

20 JUL 2009

HAVANT BOROUGH COUNCIL
THE BOROUGH OF HAVANT
HAVANT: (VARIOUS ROADS) (ON STREET PARKING PLACES) AND (TRAFFIC
REGULATION) ORDER 2009

The Council of the Borough of Havant (hereinafter called "the Council") in exercise (with the consent of Hampshire County Council pursuant to Section 39(3)) of its powers under Sections 1 (1) 2 (1) and (2), 4 (2), 32, 35, 45, 46, 49 and 53 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the 1984 Act") and Part 6 of the Traffic Management Act 2004 and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the 1984 Act hereby makes the following Order:

PART I
GENERAL

Citation

1. This Order shall come into operation on the twelfth day of July 2009 and may be cited as "The Borough of Havant: Havant (On-Street Parking Places) and (Traffic Regulation) Order 2009".
2. The Order and parts of Order specified in the First Schedule to this Order are hereby revoked.

Interpretation

3. In this Order, except where the context otherwise requires, the following expressions have the meanings hereby assigned to them:
 - "ambulance" has the same meaning as in the Vehicle Excise and Registration Act 1994;
 - "Civil Enforcement Officer" means a person (being a person appointed under Section 76 of the Traffic Management Act 2004 and/or under Section 63A of the 1984 Act) authorised by or on behalf of the Council to supervise any parking place and act as indicated by the use of the expression in any of the Articles in this Order;
 - "Council" means the Council of the Borough of Havant;
 - "delivering" and "collecting" in relation to any goods includes checking the goods for the purpose of their delivery or collection;
 - "disabled person" and "disabled persons' badge" or "blue badge" have the same meaning as in the Disabled Persons (Badges for Motor Vehicles)(England) Regulations 2000;
 - "disabled person's vehicle" has the same meaning as in The Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England and Wales) Regulations 2000 as amended;
 - "driver" in relation to a vehicle in a parking place means the person driving the vehicle at the time it was left in the parking place;
 - "loading" means the loading or unloading of goods to or from a vehicle;

"owner" means the person by whom the vehicle is kept;

- (i) In determining who was the owner of a vehicle at any time it shall be presumed that the owner was the person in whose name the vehicle was at that time registered under the Vehicle Excise and Registration Act 1994, and
- (ii) in relation to a vehicle the subject of a lease or hiring agreement means the person in possession of the vehicle under that agreement;

"parking place" means a road or length of road which is authorised by this Order to be used for the parking of vehicles.

"penalty charge" means a penalty charge which is payable by virtue of Part 6 of the Traffic Management Act 2004

"penalty charge notice" means a notice issued or served by a Civil Enforcement Officer pursuant to the provisions of Part 6 of the Traffic Management Act 2004;

"relevant position" in respect of:

- (a) a disabled person's badge and parking disc has the same meaning as in the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000; and
- (b) all other tickets and permits referred to in this Order means exhibited on the dashboard or facia of the vehicle, or where the vehicle does not have a dashboard or facia in a conspicuous position on the vehicle so that the whole of the information on the front of the ticket is clearly legible from outside of the vehicle.

"resident" means a person whose usual place of abode is at premises the postal address of which is in a road or part of road identified as a residents' parking zone in the Fifth and Sixth Schedules to this Order;

"residents' permit" means a permit issued to any person under the provisions of Article 19 in accordance with Section 45 of the Act;

"residents' permit holder" means any person to whom a permit has been issued under the provisions of Article 17;

"traffic sign" means a sign of any size colour and type prescribed or authorised under or having effect as though prescribed or authorised under Section 64 of the Act;

"vehicle" means a mechanically propelled vehicle constructed solely for the carriage of up to twelve passengers and whose length does not exceed 6 metres.

"visitor voucher" means a voucher issued under the provisions in Article 17 of this Order.

- 4. For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge or a parking disc in the relevant position when and only when they are displayed in accordance with Regulation 4 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000;
- 5. Except where the context requires otherwise, any reference in this Order to an Article or Schedule shall be construed as a reference to that Article or Schedule in this Order.

PART II

Prohibition and Restriction of Waiting

6. Save as provided in Article 8 no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to wait in the lengths of roads specified in the Second Schedule to this Order.
7. Save as provided in Article 8 no person shall except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to wait between the hours of 8.00 a.m. and 6.00 p.m. from Mondays to Saturdays inclusive in the lengths of roads specified in the Third Schedule to this Order.
8. (1) Subject to the provisions in Article 9 nothing in Articles 6 and 7 shall render it unlawful to cause or permit any vehicle to wait in the lengths of roads referred to therein for so long as may be necessary to enable -
 - (a) a person to board or alight from the vehicle;
 - (b) the vehicle if it cannot conveniently be used for such purpose in any other road to be used in connection with any of the following operations namely -
 - (i) building industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance improvement or reconstruction of the said lengths of roads; or
 - (iv) the laying erection alteration or repair in or in land adjacent to the said lengths of roads of any sewer or of any main pipe or cable or other apparatus for the provision of gas water electricity or telecommunications by a utility organization attending their apparatus in pursuance of their statutory powers or duties; or
 - (v) in pursuance of a local authority's highways management, works, maintenance, waste collection or street cleansing.
 - (c) the vehicle if it is a Universal Service Provider as defined in Section 4(3) of the Postal Services Act 2000 used for the delivering or collecting of postal packets;
 - (d) the vehicle to take in petrol oil water or air from any garage situated on or adjacent to the said lengths of roads;
 - (e) the vehicle to wait at or near to any premises situated on or adjacent to the said lengths of roads for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral; or
 - (f) the vehicle if it is being used by the emergency services in pursuance of their statutory powers or duties; or
 - (g) the vehicle if it is required by law to stop or obliged to stop so as to prevent an accident or prevented from proceeding by circumstances beyond its control.

- (h) the vehicle to wait for the purpose of enabling goods to be loaded on or unloaded from the vehicle.
- (2) Nothing in Articles 6 and 7 shall render it unlawful to cause or permit a disabled person's vehicle which validly displays in the relevant position a disabled person's badge in the circumstances prescribed in Regulations 7, 8 or 9 and subject to the limitation set out in Regulation 6(2) of the Local Authorities Traffic Orders (Exemptions for Disabled Persons) (England) Regulations 2000 SI 683 to wait in the length of road referred to therein.
9. Those vehicles described in Article 8 (1) (a) to (h) are subject to the provision that:-
- (a) there is no reasonable alternative place to stop or wait;
 - (b) they only stop and wait for so long as is necessary.
10. No person shall except upon the direction or with the permission of a police constable in uniform cause or permit any vehicle to wait in the length of road specified in the Fourth Schedule to this Order.

PART III

PARKING PLACES - GENERAL

11. The lengths of roads specified in the Third, Fifth and Sixth Schedules to this Order are authorised to be used, subject to the following provisions of this Order as parking places on such days and during such hours as specified on the stated Schedules.
12. (1) Nothing in Article 11 shall restrict the power of this Council to suspend the use of a parking place or any part thereof whenever considered reasonably necessary:-
- (a) for preventing obstruction of the streets by Order on the occasion of any public procession, rejoicing or illumination or where the streets are thronged or liable to be obstructed;
 - (b) for the purposes of facilitating the movement of traffic or promoting its safety;
 - (c) for the purpose of any building operation demolition or excavation in or adjacent to the parking place or the maintenance improvement or reconstruction of the parking place or the laying erection alteration removal or repair in or adjacent to the parking place of any sewer or of any main pipe or apparatus for the supply of gas water electricity or telecommunications or the placing maintenance or removal of any traffic sign;
 - (d) for the convenience of occupiers of premises adjacent to the parking place on any occasion of the removal of furniture from one office or dwelling house to another or the removal of furniture from such premises to a depository or to such premises from a depository;
 - (e) for the convenience of occupiers of premises adjacent to the parking place at times of weddings or funerals or on other special occasions
- (2) A police constable in uniform may suspend for not longer than twenty-four hours the use of a parking place or any part thereof whenever he considers such suspension reasonably necessary for the purpose of facilitating the movement of traffic or promoting its safety.

- (3) Any person suspending the use of a parking place or any part thereof in accordance with the provisions of paragraph (1) or paragraph (2) of this Article shall thereupon place or cause to be placed in or adjacent to any part of that parking place the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
- (4) No person shall cause or permit a vehicle to be left in any part of a parking place not being a parking space during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of paragraph (3) of this Article:

PROVIDED THAT nothing in this paragraph shall apply to any vehicle being used for any purpose specified in Article 13(1) (a) (b) (c) (d) or (e) or to any vehicle left with the permission of the person suspending the use of the parking place or part thereof in pursuance of paragraph (1) of this article or a police constable in uniform.

13. (1) Without prejudice to the foregoing provisions of this Order with respect to vehicles left in a parking place in accordance with those provisions any vehicle may wait during the permitted hours anywhere on the carriageway in a parking place other than a parking place or part of a parking place the use of which has been suspended if:-
- (a) the vehicle is waiting only for so long as is necessary to enable a person to board or alight from the vehicle;
 - (b) the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid an accident;
 - (c) the vehicle is a vehicle used for fire brigade purposes or is an ambulance or a vehicle in the service of a local authority or a vehicle in the service of a police force provided that such vehicles are being used in pursuance of statutory powers or duties;
 - (d) the vehicle is waiting only for so long as may be necessary to enable it to be used in connection with the removal of any obstruction to traffic;
 - (e) the vehicle is in the service of or employed by the Postmaster General and is waiting while postal packets addressed to premises adjacent to the parking place in which the vehicle is waiting are being unloaded from the vehicle or having been unloaded there from are being delivered or while postal packets are being collected from premises or posting boxes adjacent to the parking place in which the vehicle is waiting or is in use in connection with the servicing of telephone kiosks adjacent to the parking place;
 - (f) the vehicle not being a passenger vehicle is waiting only for so long as may be reasonable necessary to enable it to be used for any purposes specified in Article 12(1)(c);

14. No person shall use any vehicle while it is in a parking place, in connection with the sale of any article to any person in or near the parking place or in connection with the selling or offering for hire of his skill or handicraft or his services.

PART IV
PROVISIONS RELATING TO RESIDENTS' PERMITS

15. Articles 16 to 23 apply to those parking places described in the Fifth and Sixth Schedules.
16. Each parking place may be used subject to the provisions of this Order for the leaving during the permitted hours of such vehicles as display in the manner specified in Article 22 a valid residents' permit issued by the Council in respect of that vehicle.
17. (1) Any resident who is the owner of a passenger vehicle may apply to the Council for the issue of a residents' permit and any such application shall be made on a form issued by and obtainable from the Council and shall include the particulars and information required by such form to be supplied and such fee as is for the time being prescribed by the Council.
- (2) The Council may at any time require an applicant for a residents' permit or a residents' permit holder to produce to an officer of the Council such evidence in respect of an application for a residents' permit made to them as they may reasonable require to verify any particulars or information given to them or in respect of any residents' permit issued by them as they may reasonably require to verify that the residents' permit is valid.
- (3) On receipt of an application duly made under the foregoing provisions of this article and of the appropriate fee, the Council upon being satisfied that the applicant is a resident and is the owner of a vehicle of the class specified in paragraph (1) of this article may issue to the applicant therefore -
- (a) one residents' permit for the leaving during the permitted hours in a parking space in any parking place of the vehicle to which such residents' permit relates by the owner of such vehicle or by any person using such vehicle with the consent of the owner other than a person to whom such vehicle has been let for hire or reward;
- (b) Resident Permit Holders may purchase daily visitor vouchers for the appropriate fee.
18. (1) A residents' permit holder may surrender a residents' permit to the Council at any time and shall surrender a residents' permit to the Council on the occurrence of any one of the events set out in paragraph (3) of this article.
- (2) The Council may by notice in writing served on the residents' permit holder by sending the same by recorded delivery to the residents' permit holder at the address shown by that person on the application for the residents' permit or at any other address believed to be that persons' place of abode withdraw a residents' permit if it appears to the Council that any one of the events set out in paragraphs (3) of this article has occurred and the residents' permit holder shall surrender the residents' permit to the Council within 48 hours of the receipt of the aforementioned notice.
- (3) The events referred to in the foregoing provisions of this article are -
- (a) a resident who is a residents' permit holder ceasing to be a resident in any of the roads referred to in the Fifth and Sixth Schedules to this Order;
- (b) a residents' permit holder ceasing to be the owner of the vehicle in respect of which the residents' permit was issued;

- (c) the withdrawal of such residents' permit by the Council under the provisions of paragraph (2) of this article;
 - (d) a vehicle in respect of which such residents' permit was issued being adapted or used in such a manner that it is not a vehicle of the class specified in Article 18;
 - (e) the issue of a duplicate residents' permit by the Council under the provisions of Article 19;
 - (f) where a permit is issued to any person upon receipt of a cheque and the cheque is subsequently dishonoured, the permit shall cease to be of any effect;
 - (g) the residents' permit ceasing to be valid pursuant to the provisions of paragraph (4) of this article.
- (4) Without prejudice to the foregoing provisions of this article a residents' permit shall cease to be valid at the expiration of the period specified thereon (which period shall be that in respect of which payment has been made) or on the occurrence of any one of the events set out in paragraph 3 (a) (b) (c) (d) (e) and (f) of this article whichever is the earlier.
19. (1) If a residents' permit is mutilated or accidentally defaced or the figures or particulars thereon have become illegible or the colour of the residents' permit had become altered by fading or otherwise the residents' permit holder shall either surrender it to the Council for the issue to him of a replacement residents' permit and the Council upon the receipt of the resident's permit shall issue a replacement residents' permit so marked and upon such issue the residents' permit shall become invalid.
- (2) If a residents' permit is lost or destroyed the residents' permit holder may apply to the Council for the issue to him of a replacement residents' permit and the Council upon being satisfied as to such loss or destruction shall issue a replacement residents' permit so marked and upon such issue the residents' permit shall become invalid.
- (3) Where a replacement residents' permit is issued to any person, a charge for administering such a residents' permit shall be payable to the Council.
20. A residents' permit shall be in writing and shall include the following particulars-
- (a) the period during which subject to the provisions of Article 18(4) the residents' permit shall remain valid;
 - (b) an indication that the residents' permit has been issued by the Council;
 - (c) an indication of the Zone in which the residents' permit is valid.
21. (1) A residents' permit holder who surrenders a residents' permit to the Council before the residents' permit becomes valid shall be entitled to a refund of the charge paid in respect of the issue thereof.
- (2) A residents' permit holder who surrenders a residents' permit to the Council after the residents' permit has become valid shall be entitled to a refund of part of the charge paid in respect of the issue thereof calculated in accordance with the provisions of the next following paragraph.

- (3) The part of the charge which is refundable under the provisions of the last foregoing paragraph shall be calculated in respect of each complete month of the period specified on the residents' permit as the period during which it shall be valid which remains unexpired at the time when the residents' permit is surrendered to the Council.
22. At all times during which a vehicle is left in a parking place during the permitted hours there shall be displayed in the relevant position a residents' permit issued in respect of that vehicle so that all the particulars referred to in Article 20 are readily visible from the front or nearside of the vehicle.
23. Where a permit or a voucher has been displayed on a vehicle in accordance with the provisions of this Order no person other than the driver of the vehicle shall remove the permit or voucher from the vehicle unless authorised to do so by the driver of the vehicle.

PART V **PENALTY CHARGE AT PARKING PLACES**

For the avoidance of any doubt the provisions of this Order and in particular (but without prejudice to the generality of the foregoing) the provisions of the following Articles 24 to 28 (inclusive) are without prejudice to the provisions of Part 6 of the Traffic Management Act 2004 ("the Act") and the regulations made thereunder ("the Regulations") and in the event of any conflict the provisions of the Act and of the Regulations shall prevail over the provisions of this Order.

24. If a vehicle is left in a parking place in contravention of or without complying with any Article of this Order a penalty charge shall be payable and/or the vehicle may be removed from that location or parking place.
25. Where a penalty charge may have been incurred in respect of a vehicle it shall be the duty of a Civil Enforcement Officer to attach to the vehicle in a conspicuous position a penalty charge notice which shall include the following particulars;
- (a) the grounds on which the Civil Enforcement Officer believes that a penalty charge is payable with respect to the vehicle;
 - (b) the amount of the penalty charge which is payable;
 - (c) that the penalty charge must be paid before the end of the period of 28 days beginning with the date of the notice;
 - (d) that if the penalty charge is paid before the end of the period of 14 days beginning with the date of the notice, the amount of the charge will be reduced by one half;
 - (e) that if the penalty charge is not paid before the end of the 28 day period a notice to owner may be served by the Council on the person appearing to them to be the owner of the vehicle;
 - (f) the address to which payment of the penalty charge must be sent
26. (a) The owner of a vehicle in respect of which the penalty charge has been incurred shall pay the penalty charge to the Council as indicated on the penalty charge notice.
- (b) If the penalty charge is paid before the end of the period of 14 days beginning with the date of the penalty charge notice the amount of the penalty charge will be reduced by one half.

- (c) If the period of 28 days for payment of the penalty charge has expired without that charge being paid the Council may serve a notice ("a notice to owner") on the person who appears to them to have been the owner of the vehicle when the alleged contravention occurred and the notice to owner so served shall state the matters required to be stated therein by or under the Traffic Management Act 2004.
27. The particulars given in the penalty charge notice attached to a vehicle in accordance with this Article shall be treated as evidence in any proceedings relating to failure to pay such penalty charge.
28. When a penalty charge notice has been attached to a vehicle in accordance with any of the foregoing provisions of this Order, no person, not being the driver of the vehicle, a police constable in uniform, a Civil Enforcement Officer or some other person duly authorised by the Council shall remove the penalty charge notice from the vehicle unless authorised to do so by the driver.

PART VI
DISPOSAL OF VEHICLES ABANDONED

29. Where a person duly authorised by the Council is of the opinion that any of the provisions contained in this Order have been contravened, or not complied with in respect of a vehicle left in a parking place, he/she may, under the provisions of the Removal and Disposal of Vehicles Regulations 1986, remove the vehicle or cause it to be removed from the parking place, and, where it is so removed, shall provide for the safe custody of the vehicle.
30. (i) The Council may sell or otherwise dispose of a vehicle which has been, or could at any time be, removed from a parking place pursuant to Article 29, if the vehicle appears to have been abandoned, provided that this power of disposal shall not be exercisable unless the Council has taken such of the following steps as are applicable to the vehicle in question, and there has elapsed a period of six weeks beginning with the taking of the first of those steps.
- (ii) Where the vehicle carries a registration mark the Council shall ascertain from the appropriate body the name and address of the person who is the Registered Keeper of the vehicle pursuant to the Vehicle Excise and Registration Act 1994, unless the Council is satisfied that the true owner of the vehicle has identified himself to it.
- (iii) The Council shall, where it is by virtue of paragraphs (ii), (iv) and (v) of this Article, aware of the name and address of a person who it appears may be the owner of the vehicle, send a Notice to that person at that address stating that it is the intention of the Council to sell or otherwise dispose of the vehicle (which shall be sufficiently described in the Notice) on or after a specified date (which shall not be less than two weeks from the date of the Notice and in any event not earlier than six weeks from the date of the first step taken by the Council under this Part of this Order) unless it is in the meantime removed by or on behalf of that person from such place as is specified by the Council in the said Notice or from such place as may be subsequently notified in writing by the Council to that person.
- (iv) If any person to whom a Notice is sent in accordance with paragraph (iii) of this Article informs the Council of the name and address of some other person who he alleges may be the owner of the vehicle, a Notice stating the particulars mentioned in the last preceding Article shall be sent to that other person and to any further

person who the Council may in consequence of the sending of the Notice to the said other person be led to believe may be the owner of the vehicle.

- (v) Where a vehicle does not carry a registration mark the first step to be taken by the Council shall be to apply in writing to the Chief Officer of Police in whose area the parking place is situated enquiring whom that officer considers is the owner of the vehicle and the address of that person.
- (vi) The Council shall then make such further enquiries as to ownership as it thinks fit.
- (vii) Upon the sale of a vehicle by the Council, the Council shall apply the proceeds of sale in or towards the satisfaction of any costs incurred by it in connection with the disposal thereof and of any charge or payment to which it is entitled.
- (ix) In the event that any such costs incurred by the Council in connection with the disposal of the vehicle are not satisfied by virtue of the last preceding Article, the Council may recoup those costs from the person who was the owner of the vehicle immediately before it was removed from the parking place, provided that that person was sent by the Council a Notice under paragraph (iii) of this Article.
- (x) Any sums received by the Council on a sale of a vehicle shall, after deducting any sum applied thereabouts by virtue of paragraph (vii) of this Article, be payable within a period of one year from receipt hereof to any person to whom, but for such sale, the vehicle would have belonged and insofar as any such sums are not claimed within the said period they shall be paid into the General Rate Fund of the Council.
- (xi) Where under the foregoing provisions of this Order a Notice is required to be or may be sent to a person the Notice shall be sent by recorded delivery post.

FIRST SCHEDULE
(Order and parts of Order to be revoked)

ORDER

The Borough of Havant (Elm Park Road, Havant) Prohibition of Waiting Order 2005

The Borough of Havant (Various Roads) Prohibition and Restriction of Waiting (Consolidation) Order 2005

EXTENT OF REVOCATION

Entire Order

- 1) Schedule 4 (No waiting at any time) Paragraphs 4.355 and 4.357
- 2) Schedule 7 (No waiting Monday to Saturday 8am to 6pm) Paragraph 7.22

SECOND SCHEDULE
Waiting prohibited at all times

Lengths of road in Havant

Elm Park Road

1) West side:-

from a point 191.5 metres north from its junction with Elmleigh Road, northwards for a distance of 17 metres.

2) East and south sides:-

from the boundary between No's 48 and 50 Elm Park Road, northwards thence eastwards for a distance of 53 metres.

3) East side:-

from a point 120.5 metres north from its junction with Elmleigh Road, northwards for a distance of 16 metres.

4) North side:-

from a point 26 metres west from its eastern end, westwards for a distance of 12 metres.

Lymbourn Road

1) East side:-

i) from the northern boundary of No 1 Lymbourn Road, southwards for a distance of 43 metres.

ii) from its junction with East Street, southwards to the northern boundary of No 1 Lymbourn Road.

Lymbourn Road

2) West side:-

from its junction with East Street, southwards to a point 3 metres south of the northern boundary of No 2 Lymbourn Road.

THIRD SCHEDULE

Waiting prohibited Monday to Saturday inclusive 8.00am – 6.00pm

Lengths of road in Havant

Elm Park Road

1) East side:-

from its junction with Elmleigh Road, northwards for a distance of 85 metres.

2) West side:-

from its junction with Elmleigh Road, northwards for a distance of 135 metres.

3) North side:-

from a point 7 metres west of the boundary of No's 37 and 39 Elm Park Road eastwards to the termination of the road including the hammerhead.

FOURTH SCHEDULE

Waiting prohibited at all times except for ambulances

Length of road in Havant

Elm Park Road

1) West side:-

from a point 156 metres north from its junction with Elmleigh Road, northwards for a distance of 6.5 metres.

FIFTH SCHEDULE
Residents' Parking Permit Holders only (ZONE HB)

Lengths of road in Havant

Lymbourn Road

1) East side:-

from a point 43 metres south of the northern boundary of No 1 Lymbourn Road, southwards for a distance of 51 metres.

2) West side:-

from a point 3 metres south of the northern boundary of No 2 Lymbourn Road, southwards for a distance of 76.5 metres.

SIXTH SCHEDULE
Residents' Parking Permit Holders only (ZONE HE)

Lengths of road in Havant

Elm Park Road

1) East side:-

i) from a point 85 metres north from its junction with Elmleigh Road, northwards for a distance of 35.5 metres.

ii) from a point 136.5 metres north from its junction with Elmleigh Road, northwards for a distance of 62 metres.

2) West side:-

i) from a point 135 metres north from its junction with Elmleigh Road, northwards for a distance of 21 metres.

ii) from a point 162.5 metres north from its junction with Elmleigh Road, northwards for a distance of 29 metres.

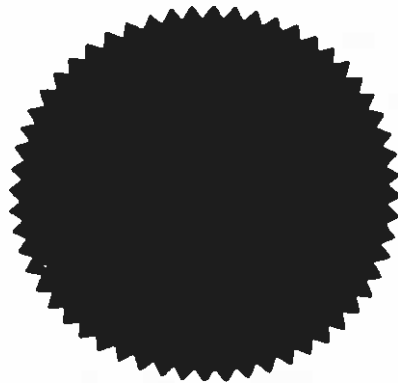
3) West and north sides:-

from a point 208.5 metres north from its junction with Elmleigh Road, northwards and eastwards for a distance of 36 metres.

4) North side:-

from a point 21 metres west from its eastern end, westwards for a distance of 5 metres.

THE COMMON SEAL OF THE
COUNCIL OF THE BOROUGH
OF HAVANT was hereunto
affixed this
17th day of July 2009
In the presence of
Solicitor to the Council



AS/TRO/121