

CHANGES TO THE DISTRICT OF NEW FOREST (OFF STREET PARKING PLACES) ORDER 2005

OAK ROAD CAR PARK, DIBDEN PURLIEU – DE-LISTING OF CAR PARK

1. BACKGROUND

- 1.1. The Council's car parks are subject to the District of New Forest (Off-Street Car Parking Places) Order 2005 ('the Order') which sets out the regulations under which car parks in the District can be used. From time to time it becomes necessary to make an Amendment Order so that alterations to the Order can be made to reflect changing circumstances. An Amendment Order is subject to a legal process which includes a statutory consultation process.
- 1.2. Oak Road Car Park, Dibden Purlieu ('the Car Park') is currently included in the Order, in the Schedule , Part III, as a Parking Place to which charges do not apply.
- 1.3. The land at St Andrew's Church, Beaulieu Road, Dibden Purlieu, Southampton, SO45 4PT, borders the Car Park and on 19 December 2013 the Council entered into a contractual arrangement with Dibden Parochial Church Council ('the Church Council') to lease Oak Road Car Park, to them for a period of 25 years ('the Lease').
- 1.4. In accordance with the Lease the Church Council is entitled to peaceably and quietly hold and enjoy the Car Park without any interruption or disturbance from the Council.
- 1.5. The Lease states that the Church Council must not use the Car Park for any purpose other than a car park for motor cars and motor cycles, save for special events. It, therefore, remains a car park available for the public.
- 1.6. As the Church Council are the Tenant responsible for the day to day use of the Car Park it is considered appropriate that it should be de-listed from the Order. This will regularise the current position, which has been in existence since the date the Lease was signed on 19 December 2013.

2. ITEM FOR DECISION

- 2.1. That an amendment to the District of New Forest (Off-Street Car Parking Places) Order 2005 be advertised to the effect that the Car Park be de-listed from the Schedule to the Order.
- 2.2. That the car park be de-listed from the Schedule to the Order and the associated drawing (Drawing Number 11655/29) (Appendix 1) be deleted from the Car Park Plans of the Order.

3. FINANCIAL IMPLICATIONS

- 3.1. The Car Park is a parking place to which charges do not apply and there is no loss of income to the Council caused by it being de-listed from the Order.

4. ENVIRONMENTAL IMPLICATIONS

4.1. There are no direct Environmental Implications arising from this report.

5. CRIME AND DISORDER IMPLICATIONS

5.1. There are no crime and disorder implications arising from this report.

6. EQUALITY AND DIVERSITY IMPLICATIONS

6.1. There are no direct equality and diversity implications arising from this report.

7. RECOMMENDATION

7.1. That a draft amendment to the District of New Forest (Off-Street Parking Places) Order 2005 be advertised to the effect that Oak Road Car Park, Dibden Purlieu be de-listed from the Schedule to the Order and the associated drawing (Drawing Number 11655/29) (Appendix 1) be deleted from the Car Park Plans of the Order.

8. PORTFOLIO HOLDER'S DECISION

I agree the advertising of a draft Amendment Order to reflect the changes as set out in this report.

Sign: CLLR E J HERON

Date: 17/07/2019

For further information contact:

Background papers:

Rob Lane

Service Manager, Street Scene

023 8028 5588

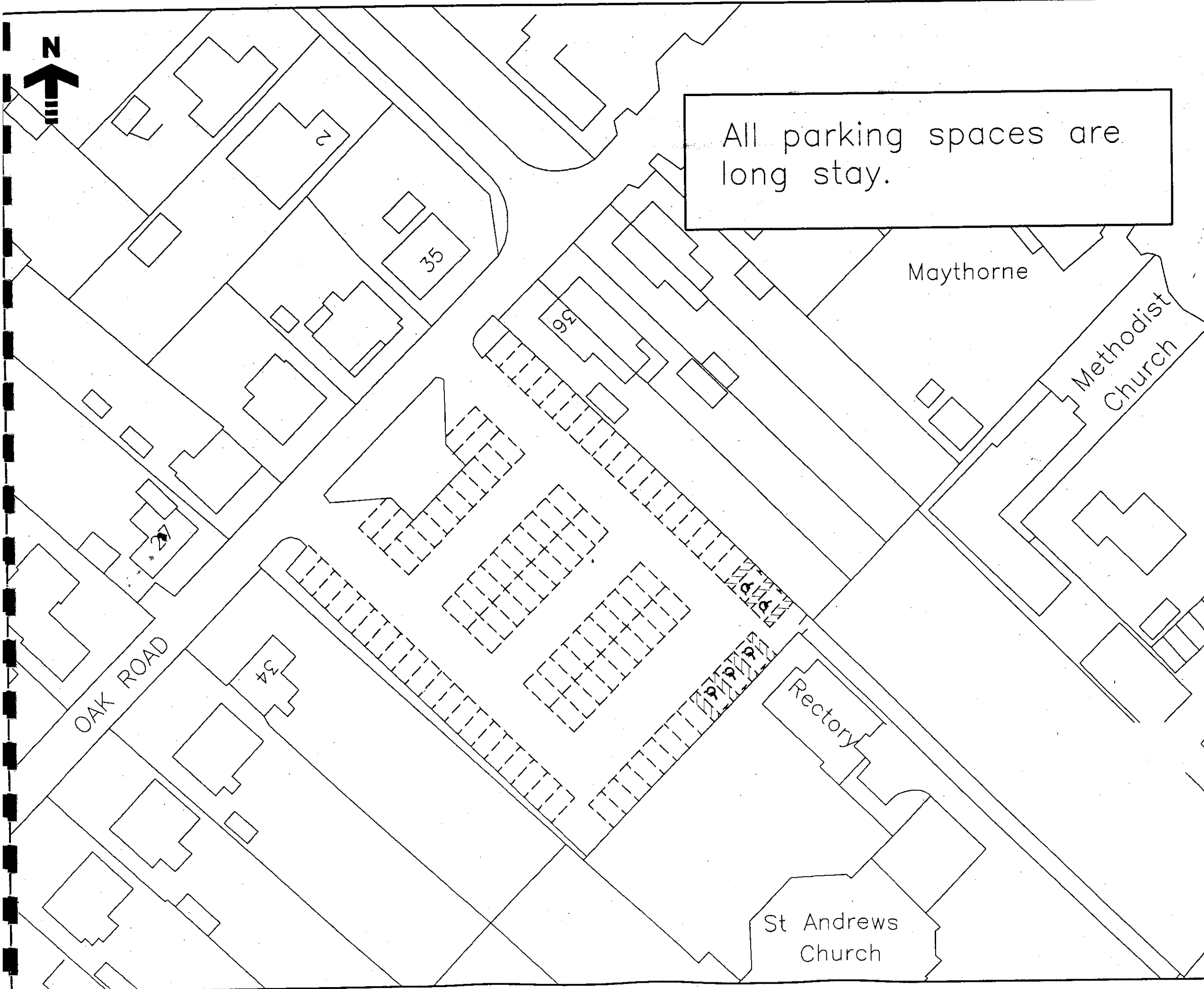
rob.lane@nfdc.gov.uk

Date on which notice given of this Decision - 17 July 2019

Last date for call-in - 24 July 2019




All parking spaces are long stay.



REVISIONS
 A. Date changed to 2005. 04/08/05 CJM

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New Forest
 DISTRICT COUNCIL

J F MASCALL
 Director of Commercial Services

Commercial Services
 Town Hall
 Avenue Road
 Lymington
 Hants. S041 9ZG
 Tel. 023 8028 5000
 Fax 023 8028 5943

SCHEME
 DISTRICT OF NEW FOREST
 (OFF STREET PARKING
 PLACES) ORDER 2005

TITLE
 OAK ROAD
 CAR PARK
 DIBDEN PURLEIU

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| DATE | Aug 2005 | SCALE | NTS |
| DESIGNED | | DRAWN | CHECKED <i>RAH</i> |

DRG NO. 11655/29 REV A