

## **ARTICLE 4 DIRECTION**

### **UTTLESFORD DISTRICT COUNCIL**

#### **TOWN AND COUNTRY PLANNING ACT 1990**

#### **TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) ORDER 1995 (AS AMENDED)**

#### **Direction under Article 4 of the Town and Country Planning (General Permitted Development) Order 1995 Restricting Permitted Development**

#### **RECITALS:-**

1. Uttlesford District Council (hereafter referred to as "the Authority") is the local planning authority in respect of the area of land specified in this direction and defined in article 4(4) of the Order
2. The Authority is satisfied that it is expedient that the development described in Schedule 2 to the Town and Country Planning (General Permitted Development) Order 1995 (hereafter referred to as "the Order") and specified in this direction should not be carried out unless permission is granted for it upon an application

**NOW THEREFORE** the Authority in pursuance of article 4(1) of the Order and all other powers thereby enabling

#### **DIRECTS THAT:-**

1. The permission granted by article 3 of the Order shall not apply to development specified in the First Schedule to this Direction in the area specified in the Second Schedule to this Direction (hereafter referred to as "the Land")
2. Pursuant to article 6(1) of the Order this Direction does not require the approval of the Secretary of State because it relates only to development permitted by:
  - a. Part 2 Classes A and B of Schedule 2 of the Order; and
  - b. Part 4 Class B of Schedule 2 of the Order; and
  - c. Part 5 Class A of Schedule 2 of the Order; and

d. Part 6 Class B of Schedule 2 of the Order; and

e. Part 7 Class A of Schedule 2 of the Order for;

and the Authority considers that all the above development would be prejudicial to the proper planning of its area or constitute a threat to the amenities of its area.

3. This Direction is made in accordance with Article 4(1) of the Order and in accordance with article 6(7) shall remain in force until the end of the period of six (6) months from the date upon which it is made unless confirmed by the local planning authority before the end of the six month period
4. In accordance with article 6(6)(a) of the Order this Direction comes into force in respect of any part of the Land on the date on which notice of the making of this Direction is served on the occupier of that part of the land or if there is no occupier upon the owner thereof

**GIVEN UNDER THE COMMON SEAL OF UTTLESFORD DISTRICT COUNCIL** the  
twenty-sixth day of September 2011

#### **THE FIRST SCHEDULE**

(The Development)

- a. Part 2 Classes A and B of Schedule 2 of the Order for the erection, construction, maintenance, improvement or alteration of a gate, fence, wall or other means of enclosure; and the formation, laying out and construction of a means of access to a highway, respectively; and
- b. Part 4 Class B of Schedule 2 of the Order for the use of any land for any purposes for not more than 26 days in total in any calendar year, of which not more than 14 may be for the purposes referred to in Paragraph b2 (e.g. motorcycle racing) and the provision on the land of any moveable structure for the purposes of the permitted use; and
- c. Part 5 Class A of Schedule 2 of the Order for the use of the land, other than a building, as a caravan site in the circumstances referred to in paragraph A.2. to cover the use for a caravan site as specified in paragraphs 2 to 10 of Schedule 1 to the 1960 Caravan Sites and Control of Development Act 1960; and

- d. Part 6 Class B of Schedule 2 of the Order for the carrying out on agriculture land comprising an agricultural unit of less than 5 hectares, the extension or alteration of an agricultural building; the installation of additional or replacement plants or machinery; the provision, rearrangement or replacement of a sewer, main pipe, cable or other apparatus; rearrangement or replacement of a private way; the provision of a hard surface; the deposit of waste; or the carrying out of any of the following operations in connection with fish farming, namely, repairing ponds and raceways, the installation of grading machinery, aeration equipment or flow meters and any associated channel; the dredging of ponds and the replacement of tanks and nets; and
- e. Part 7 Class A of Schedule 2 of the Order for the carrying out on land used for the purposes of forestry, including afforestation, of development reasonably necessary for those purposes consisting of, works for the erection, extension or alteration of a building; the formation, alteration or maintenance of private ways; operations on that land or on land held or occupied with that land, to obtain the materials required for the formation, alteration or maintenance of such ways; and other operations;

**THE SECOND SCHEDULE**

(The Land)

Land at Friars Lane (off Chelmsford Road) Hatfield Heath – as shown edged and hatched in red on the attached plan

**THE COMMON SEAL of UTTLESFORD  
DISTRICT COUNCIL** was hereunto affixed  
in the presence of

  
Authorised Signatory



**CONFIRMED UNDER THE COMMON SEAL OF UTTLESFORD DISTRICT**

**COUNCIL** the *twelfth* day of *January* 201*7*2

**THE COMMON SEAL of UTTLESFORD  
DISTRICT COUNCIL** was hereunto affixed  
in the presence of

*RA Whyte*



Authorised Signatory

**PROPOSED DEVELOPMENT**  
**FRIARS LANE**  
**HATFIELD HEATH**  
**CM22 7BE**

**PROPOSED SITE PLAN**

**AS STATED** TC  
**MAY 18**

**PLANNING**

**BRD/15/02400/052-A**

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**SUSTAINABLE ARCHITECTURE**



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# General Form of Judgment or Order

In the County Court at Peterborough	
Claim Number	1CB00674
Date	13 March 2019



UTTLESFORD DISTRICT COUNCIL	1 <sup>st</sup> Claimant Ref
DAVID WORRELL	1 <sup>st</sup> Defendant Ref CA/CA/4WOR001-3

Before His Honour Judge Yelton sitting at the County Court at Cambridge, 197 East Road, Cambridge, CB1 1BA.

Upon reading the Defendant's application dated 28th February 2019

and upon the Claimant and Defendant agreeing the following terms

By Consent

## IT IS ORDERED THAT :-

**1. The Injunction Order issued on the 26th September 2011 before Her Honour Judge Plumstead sitting at Cambridge County Court, 197 East Road, Cambridge, CB1 1BA and directed to the then defendant Mr David Worrell forbidding him, or his servant or agent, from using the land at Friars Lane, Hatfield Heath, Essex for any purpose other than agriculture or grazing or open land unless authorised by planning permission to do so, be discharged forthwith.**

**2. Each party shall bear its own costs.**

Dated 11 March 2019