

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

**EAST SUFFOLK COUNCIL
(BRANDESTON FOOTPATH NO 5 (PART))
PUBLIC PATH DIVERSION ORDER 2023**

This order is made by East Suffolk Council (“the authority”) under section 119 of the Highways Act 1980 (“the 1980 Act”) because it appears to the authority that in the interests of the owners of the land crossed by the footpath described in paragraph 1 of this order it is expedient that the line of the path should be diverted.

Mr P Rainbird of Hill House Farm, Brandeston has agreed to defray any compensation which becomes payable in consequence of the coming into force of this order, and any expenses which are incurred in bringing the new site of the footpath into a fit condition for use by the public.

Suffolk County Council has been consulted as required by section 120(2) of the 1980 Act and has consented to the making of the order.

BY THIS ORDER:

1. The public right of way over the land situate at Brandeston and shown by a bold continuous line on the map contained in this order and described in Part 1 of the Schedule to this order shall be stopped up with effect from the date on which Suffolk County Council certifies that the work to bring the new site of the footpath described in Part 2 of the Schedule to this order into a fit condition for use by the public has been carried out. Certification shall not take place prior to the creation of the new route as before described.

2. There shall at the end of 50 days from the date of confirmation of this order be a public footpath over the land situate at Brandeston described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this order.

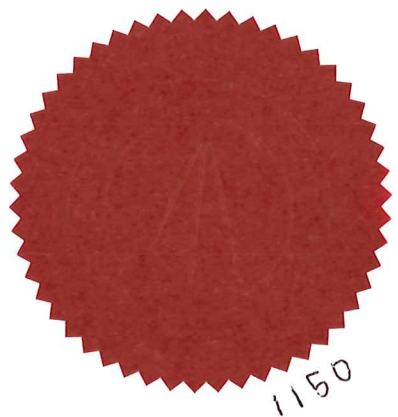
THE COMMON SEAL of the said
EAST SUFFOLK COUNCIL

was hereunto affixed this 27th day of October 2023

in the presence of:- *Vernina Shaw*

Authorised Officer: *Shaw*

Trainey solicitor



The foregoing Order is hereby confirmed by East Suffolk Council
as an unopposed Order

THE COMMON SEAL of EAST SUFFOLK COUNCIL
was hereunto affixed this 15th day of ~~December~~ 2023

Authorised Officer: *PC MANTON CLARK*
CLERK OF THE PEACE AND
POUNCE AND CLERK



SCHEDULE

PART 1

Description of Site of Existing Path

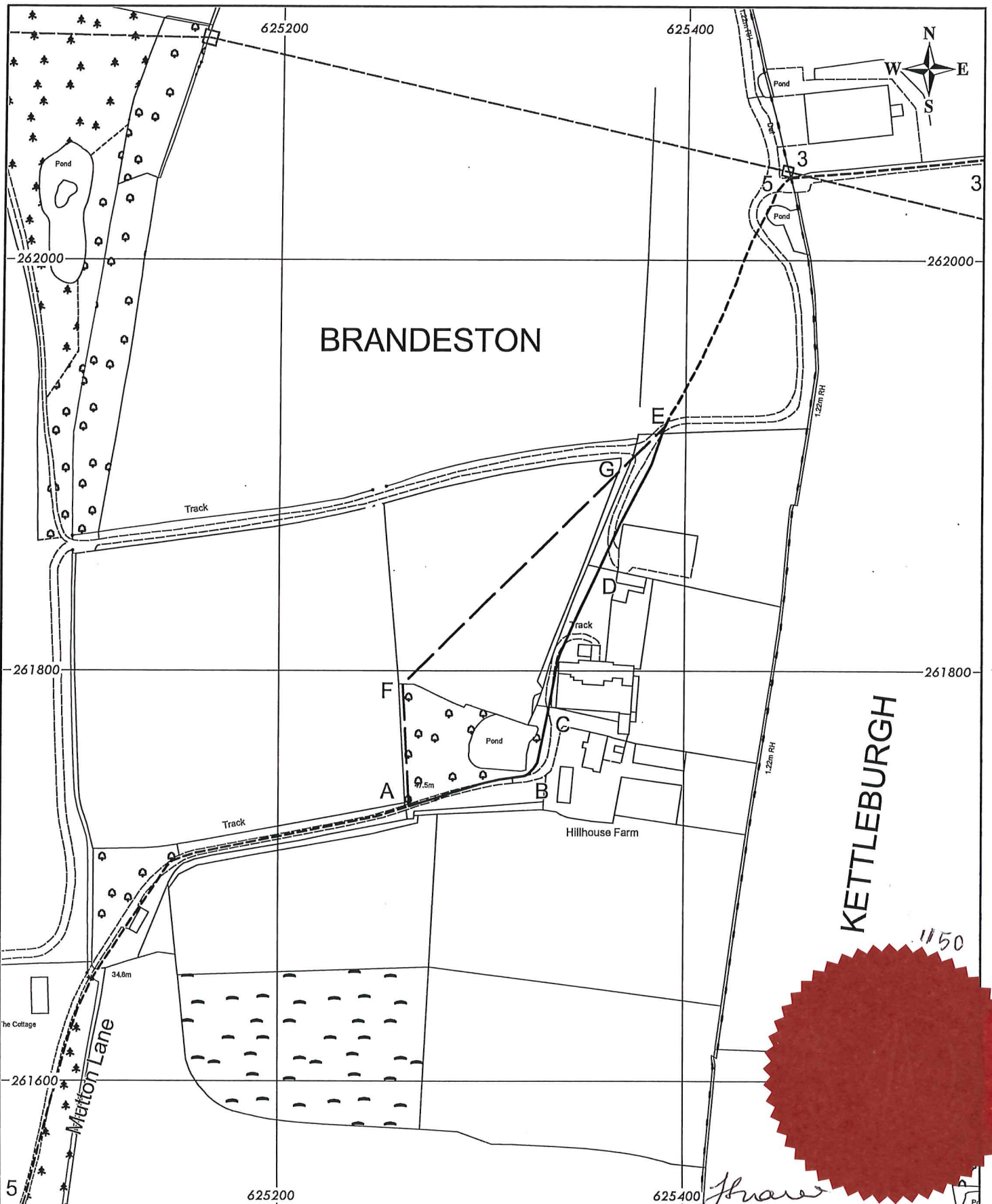
Brandeston Public Footpath No 5 (part) – The entire width of that part of Brandeston Public Footpath No 5 commencing at Ordnance Survey grid reference TM25266173 at point A and proceeding in an easterly direction for approximately 60 metres from Mutton Lane to Ordnance Survey grid reference TM25326174 at point B; then in a northerly direction for 35 metres across a grass verge to Ordnance Survey grid reference TM25336178 at point C; then in a generally north north easterly direction for approximately 70 metres to Ordnance Survey grid reference TM25356184 at point D and then for 80 metres in a generally north north easterly direction to Ordnance Survey grid reference TM25396191 at point E; this being the route shown between points A - B - C – D - E on the order map.

PART 2

Description of Site of New Path

Brandeston Public Footpath No 5 (part) – Commencing at Ordnance Survey grid reference TM25266173 at point A at Mutton Lane and proceeding in a northerly direction along the eastern side of the field boundary for approximately 60 metres, with the western edge of the footpath commencing 0.5 metres from the boundary, to Ordnance Survey grid reference TM25266179 at point F where it crosses a ditch via a culvert; then in a north easterly direction for approximately 148 metres, as a cross field path, to Ordnance Survey grid reference TM25366189 at point G; then continuing in a north easterly direction for 32 metres to Ordnance Survey grid reference TM25396191 at point E ending on a concrete track; this being the route shown between points A – F – G – E on the order map.

Width: 2 metres



**MAP REFERRED TO IN THE EAST SUFFOLK COUNCIL (BRANDESTON FOOTPATH NO.5 (PART))
PUBLIC PATH DIVERSION ORDER 2023 - HIGHWAYS ACT 1980 - SECTION 119**



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

Scale 1:2500 at A4

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NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER

HIGHWAYS ACT 1980

EAST SUFFOLK COUNCIL (BRANDESTON FOOTPATH NO 5(PART)) PUBLIC PATH DIVERSION ORDER 2023

On 15 December 2023 East Suffolk Council confirmed the above order made under Section 119 of the Highways Act 1980.

The effect of the order as confirmed is to divert the entire width of that part of Brandeston Public Footpath No 5 commencing at Ordnance Survey grid reference (OSGR) TM25266173 and proceeding in an easterly direction for approximately 60 metres from Mutton Lane to OSGR TM25326174; then in a northerly direction for 35 metres to OSGR TM25336178; then in a generally north north easterly direction for approximately 70 metres to OSGR TM25356184 and then for 80 metres in a generally north north easterly direction to rejoin the existing path at OSGR TM25396191, to a new line running from OSGR TM25266173 in a northerly direction for approximately 60 metres to OSGR TM25266179; then in a north easterly direction as a crossfield path for approximately 148 metres to OSGR TM25366189; then in a north easterly direction for 32 metres to rejoin the existing route at OSGR TM25396191 as described in the order and as shown on the order map

A copy of the order as confirmed and the order map have been placed and may be seen free of charge at Framlingham Library, The Old Court House, Bridge Street, Framlingham, IP13 9AJ between the hours of 09:30 and 12:30 on Monday, and 09:30 to 17:30 on Tuesday, Thursday and Friday, 09:30 to 17:00 on Saturday and 11:00 to 15:00 on Sunday. Copies may be obtained by post or email free of charge by contacting the Rights of Way Officer at East Suffolk Council on 01394 444508 or by email to rightsofway@eastsuffolk.gov.uk

They can also be viewed online at

<http://www.eastsuffolk.gov.uk/environment/rights-of-way/>.

The order comes into force on 10 February 2024 but if a person aggrieved by the order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980, as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act has not been complied with in relation to the order he or she may, under paragraph 2 of Schedule 2 to the Act as applied by paragraph 5 of Schedule 6 to the Act, within six weeks from 22 December 2023, make an application to the High Court.

Dated: 22 December 2023

C Bally
Chief Executive
East Suffolk Council