

Mr Mather
24.06.2021

If however, we were to consider GPDO Part 16, A.(a) [Quote]:

“A. Development by or on behalf of an electronic communications code operator for the purpose of the operator’s electronic communications network in, on, over or under land controlled by that operator or in accordance with the electronic communications code, consisting of—

(a)the installation, alteration or replacement of any electronic communications apparatus,”

This would imply the development would consist of ALL apparatus being installed and therefore the planning application is incomplete, having excluded the three additional cabinets and therefore the application is Invalid. As indicated above the whole development now falls within the “Development Not Permitted” category, being in part consisting of an 18m mast. (>15m).

If we consider Article 2(3) land, I believe that the applicant has deliberately placed the proposed site at the edge of the Conservation area (Article 2(3) land), and so this may be legal, but morally wrong to spoil the historic village visual amenities and the visual approach to the conservation area.

On another note I believe DEFRA class most of the Alton village as a National Historic Landscape – Settlement.

Regards

John Mather

LPA 15th June

Subject: RE: DET 2021 0021 - mast application - your e-mail of 28th May 2021

Dear Mr Mather – thank you for making these detailed observations. As regards to the appeal reference, I take that to be making a comparison with a scheme elsewhere – there is as yet no appeal in relation to this proposal.

Can you confirm please that you intend your remarks to be placed on line as a further public representation?

I am looking at your point about whether the other apparatus involved is in fact within the scope of the ‘permitted’ development terms. The terms are set out at Part 16 to the GPDO(2015) as substantially amended in 2016 (with subsequent minor

changes). I attach some extracts below. It seems possible that if the other items are 'radio equipment housing' they may be permitted...

Yours sincerely
Arne Swithenbank

I note one of the restrictions is:

Development not permitted: ground or base area

(7) Development consisting of the installation, alteration or replacement of any electronic

communications apparatus other than—

(a) a mast;

(b) an antenna;

(c) a public call box;

(d) any apparatus which does not project above the level of the surface of the ground; or

(e) radio equipment housing,

is not permitted by Class A(a) if the ground or base area of the structure would exceed 1.5 square metres.

Development not permitted: radio equipment housing

(9) Development consisting of the installation, alteration or replacement of radio equipment housing

is not permitted by Class A(a) if—

(a) the development is not ancillary to the use of any other electronic communications apparatus;

(b) the cumulative volume of such development would exceed 90 cubic metres or, if located

on the roof of a building, the cumulative volume of such development would exceed 30

cubic metres; or

(c) on any article 2(3) land, or on any land which is, or is within, a site of special scientific

interest, any single development would exceed 2.5 cubic metres, unless the development

is carried out in an emergency.

“development ancillary to radio equipment housing” means the construction installation, alteration or replacement of structures, equipment or means of access which are ancillary to and reasonably

required for the purposes of the radio equipment housing, and except on any land which is, or is

within, a site of special scientific interest includes—

- (a) security equipment;
- (b) perimeter walls and fences; and
- (c) handrails, steps and ramps;