Highway Development Control Consultation Response

Planning Application Ref: PL/2023/05797

Site Address: 23 Fairmead View, Mill Lane, Box, Corsham, SN13 8ND.

Proposal: Proposed elevated car port with garden room beneath.

Date of Consultation Response: 10/08/2023

I refer to the above planning application dated 12/07/2023 seeking permission for the proposed elevated car port with garden room beneath.

The site is located on a Private section of highway, Fairmead View, this is also a PROW footpath BOX16. There are no proposed alterations to the access with the public highway.

The proposals would provide an area of parking on the roof of the proposed garden room at the lower garden level. The parking area proposed is in an area where the only access is off a private road and public right of way BOX16, which accesses directly from the A4 High Street. A number of vehicles appear to access parking over this PROW in a similar way.

Provided the applicant has access rights over the private road and PROW then I would not consider the proposals of detriment to the surrounding highway network, and would therefore not wish to raise an objection to the proposals with regard to highways subject to the following informatives.

INFORMATIVE
No construction / demolition vehicle access may be taken along [PROW] without prior consultation with the Wiltshire Council Rights of Way Warden. Where appropriate any safety/mitigation/reinstatement measures must be approved by the Wiltshire Council Rights of Way Warden.
Reason: To ensure the public right of way remains available and convenient for public use.

No materials, plant, temporary structures or excavations of any kind should be deposited / undertaken which obstruct or adversely affect the public right of way whilst development takes place.
Reason: To ensure the public right of way remains available and convenient for public use.

Access over public footpath/bridleway
The application indicates access to the application site will be over land which is subject to a public footpath/bridleway. Section 34 of the Road Traffic Act states that "...if without lawful authority a person drives a motor vehicle-

(b) on any road being a footpath or bridleway

he is guilty of an offence".

Lawful authority is taken to mean the express permission of the owner of the land.

The applicant should ensure that all necessary rights in respect of vehicular access to the application site can be secured.

If you have any queries regarding the above advice, please contact:
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