Highway Development Control Consultation Response

Planning Application Ref: PL/2023/10812

Site Address: Land to the north of 34-39 Clyffe Pypard SN4 7PY

Proposal: Change of use of land to form a 3-pitch traveller caravan site, along with the erection of a day room and boundary fencing with access from Clyffe Pypard

Date of Consultation Response: 31/05/2024

Following a site visit this month I now understand this application is retrospective as works have been undertaken and an area has been fenced and is serving as pitches for four number touring caravans and parking for several vehicles without current planning permission.

There has been a large area that is dedicated highway that has been enclosed for private use. Highway records show the extent pf the dedicated public highway and is included below. Two parts of the retrospective proposal show a clear breach of Section 177 of the Highways Act 1980 by use of private gain of public highway. I am not aware that this amount of the public highway has been offered or would be offered for private use by the LHA.

By obstructing the public highway, the applicant has prevented the designed use of the turning head opposite 39 Clyffe Pypard which provided for manoeuvring to allow larger service vehicles to turn within the highway. This will result in potential highway safety concerns with the potential for service vehicles having to reverse along a long stretch of the highway onto a classified road.

I raise a highway objection on the following grounds.

The proposal is in contradiction of Section 177 of the Highways Act 1980 and prohibits the construction of a building over any part of a highway maintainable at the public expense without a licence from the relevant highway authority. The proposal is therefore contrary to WCS (2015) CP61 and 57 (xiv) and paragraphs 110 and 111 of the NPPF (2021), and Section 177 of the Highways Act 1980.

Ian Fry


LYFFE PYPARD, SWIND
search results for 12, ...
Track
39
34
125.9m
CPYP10


Recreational Area
Manhole covers
Permeable Gravel Surface
Manhole covers
Clyffe Pypard

Approx amount of public highway occupied by non-permitted development shown in hatched areas.

If you have any queries regarding the above advice, please contact Ian Fry on 01225 771649, Ian.Fry@wiltshire.gov.uk