Council  
Planning Department

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Ordnance Survey Map with the permission  
of the Controller of H.M. Stationery Office,  
by Chelmsford Borough Council, Crown  
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A/4/24.

REGISTERED AS A  
PART.....3.....ENTRY IN  
LAND CHARGES REGISTER  
DATE.....18-7-91.....

Note to Mrs. Hesletine  
Local Land Charges Section

Town and Country Planning Act 1990,  
Town and Country Planning General Development Order 1988  
Article 4 Direction No. 1/91  
Re: Land Adjoining the A132 Burnham Road Rettendon Essex

An Article 4 Direction has been made by the Council on the 18<sup>th</sup> July, 1991 in respect of the above mentioned land. A copy of the Direction is attached hereto. I should be grateful if you would register the Article 4 Direction in the appropriate part of the Local Land Charges Register. Please refer to the plan contained in the Direction for the precise area of land affected.

W. Butcher

W. Butcher

18<sup>th</sup> July, 1991

C3/SDA/14583(d).WB

Dated

18<sup>th</sup> JULY

1991

CHELMSFORD BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988

DIRECTION NO. 1/91

I hereby certify this  
to be a true copy of  
the original.  
*M J Pratley*  
Director of Administration  
and Solicitor  
Chelmsford Borough  
Council

M. J. Pratley  
Director of Administration  
Chelmsford Borough Council  
Civic Centre  
Duke Street  
Chelmsford

Ref: WB

d79/nkr10. WB

CHELMSFORD BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990

TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988

Direction restricting Permitted Development on land adjoining the new A132 Burnham Road at Rettendon, Essex and comprising 9.86 hectares the owner of which is believed to be Mr. Michael Rooney of 47, Lympstone Gardens, Peckham, London SE15.

Direction No. 1/1991

WHEREAS

(1) the Borough Council of Chelmsford being the Local Planning Authority for the District is satisfied that it is expedient that development of the description set out in the Schedule hereto should not be carried out on land adjoining the north side of the new A132 Burnham Road, Rettendon in the County of Essex as the same is shown edged in black and coloured pink on the plan annexed hereto unless permission therefore is granted on an application made under the Town and Country Planning Act 1990 and the Town and Country Planning General Development Order 1988

(2) the said Council considers that development of the description set out in the Schedule hereto would be prejudicial to the proper planning of its area and would constitute a threat to the amenities of its area and that the provisions of Article 5(4) of the said Order should apply to this direction

NOW THEREFORE the said Council in pursuance of the powers conferred upon it by Article 4 of the Town and Country Planning General Development Order 1988 hereby directs that the permission granted by Article 3 of the Said Order shall not apply to development of the description set out in the Schedule hereto on the said land

THIS DIRECTION is made pursuant to the provisions of Article 5(4) of the

said Order and shall remain in force until January 1992 (being six months from the date of this direction) and shall unless disallowed or approved by the Secretary of State before that date expire on that date

SCHEDULE hereinbefore referred to

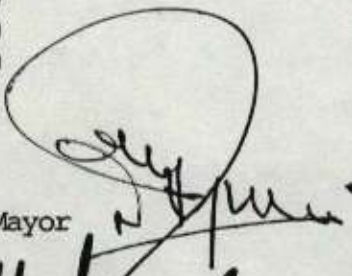
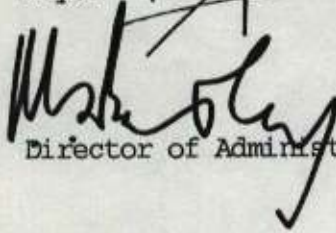
The erection, construction, maintenance, improvement or alteration of a gate fence wall or other means of enclosure

Given under the Common Seal of the Borough Council of Chelmsford in the County of Essex this 18<sup>th</sup> day of July One thousand nine hundred and ninety one

The Common Seal of the  
Borough Council of Chelmsford  
was hereunto affixed in the  
presence of: -



)  
)  
)  
)  
Mayor

  
  
Director of Administration

A/4/24.

Note to Mrs. Margaret Heseltine  
Local Land Charges Section

Article 4 Direction -  
Land adjoining the A132 Burnham Road, Rettendon, Chelmsford, Essex  
Direction 1/91

I have now received the Secretary of State's approval to the above mentioned Article 4 Direction.

I attach hereto a copy of the approved Direction and a copy of the Secretary of State's letter dated the 9th October, 1991. The Article 4 Direction has been slightly amended by the Secretary of State but the amendment relates to form rather than substance.

Can you please keep this copy Direction and letter with the other papers relating to this matter. The effect of the Secretary of State's approval is that the Article 4 Direction now has permanent effect.

*William Butcher*

Mr. W. Butcher

28 ~~th~~

~~23rd~~ October, 1991

C2/SDA/NKR07. WB

Dated

18<sup>th</sup> July

1991

CHELMSFORD BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988

DIRECTION NO. 1/91

M. J. Pratley  
Director of Administration  
Chelmsford Borough Council  
Civic Centre  
Duke Street  
Chelmsford

Ref: WB

d79/nkr10. WB

CHELMSFORD BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990

TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988

Direction restricting Permitted Development on land adjoining the new A132 Burnham Road at Rettendon, Essex and comprising 9.86 hectares the owner of which is believed to be Mr. Michael Rooney of 47, Lympstone Gardens, Peckham, London SE15.

Direction No. 1/1991

WHEREAS

(1) the Borough Council of Chelmsford being the Local Planning Authority for the District is satisfied that it is expedient that development of the description set out in the Schedule hereto should not be carried out on land adjoining the north side of the new A132 Burnham Road, Rettendon in the County of Essex as the same is shown edged in black and coloured pink on the plan annexed hereto unless permission therefore is granted on an application made under the Town and Country Planning Act 1990 and the Town and Country Planning General Development Order 1988

(2) the said Council considers that development of the description set out in the Schedule hereto would be prejudicial to the proper planning of its area and would constitute a threat to the amenities of its area and that the provisions of Article 5(4) of the said Order should apply to this direction

NOW THEREFORE the said Council in pursuance of the powers conferred upon it by Article 4 of the Town and Country Planning General Development Order 1988 hereby directs that the permission granted by Article 3 of the Said Order shall not apply to development of the description set out in the Schedule hereto on the said land

THIS DIRECTION is made pursuant to the provisions of Article 5(4) of the

said Order and shall remain in force until 18<sup>th</sup> January 1992 (being six months from the date of this direction) and shall unless disallowed or approved by the Secretary of State before that date expire on that date

SCHEDULE hereinbefore referred to

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 to the second schedule to the said Order and not being development comprised within any other Part or Class

Given under the Common Seal of the Borough Council of Chelmsford in the County of Essex this 18<sup>th</sup> day of July One thousand nine hundred and ninety one

The Common Seal of the  
Borough Council of Chelmsford  
was hereunto affixed in the  
presence of: -



)  
)  
)  
)  
Mayor

*[Signature]*  
Director of Administration

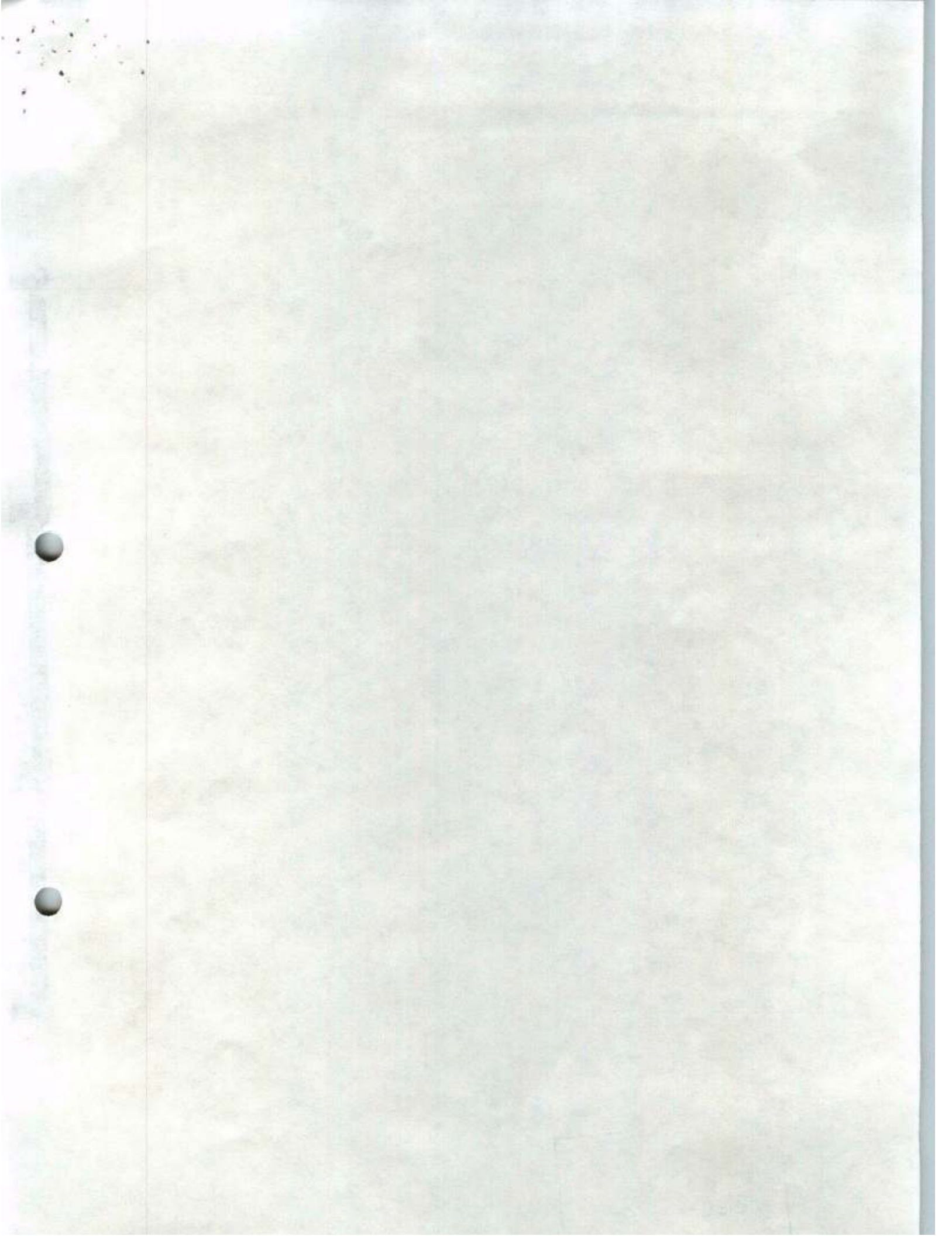
The Secretary of State for the Environment  
hereby approves the foregoing direction  
subject to the modifications shown in red ink  
thereon.

*R.A. Goss*

Signed by authority  
of the Secretary of  
State

9 October 1991

\*A Regional Controller  
in the Department of  
the Environment.





From the Regional Controller  
(Planning)

N-14124  
N-14124  
AB should ref  
for 14124.

Departments of the Environment and Transport  
Eastern Regional Office (Environment)  
Heron House 49-51 Goldington Road  
Bedford MK40 3LL 276170  
Telephone 0234 (Bedford) 33101 ext. 403  
Switchboard 0234 363161 Fax 0234 276341

M J Pratley Esq Bsc  
Director of Administration  
Chelmsford Borough Council  
Administration Department  
Civic Centre  
CHELMSFORD  
CM1 1JE

C3/SDA/14583(a).WB

E1/W1525/2/8/11

9 October 1991



Sir

**TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988  
DIRECTION UNDER ARTICLE 4 RESTRICTING PERMITTED DEVELOPMENT  
ON LAND ADJOINING THE A132 BURNHAM ROAD RETTENDON CHELMSFORD  
ESSEX - DIRECTION 1/91**

1. I am directed by the Secretary of State for the Environment to refer to your letters of 18 July and 30 August 1991 relating to the above-mentioned Direction restricting development within Class A of Part 2 in Schedule 2 of the Town and Country Planning General Development Order 1988, on land adjoining the A132 Burnham Road, Rettendon, Chelmsford, Essex. The Direction was made by the Council to come into immediate effect, and therefore the provisions of paragraphs 4 and 5 of Article 5 of the Order apply.
2. The Council's reasons for making the Direction have been considered. An officer of the Department has visited the site.
3. Non-statutory representations have been made to the Secretary of State by Mr P J Stone, the freehold owner of part of the area of land to which the Direction applies. Whilst there are no powers which provide for third parties to formally object to an Article 4 Direction, the Secretary of State is obliged to have regard to all material considerations. He has therefore taken these representations into account, although they do not raise any issues which dispose him to alter his views on the merits of the Direction.
4. It is the Secretary of State's policy to approve the withdrawal of permitted development rights which have been granted by Parliament only in exceptional circumstances, but on the basis of the information before him he considers that in this case such action is justified. He notes that the site lies within an open and vulnerable part of the Metropolitan Green Belt

and agrees with the Council that the uncontrolled erection of gates, fences, walls or other means of enclosure on the land could cause serious harm to the character and appearance of the area. He is satisfied that the site is under real and specific threat of sub-division, and concludes that the physical enclosure of the resulting smaller parcels of land by the erection of fences or walls would be visually obtrusive, detrimental to the rural landscape, and damaging to an interest of acknowledged importance (i.e. the Green Belt).

5. For the reasons given above, the Secretary of State, in the exercise of his powers under Article 5(5) of the Town and Country Planning General Development Order 1988, hereby approves the Article 4 Direction, subject to the modifications shown in red thereon.

6. The Council's attention is drawn to the provisions of Article 5(11) to (15) of the General Development Order 1988 which relate to the service or publication of notice of the Direction.

I am Sir  
Your Obedient Servant

*R. A. Bird*

R A BIRD  
Authorised by the Secretary of State for the  
Environment to sign in that behalf