

## **NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER**

### **TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257 AND PARAGRAPH 7 OF SCHEDULE 14**

#### **MID SUFFOLK DISTRICT COUNCIL (STOWMARKET FOOTPATH NO 8(PART)) PUBLIC PATH DIVERSION ORDER 2024**

On 31 December 2024 Mid Suffolk District Council confirmed the above order.

The effect of the order as confirmed is to divert the entire width of that part of Stowmarket Public Footpath No 8 at a new residential development off Stowupland Road known as Aspen Grange commencing at Ordnance Survey grid reference (OSGR) TM05385937 and proceeding in a north easterly direction for approximately 79 metres to OSGR TM05435944 then in a north north westerly direction for approximately 91 metres to OSGR TM05405952 to a new line running between OSGR TM05385937 and OSGR TM05405952 through open spaces and along estate paths a short distance from the existing route 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 Sharon Berry via email at [public.realm@baberghmidsuffolk.gov.uk](mailto:public.realm@baberghmidsuffolk.gov.uk) or phone 01449 724634. They can also be inspected at Stowmarket Library, Milton Road, Stowmarket, IP14 1EX between the hours of 08:30 and 18:45 Tuesday, 08:30 and 17:45 Wednesday and Thursday, 08:30 and 18:30 Friday, 08:30 and 16:00 Saturday and 10:00 and 16:00 Sunday or viewed at <https://www.midsuffolk.gov.uk/public-rights-of-way>

The order comes into force on the date on which Mid Suffolk District 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.

N Christo  
Head of Public Realm and Parking Services  
Mid Suffolk District Council  
Endeavour House  
8 Russell Road  
Ipswich  
IP1 2BX

Dated: 10 January 2025

**PUBLIC PATH DIVERSION ORDER**  
**TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257**

**MID SUFFOLK DISTRICT COUNCIL**  
**(STOWMARKET FOOTPATH NO 8(PART))**  
**PUBLIC PATH DIVERSION ORDER 2024**

This order is made by Mid Suffolk District 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 part of 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/21/03287 - Residential development of 258 No dwellings (91 No affordable) with new public open space, landscaping, access and associated infrastructure on land north west of Stowupland Road, Stowmarket, IP14 5AN.

**BY THIS ORDER:**

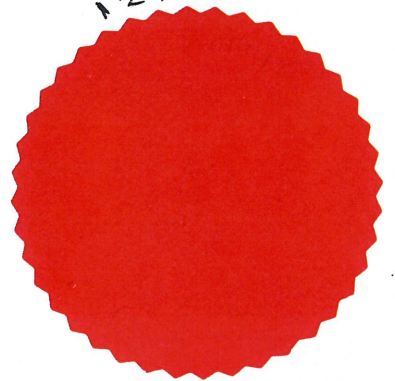
1. The footpath over the land shown by a bold black line on the attached map between points A – B – C and described in Part 1 of the Schedule to this order ("the Schedule") shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of Mid Suffolk District Council an 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 – F – G – H – C.
3. The diversion of the footpath shall have effect on the date on which Mid Suffolk District 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 8 May 2024.

5. Crest Nicholson (Operations) Ltd is hereby required to pay the cost of carrying out the necessary works.
  
6. Where immediately before the date on which the footpath is diverted 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.

GIVEN under the Common Seal of Mid Suffolk District Council this 31<sup>st</sup> day of  
October 2024

THE COMMON SEAL of )  
MID SUFFOLK DISTRICT )  
COUNCIL was hereunto )  
affixed in the presence of: )

Authorised Officer



Mid Suffolk District Council hereby confirms the foregoing Order given under the Common Seal of Mid Suffolk District Council this 31<sup>st</sup> day of December 2024

THE COMMON SEAL of  
MID SUFFOLK DISTRICT  
COUNCIL was hereunto  
affixed in the presence of:

Authorised Officer





## SCHEDULE

### PART 1

#### DESCRIPTION OF SITE OF EXISTING FOOTPATH

**Stowmarket Footpath No 8(part)** – The entire width of that part of Stowmarket Footpath No 8 commencing at Ordnance Survey grid reference TM05385937 at point A and proceeding in a north easterly direction for approximately 79 metres to Ordnance Survey grid reference TM05435944 at point B then in a north north westerly direction for approximately 91 metres to Ordnance Survey grid reference TM05405952 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

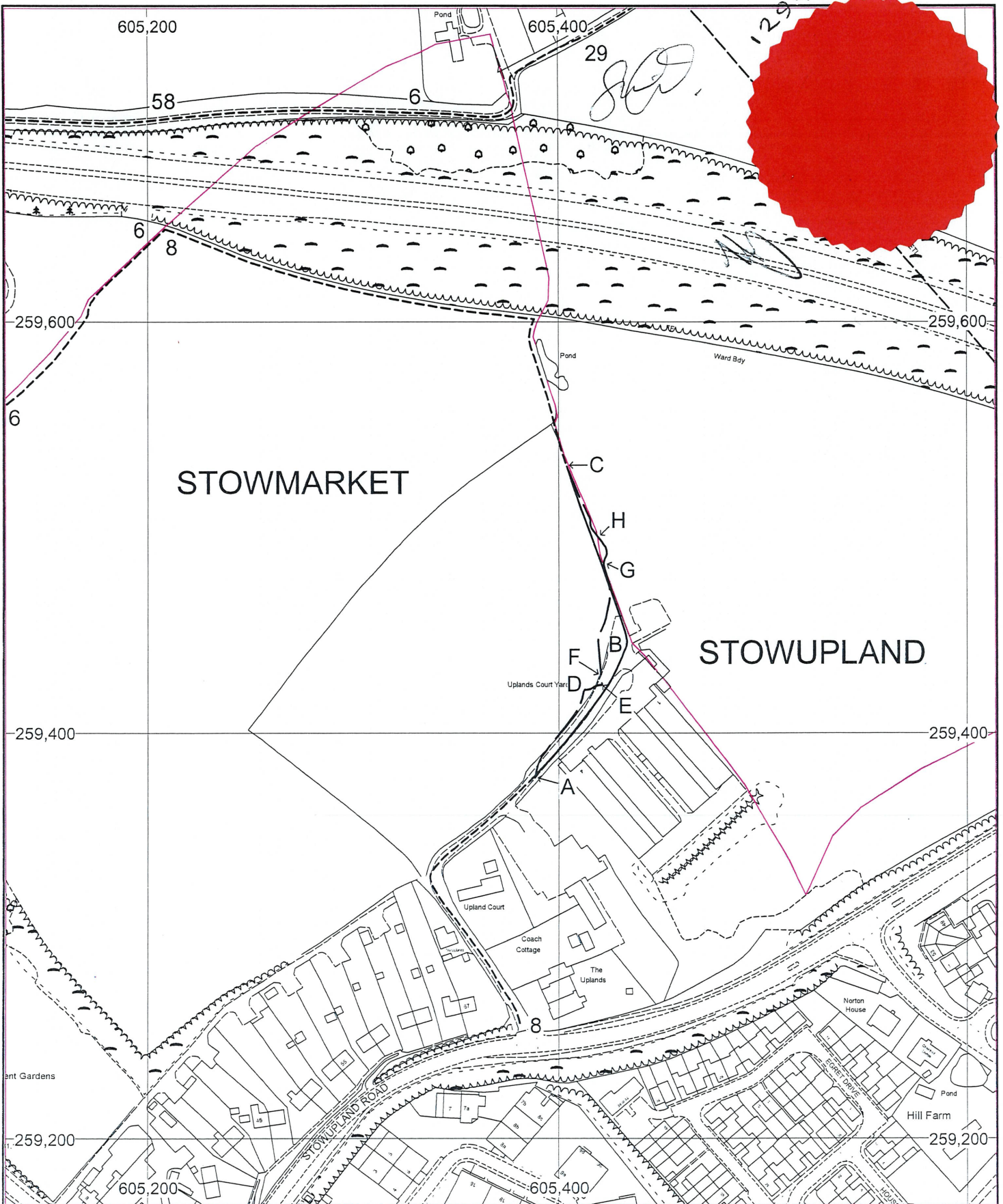
**Stowmarket Footpath No 8(part)** – Commencing at Ordnance Survey grid reference TM05385937 at point A and proceeding in a north easterly direction along an estate path for approximately 49 metres to Ordnance Survey grid reference TM05415942 at point D then in an easterly direction along an estate path for approximately 10 metres to Ordnance Survey grid reference TM05425942 at point E then crossing an estate road in a northerly direction for approximately 8 metres to Ordnance Survey grid reference TM05425943 at point F then in a generally northerly direction along an estate path for approximately 51 metres to the Definitive Map parish boundary at Ordnance Survey grid reference TM05425948 at point G; recommencing at Ordnance Survey grid reference TM05415949 at point H at the Definitive Map parish boundary and proceeding in a generally north north westerly direction on an estate road and then along an estate path for approximately 37 metres to join the existing route at Ordnance Survey grid reference TM05405952 point C; this being the route shown between points A – D – E – F – G and points H – C on the order map.

Width: 3 metres

**Stowupland Footpath No 65 (to be known as Stowmarket Footpath No 8)** - Commencing at Ordnance Survey grid reference TM05425948 at point G at the Definitive Map parish boundary and proceeding for approximately 18 metres along an





estate path in a north easterly and then northerly direction then curving in a north north westerly direction to the Definitive Map parish boundary on an estate road at Ordnance Survey grid reference TM05415949 at point H; this being the route shown between points G – H on the order map.

Width: 3 metres



**MAP REFERRED TO IN THE MID SUFFOLK DISTRICT COUNCIL  
(STOWMARKET FOOTPATH NO 8(PART)) PUBLIC PATH DIVERSION ORDER 2024 -  
TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257**



-  Footpath to be diverted (A - B - C)
-  Proposed footpath (A - D - E - F - G - H - C)
-  Unaffected footpath
-  Definitive Map Parish Boundary



**Scale: 1:2,500 at A4**