

Notice of Confirmation of Public Path Order

Town and Country Planning Act 1990, Section 257 and Paragraph 7 of Schedule 14

West Suffolk Council (Wickhambrook Footpath No 10(part)) Public Path Diversion Order 2024

On 16 August 2024 West Suffolk Council confirmed the above order made under Section 257 of the Town and Country Planning Act 1990.

The effect of the order as confirmed is to divert the entire width of that part of Wickhambrook Public Footpath No 10 commencing at Ordnance Survey grid reference (OSGR) TL77645476 and proceeding in a north easterly direction for approximately 108 metres to OSGR TL77715484 then in an east south easterly direction for approximately 113 metres to OSGR TL77825481 to a new line running between the aforementioned grid references in an east south easterly direction for approximately 102 metres then in an east north easterly direction for approximately 70 metres then in a north easterly direction for approximately 50 metres as described in the order and as shown on the order map.

A copy of the order as confirmed and the order map may be obtained free of charge by contacting the Council's representative Sharon Berry via email at public.realm@baberghmidsuffolk.gov.uk or phone 01449 724634. They can also be inspected at Bury St Edmunds Library, Sergeants Walk, St Andrews Street North, Bury St Edmunds, IP33 1TZ between the hours of 8.30am and 5.30pm Monday, Wednesday and Thursday, 8.30am and 7.30pm Tuesday and Friday, 8.30am and 5pm Saturday and 10am and 4pm Sunday or viewed at <https://www.westsuffolk.gov.uk/parking/Travel/publicrightsofway.cfm>

The order comes into force on the date on which West Suffolk Council certifies that the alternative highway has been created to its reasonable satisfaction, but if any person aggrieved by the order desires to question its validity or that of any provision contained in it on the ground that it is not within the powers of the above Act, or on the ground that any requirement of that Act, or any regulation made under it has not been complied with in relation to the confirmation of the order he or she may apply to the High Court for any of these purposes under Section 287 of the Town and Country Planning Act 1990 within 6 weeks from the date on which notice is first published as required by paragraph 7 of Schedule 14 to that Act.

T Halliday
Service Manager (Legal and Governance), Legal and Information Governance Service
West Suffolk Council

Dated: 23 August 2024

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257

WEST SUFFOLK COUNCIL (WICKHAMBROOK FOOTPATH NO 10(PART)) PUBLIC PATH DIVERSION ORDER 2024

This order is made by West Suffolk Council under section 257 of the Town and Country Planning Act 1990 ("the 1990 Act") because it is satisfied that it is necessary to divert the footpath to which this order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 namely: DC/22/1352/FUL, Construction of conservation lake, east of Clopton Green, Wickhambrook.

BY THIS ORDER:

1. The footpath over the land shown by a bold black line on the attached map between points A – B – C and described in Part I of the Schedule to this order ("the Schedule") shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of West Suffolk Council an alternative highway for use as a replacement for the said footpath as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map between points A – D – E – C.
3. The diversion of the footpath shall have effect on the date on which West Suffolk Council certifies that the terms of Article 2 have been complied with.
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule hereto, that is to say: The developer shall provide the footpath in accordance with the Certificate of Works issued by Suffolk County Council on 5 March 2024.
5. Giffords Hall Farm Partnership LLP is hereby required to pay the cost of carrying out the necessary works.

6. Where immediately before the date on which the footpath is stopped up there is apparatus under, in, over or across it belonging to statutory undertakers for the purposes of carrying out their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

THE COMMON SEAL of)
WEST SUFFOLK COUNCIL)
was hereunto)
affixed in the presence of)



Authorised Signatory

Dated: 13 June 2024

Confirmed as an unopposed order

Authorised Signatory

Date: - 16 August 2024

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING FOOTPATH

Wickhambrook Footpath No 10(part) – The entire width of that part of Wickhambrook Footpath No 10 commencing at Ordnance Survey grid reference TL77645476 at point A and proceeding in a north easterly direction for approximately 108 metres to Ordnance Survey grid reference TL77715484 at point B then in an east south easterly direction for approximately 113 metres to Ordnance Survey grid reference TL77825481 at point C; this being the route shown between points A – B – C on the order map.





PART 2
DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAY

Wickhambrook Footpath No 10(part) – Commencing at Ordnance Survey grid reference TL77645476 at point A and proceeding in an east south easterly direction for approximately 102 metres to Ordnance Survey grid reference TL77745474 at point D then in an east north easterly direction for approximately 70 metres to Ordnance Survey grid reference TL77805477 at point E then in a north easterly direction for approximately 50 metres to Ordnance Survey grid reference TL77825481 at point C; this being the route shown between points A – D – E – C on the order map.

Width: 2 metres



Scale 1:2500 at A3
 Ordnance Survey MasterMap
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-  Footpath to be diverted (A - B - C)
-  Proposed Footpath (A - D - E - C)
-  Unaffected Footpath
-  Parish boundary



MAP REFERRED TO IN THE WEST SUFFOLK COUNCIL (WICKHAMBROOK FOOTPATH NO 10(PART)) PUBLIC PATH DIVERSION ORDER 2024 - TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257