



GOVERNMENT OFFICE
FOR THE SOUTH EAST

Representing Central Government in the South East

Mr S Wilson
WYG Planning & Design
100 St John Street
London EC1M 4EH

**Sustainable Communities and
Hampshire & Isle of Wight
Directorate
Planning Casework**

Bridge House
1 Walnut Tree Close
Guildford
GU1 4GA
Switchboard: 01483 882255
Tel: 01483 884852
FAX: 01483 882489
GTN: 3011 2396
e-mail: susan.barnes@gose.gsi.gov.uk
www.go-se.gov.uk

Our Ref: GOSE 103/006/SHEP/64807

15 January 2009

Dear Sir

**TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT)
(ENGLAND AND WALES) REGULATIONS 1999 (AS AMENDED)**

Application for a Screening Direction for proposed redevelopment of the Smiths Medical International Site, Military Road, Hythe, for a food retail store together with associated engineering works, car parking, delivery yard and vehicle access

Planning Application No: Y09/0627/SH

I am directed by the Secretary of State to refer to your client's application for planning permission made to Shepway District Council, following receipt of a third party request for the Secretary of State to issue a screening direction under the Town and Country Planning (Environmental Impact Assessment)(England and Wales) Regulations 1999 (SI 1999/193) ("the Regulations"). This Office has obtained information from the Council in this respect.

The development proposed, namely *a food retail store with associated engineering works, car parking, delivery yard and vehicle access* falls within the description at paragraph 10(b) of Schedule 2 to the 1999 Regulations (Urban Development Projects) and exceeds the threshold in Column 2 of the table in Schedule 2 to the 1999 Regulations. Therefore, the Secretary of State considers the proposal to be 'Schedule 2 development' within the meaning of the 1999 Regulations.

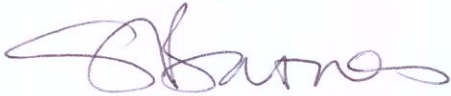
However, in the opinion of the Secretary of State and having taken into account the selection criteria in Schedule 3 to the 1999 Regulations, the proposal would not be likely to have significant effects on the environment by virtue of factors such as its nature, size or location.

Accordingly, in exercise of the powers conferred on him by regulation 6(4) of the 1999 Regulations the Secretary of State hereby directs that the proposed development described in your client's application, is not 'EIA development' within the meaning of the 1999 Regulations. Any permitted development rights which the proposal may enjoy under the Town and Country Planning (General Permitted Development) Order 1995 (SI 418) are therefore unaffected.

You will bear in mind that the Secretary of State's opinion on the likelihood of the development having significant environmental effects is reached only for the purposes of the direction.

I am sending a copy of this letter to the third party, and Shepway District Council.

Yours faithfully



MRS S BARNES

Authorised by the Secretary of State to sign in that behalf