

Penrose  
9 Garrison Lane  
Hugh Town  
St Mary's  
Isles of Scilly  
TR21 0JD



Council of the Isles of Scilly  
Lisa Walton, Planning and Development  
Town Hall  
The Parade  
St Mary's  
Isles of Scilly  
TR21 0JD

18<sup>th</sup> June 2019

Dear Lisa

**Planning Application Reference P/19/021/HH  
7 Garrison Lane**

Further to my recent letter, I wish to include an addendum to our response to the above planning application. The delay in submitting this additional information was a result in obtaining our deeds and covenants. The deeds outline our and the council's jointly covenanted responsibilities.

You will note that item 6, of the Fourth Schedule of the Council's Standard Covenant refers to the "access of light to adjoining properties". The proposed application will "interfere with our access to light" and we therefore look the council to protect our rights and interests in this respect.

Yours sincerely



THE THIRD SCHEDULE before referred to

1. Such rights and privileges in the nature of rights of way passage of water gas electricity and drainage and support and other like privileges (including those of the access of light and air) of a continuous nature hitherto used and enjoyed in connection with the adjacent or adjoining land of the Council or any part thereof over the land hereby transferred \_\_\_\_\_
2. Such rights and privileges as have been granted or conveyed by the Council and are set out or referred to in the Second Schedule to other Transfers made under the provisions of the Housing Act 1980 or the Act or which may during the lifetime of the last survivor of the children now living of Her Majesty Queen Elizabeth the Second be so granted or conveyed so far only as the same affect or relate to the property hereby transferred -
3. The Exceptions reservations covenants conditions and other matters set out in the Deeds or Documents listed hereunder:-

<u>DATE</u>	<u>NATURE OF ENCUMBRANCE</u>	<u>DOCUMENT</u>	<u>PARTIES</u>
20.9.1950.	Exceptions and Reservations Rights and Covenants	<u>CONVEYANCE</u>	The King's Most Excellent Majesty (1) The Council (2)

THE FOURTH SCHEDULE before referred to

Covenants to be observed by the Transferees and their successors in title

1. No trade business profession or public auction shall be carried on upon the said premises or any part thereof nor shall the same be used as a club where intoxicating liquors are sold

used or supplied nor otherwise than as a private dwellinghouse without the prior consent of the Council \_\_\_\_\_

2. No advertisements shall be displayed or permitted to be displayed and no shed outhouse advertisement board or hoarding or any other structure of any kind whether temporary or permanent shall be erected on the premises or any part thereof nor shall any structural alterations in or additions to the premises be made without the previous consent in writing of the Council and if any such consent be obtained the Transferee will do all subsequent work to the satisfaction of the Chief Technical Officer for the time being of the Council \_\_\_\_\_

3. Not to do or keep or suffer to be done or kept thereon any act or thing which may be or become a nuisance or annoyance or cause inconvenience to the Council or to the occupiers or owners of the Council's estate or which may tend to lessen or depreciate the value of the premises or the property in the neighbourhood —

4. To the satisfaction of the Chief Technical Officer for the time being of the Council to maintain in good repair order and condition the boundary walls and/or fences on all sides of the said premises as indicated by the "T" marks on the plan annexed hereto \_\_\_\_\_

5. To bear with the owners and occupiers of the adjoining properties in equal proportion the costs charges and expenses of cleansing repairing renewing and re-laying any common drains rainwater pipes and other things used in common as need shall require \_\_\_\_\_

6. Not to do anything on the site which shall interfere with the access of light to adjoining properties \_\_\_\_\_