

**3, WEIR GARDENS,  
RAYLEIGH,  
ESSEX, SS6 7TH.  
Phone: 01268 775022**

**Planning Services Department,  
Rochford District Council,  
South Street, Rochford,  
Essex, SS4 1BW  
3rd October 2005**

Dear Sirs,

**Ref: Planning application for change of use from highway to private garden. Land adjoining no. 3, Weir Gardens. Your ref: 05/00767/COU**

Further to your letter of 21st September last, please find enclosed a new certificate "D" together with a copy of our advertisement placed under public notices in the local Yellow Advertiser for 28th September and a plan showing our current land ownership outlined in blue, as requested; Please do not hesitate to contact us should you require anything further.

We await your decision in due course and meanwhile remain;

Yours faithfully,



Mr D.F. & Mrs E. Bover

**DIRECTORATE OF LAW,  
PLANNING AND ADMINISTRATION**

**Shaun Scrutton**  
**BSc(Hons), Dip TP, MRTPI, IHBC, MBA,**  
**MCMl**  
Head of Planning Services

My Ref: 05/00767/COU  
Your Ref :

Please ask for: Miss Yvonne Dunn  
Ext: 3410

Email: [planning.applications@rochford.gov.uk](mailto:planning.applications@rochford.gov.uk)



**Rochford District  
Council**

Council Offices  
South Street  
Rochford Essex  
SS4 1BW

Telephone: 01702 546366  
DX 30754 Rochford  
Facsimile: 01702 318181

Date: 21st September 2005

Application No.:	05/00767/COU
Applicant:	Mr D.F. Bover
Site Location:	3 Weir Gardens Rayleigh Essex

Dear Sir/Madam

**Town & Country Planning Act 1990 (as amended)**

**Town & Country Planning (General Development Procedure) Order 1995 (as amended)**

I am writing with reference to your recent planning application, received on 15th September 2005, for development at the above site. An initial check has identified the application as being invalid and I would therefore be grateful if you would give your attention to the matter(s) detailed below:-

- 1 I note your comments of your endeavours to find out the names and address of the owner of the site. However Certificate D requires that you place an advert in the local newspaper circulating in the area where the land is. A copy of the notice should then be attached to certificate D and submitted to this Authority to form part of the application. To assist you with the wording, I have enclosed an example of a notice, which was advertised for a similar application.
- 2 Please outline in blue the boundaries of the land within your ownership.

I have retained the submitted documentation and would request that you provide the information/details required as soon as possible, so that I may formally register the application and begin to consider your proposal more fully.

Yours faithfully,

**Head of Planning Services**

Mr D.F. Bover  
3 Weir Gardens  
Rayleigh  
Essex SS6 7TH

# Certificate of Land Ownership

Town and Country Planning (General Development Procedure) Order 1995 - Under Article 7

05/767/COU  
3 Weir Gardens - Ray

Please use **BLACK** ink.

**This certificate is needed to accompany any application for planning permission.**

If you own all of the land within the application site, you must complete **Certificate A**. If you do not own all of the land you must complete **Certificate B**. If the land forms part of an agricultural holding you will **also** need to complete **Certificate C**. If you do not know the owner of the land, you must complete **Certificate D**.

## Address of the application site

Triangular tract of land adjoining 3. Weir Gardens.  
Between Brook Road and our boundary. To fence  
in the existing hedgerow into our premises/  
garden so that it can be maintained properly.

## Certificate A

I hereby certify that:

- 1 On the 21 days before the date of the accompanying application nobody, except the applicant was the owner (1) of any part of the land to which the application relates.

AND

2. None of the land to which the application relates constitutes or forms part of an agricultural holding (2).

Signature

on behalf of:

Date

## Certificate B

I hereby certify that:

- 1 I have/the applicant has (3) given notice to everyone else who, on the day 21 days before the date of the accompanying application was the owner of any part of the land to which the application relates, as listed below:

Name of the owner

Address

Date Notice served

- 2 None of the land to which the application relates constitutes or forms part of an agricultural holding (2)

Signature

on behalf of:

Date

**Certificate C** (To be completed if the application site forms part of the agricultural holding)

I hereby certify that:

- 1 There are no tenants of the agricultural holding (3).
- 2 I have/the applicant has (3) given notice to every person other than myself/himself/herself (3) who, on the day 21 days before the date of the accompanying application, was a tenant of an agricultural holding on all or part of the land to which the accompanying application relates, as listed below (3).

Name of the owner	Address	Date Notice served
Signature	on behalf of:	Date

**Certificate D**


I hereby certify that:

- 1 I/The applicant cannot issue a **Certificate A** in respect of the accompanying application.
- 2 I have/The applicant has taken all reasonable steps open to me/him/her to find out the names and addresses of everyone else who, on the day 21 days before the date of the application was the owner(2) of any part of the land to which the application relates, but have been unable to do so.

These steps were followed:

*Contacted: land registry - not registered. Rochford District Council - not theirs, Essex County Council - not theirs, Essex & Suffolk Water - pumping station formerly no. 1 weir gardens not theirs (prior to compulsory purchase for Brook Road extension).*

- 3 Notice of the application as attached to this certificate, has been published as follows:

Local Newspaper circulating in the area where the land is situated (copy of notice should be attached)	Date of publication (which must not be earlier than the day 21 days before the date of the application)
<i>Castle Point Yellow Advertiser. 28-09-05 (copy attached).</i>	<i>28-09-05</i>
Signature	Date
	<i>03-10-05</i>
on behalf of:	
<i>MR D F &amp; MASE BOVE</i>	

- (1) Owner means a person having a freehold interest or leasehold interest with at least seven years left to run.
- (2) Delete if application does relate to an agricultural holding and complete the Agricultural Holdings Certificate (C).
- (3) Delete as applicable.

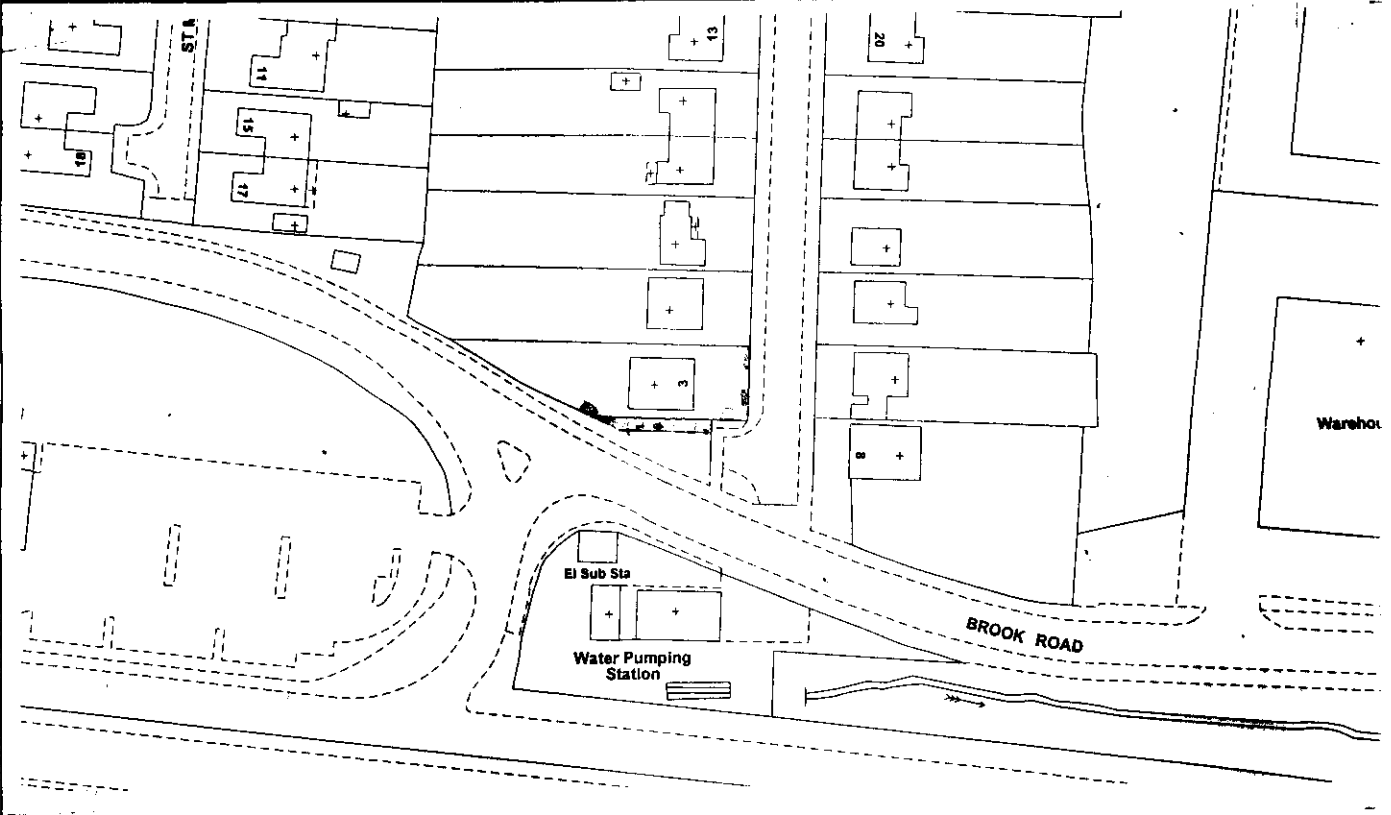
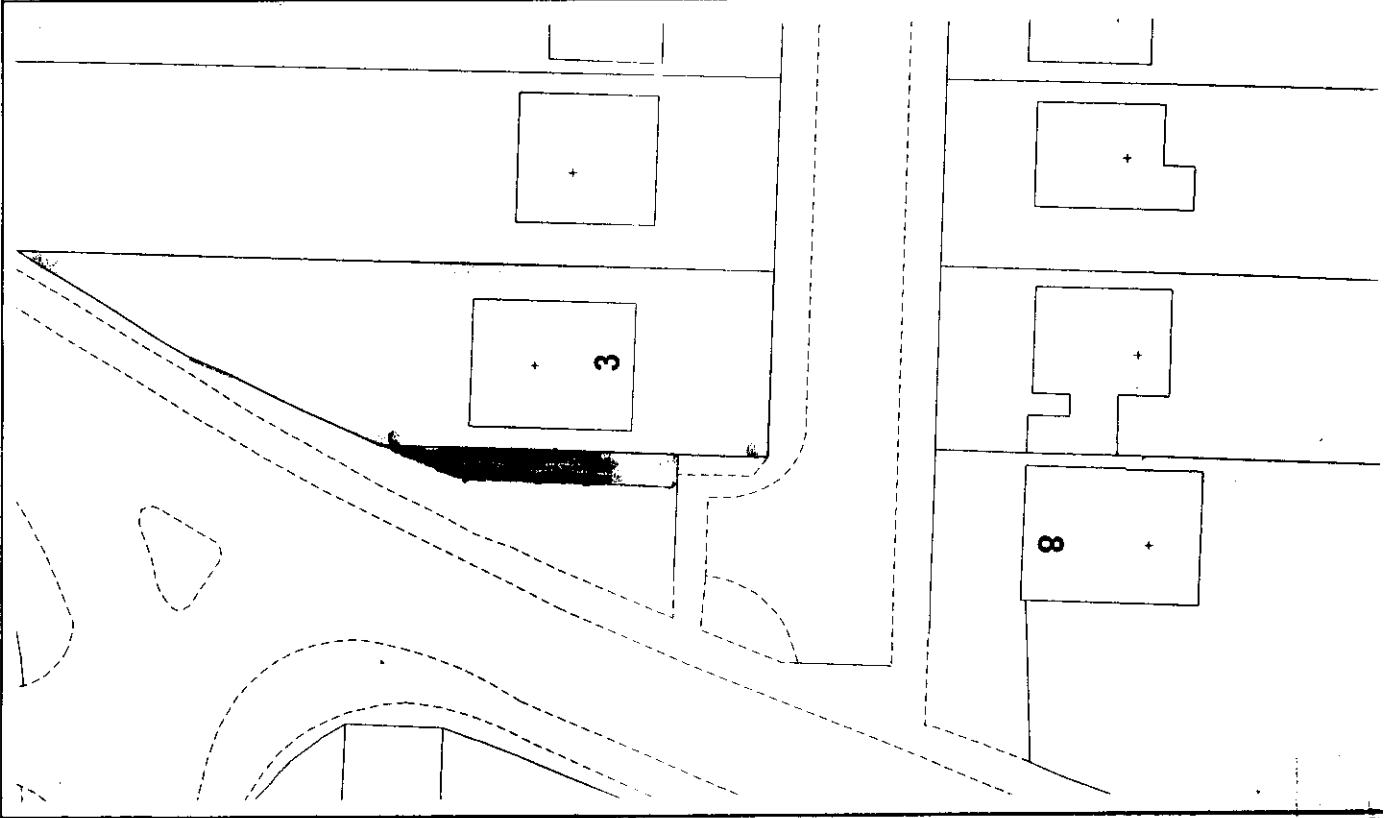


(6.)



Essex County Council  
Highways  
and Transportation

Tony Ciaburro  
Head of Highways and Transportation  
Highways & Transportation Group  
County Hall, Chelmsford, CM1 1QH  
Telephone: 01245 492211



3 WEIR GARDENS, RAYLEIGH

LAND ADJOINING 3 WEIR GARDENS, RAYLEIGH

REQUESTED REMOVAL OF HIGHWAY RIGHTS

SCALE 1:500 1:1250

DATE FEBRUARY 2004

DRWG. NO. 83/11/158