

Ms M Comber  
Broxhead Commoners Association  
The Old Cottage  
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Enquiries to Tara Potheary

My reference FOi - 4477

Direct Line 01962 847096

Your reference

Date 18 January 2012

E-mail ccbs.foi@hants.gov.uk

Dear Ms Comber

Re your recent request for information around Broxhead Common. Your request has been considered under the Environmental Information regulations act (2004). EIR. EIR is broadly similar to the Freedom of Information Act, but applies to environmental information.

*Please could you send me the consent from the Secretary of State for the erection of these signs which are on common land.*

The consent to which you refer has not in fact been sought on this occasion as it is not required for works of this nature. Section 38 of the Commons Act 2006 prohibits certain works on registered common land, unless the consent of the Secretary of State is obtained. However, this section applies only to "restricted works" as defined under section 38(3). The signage to which you refer does not fall under the definition of restricted works, and the effect on the Common is *de minimus*. Emma Nayee in the Countryside Access Team (I believe you have her details), will be able to answer any further queries on this point.

Yours sincerely



Tara Potheary  
FOI/EIR Co-ordinator for  
Culture, Communities and Business Services



If you are dissatisfied with the handling of your request, you have the right to ask for an internal review. Internal review requests should be submitted within two months of the date of receipt of the response to your original letter and should be addressed to Head of Information Compliance, Chief Executive's Department, The Castle, Winchester, SO23 8UJ or emailed to [foi@hants.gov.uk](mailto:foi@hants.gov.uk).

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