

## **NOTICE OF PUBLIC PATH ORDER**

### **HIGHWAYS ACT 1980**

#### **MID SUFFOLK DISTRICT COUNCIL (RATTLEDEN FOOTPATH 20 (PART)) PUBLIC PATH DIVERSION ORDER 2025**

The above order, made on 29 May 2025 under section 119 of the Highways Act 1980 will divert the entire width of that part of Rattlesden Public Footpath 20 commencing at Ordnance Survey grid reference (OSGR) TL97655908 east of the property known as Peddars Way on School Road and proceeding in a westerly direction along the southern boundary of a field for approximately 138 metres to the western field boundary at OSGR TL97525907 then in a northerly direction along the western field boundary for approximately 63 metres to OSGR TL97505913 to a new line running from OSGR TL97655908 and proceeding in a generally north north westerly and then northerly direction following the field boundary to the east with the eastern edge of the footpath being offset 1 metre from the field boundary for approximately 27 metres to OSGR TL97645910 then in a north north westerly direction for approximately 25 metres to the northern field boundary at OSGR TL97635912 then in a westerly direction for approximately 134 metres with the northern edge of the footpath being offset 0.5 metres from the northern field boundary to join the existing route at OSGR TL97505913 as shown on the Order Map

A copy of the order and the order map and an explanatory statement may be obtained free of charge by contacting Katie Fookes 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 8:30am and 6:45pm Tuesday, 8:30am and 5:45pm on Wednesday and Thursday, 8:30am and 6:30pm Friday, 8:30am and 4:00pm Saturday and 10:00am and 4:00pm Sunday or viewed at <https://www.midsuffolk.gov.uk/environment/public-rights-of-way/>

Any representations about or objections to the order may be sent in writing to Mr N Christo, Head of Public Realm and Parking Services at the address below not later than 3 July 2025. Please state the grounds on which they are made. Please note that any such correspondence cannot be treated as confidential and may be inspected by any interested party. For further information please refer to Babergh and Mid Suffolk District Council's Countryside and Public Realm Privacy Notice which can be viewed at

<https://www.midsuffolk.gov.uk/w/countryside-and-public-realm-privacy-notice-1> or contact [dataprotection@baberghmidsuffolk.gov.uk](mailto:dataprotection@baberghmidsuffolk.gov.uk)

If no representations or objections are duly made, or if any so made are withdrawn, Mid Suffolk District Council may confirm the order as an unopposed order. If the order is sent to the Secretary of State for the Environment, Food and Rural Affairs for confirmation any representations and objections which have not been withdrawn will be sent with the order.

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

Dated: 5 June 2025

# THIS IS AN EXPLANATORY STATEMENT AND DOES NOT FORM PART OF THE ORDER

## HIGHWAYS ACT 1980

### PUBLIC PATH ORDER

Under the Highways Act 1980, county and district councils have the power to make orders to create, extinguish (close) or divert public rights of way. A notice that such an order has been made has to be advertised on the site of the path in question and in the local press. This provides an opportunity for objections or representations to be made to the proposed change.

The District Council has made an order to divert part of Rattlesden Public Footpath 20 off School Road. This statement has been prepared to explain various aspects of the order.

The application has been submitted under Section 119 of the Highways Act 1980 in the interests of the owners of the land crossed by the footpath. The applicants' statement of reasons for requesting the diversion is summarised below:

*The Footpath is 3 meters from our house and users of the path have full view into the windows of our home. Our concerns and motivations for the application to move the footpath are:*

*1. Security of the house, property, outbuildings, and more importantly, our family. The Footpath passes very close to the house and extends to areas of our property that are secluded, where users have full view and access to the garage and gardens.*

*2. Privacy, Footpath users can see directly into the inside of the house, garage and garden. We have a young family, and it is concerning not knowing who may be passing as close as 3 meters from our home at any time of the day.*

*3. Disturbance, there are dogs walking off lead that can directly disturb our dog both inside and outside our house, causing barking and nuisance to us, the footpath users and scaring the livestock in the paddock. There have also been occasions of bagged dog waste being disposed of in our garden where the children play.*

*4. Footpath Improvement for public, several walkers have commented that the current footpath is very narrow, slippery, and waterlogged after wet weather. If the application was to be successful, the proposed path would route on higher ground and have lesser chance of becoming waterlogged on better draining soil, alongside this, increasing the width would improve the ability to maintain the path and make it more accessible for users.*

*It should be noted that our paddock has a development covenant where no residential accommodation is permitted, we have no intension of building on the paddock and the application is not for any development benefit. We use of the paddock for Livestock and hope to establish a wildflower meadow to increase biodiversity and bees.*

Cont.

The existing route has a legally recorded width of 1.5 meters. The proposed footpath will be 2 metres wide.

The Council is satisfied that the order complies with the legal grounds and tests laid down in the Highways Act.

It considers that the proposal is in the interests of the owners of the land, that the order does not alter any termination points of the footpath other than to other points on the same path or highways connected with it and which are substantially as convenient to the public, that the proposed route will not be substantially less convenient to the public as a consequence of the diversion and that the proposal will not have an adverse effect on public enjoyment of the footpath as a whole.

The order will come into effect only after it has been confirmed. Making and advertising the order simply provides an opportunity for objections or representations to be made.

Where a new path is being created (by a creation or diversion order) the change will come into effect only after a specified period from the date of confirmation to allow time for any necessary works to be undertaken.

Objections or representations relating to the order must be made in writing by 3 July 2025 to N Christo, Head of Public Realm and Parking Services, Mid Suffolk District Council, Endeavour House, 8 Russell Road, Ipswich, IP1 2BX.

The Council is willing to discuss the concerns of those considering objecting or making representations relating to the order. Please contact Katie Fookes by emailing [public.realm@baberghmidsuffolk.gov.uk](mailto:public.realm@baberghmidsuffolk.gov.uk).

The right of objection to an order is a statutory right, but it should be exercised in a reasonable manner.

If any objections are made and not withdrawn then the council will have to refer the order to the Department of the Environment, Food and Rural Affairs for determination. An Inspector from the Planning Inspectorate will then hear the objections at a public inquiry or hearing, or in writing if the objectors agree. The Inspector can confirm an order, confirm it with modifications, or refuse to confirm it. If no objections are received the Council will be able to confirm the order itself but it has no power to modify orders.

N Christo  
Head of Public Realm and Parking Services  
Mid Suffolk District Council

5 June 2025

## **PUBLIC PATH DIVERSION ORDER**

### **HIGHWAYS ACT 1980**

#### **MID SUFFOLK DISTRICT COUNCIL (RATTLEDEN FOOTPATH 20(PART)) PUBLIC PATH DIVERSION ORDER 2025**

This order is made by Mid Suffolk District 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.

S J Robinson and K J Robinson have agreed to defray any compensation which becomes payable in consequence of the coming into force of the order, and any expenses which are incurred in bringing the new site of the path 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 Suffolk County Council has consented to the making of the order.

#### **BY THIS ORDER:**

1. The public right of way over the land situate at Rattlesden 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 public 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 described in Paragraph 2 of this order.
2. There shall at the end of seventy seven days from the date of confirmation of this order be a public footpath over the land situate at Rattlesden described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this order.

GIVEN under the Common Seal of Mid Suffolk District Council this 29 day of  
MAY 2025

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



13031

A handwritten signature in black ink, appearing to be "S. J. T.", written over a horizontal line.

Authorised Officer



## **SCHEDULE**

### **PART 1**

#### **DESCRIPTION OF SITE OF EXISTING PATH**

**Rattlesden Footpath 20(part)** - The entire width of that part of Rattlesden Footpath 20 commencing at Ordnance Survey grid reference TL97655908 at point A and proceeding in a westerly direction along the southern boundary of a field for approximately 138 metres to the western field boundary at Ordnance Survey grid reference TL97525907 at point B then in a northerly direction along the western field boundary for approximately 63 metres to Ordnance Survey grid reference TL97505913 at point C; this being the route shown between points A – B – C on the order map.

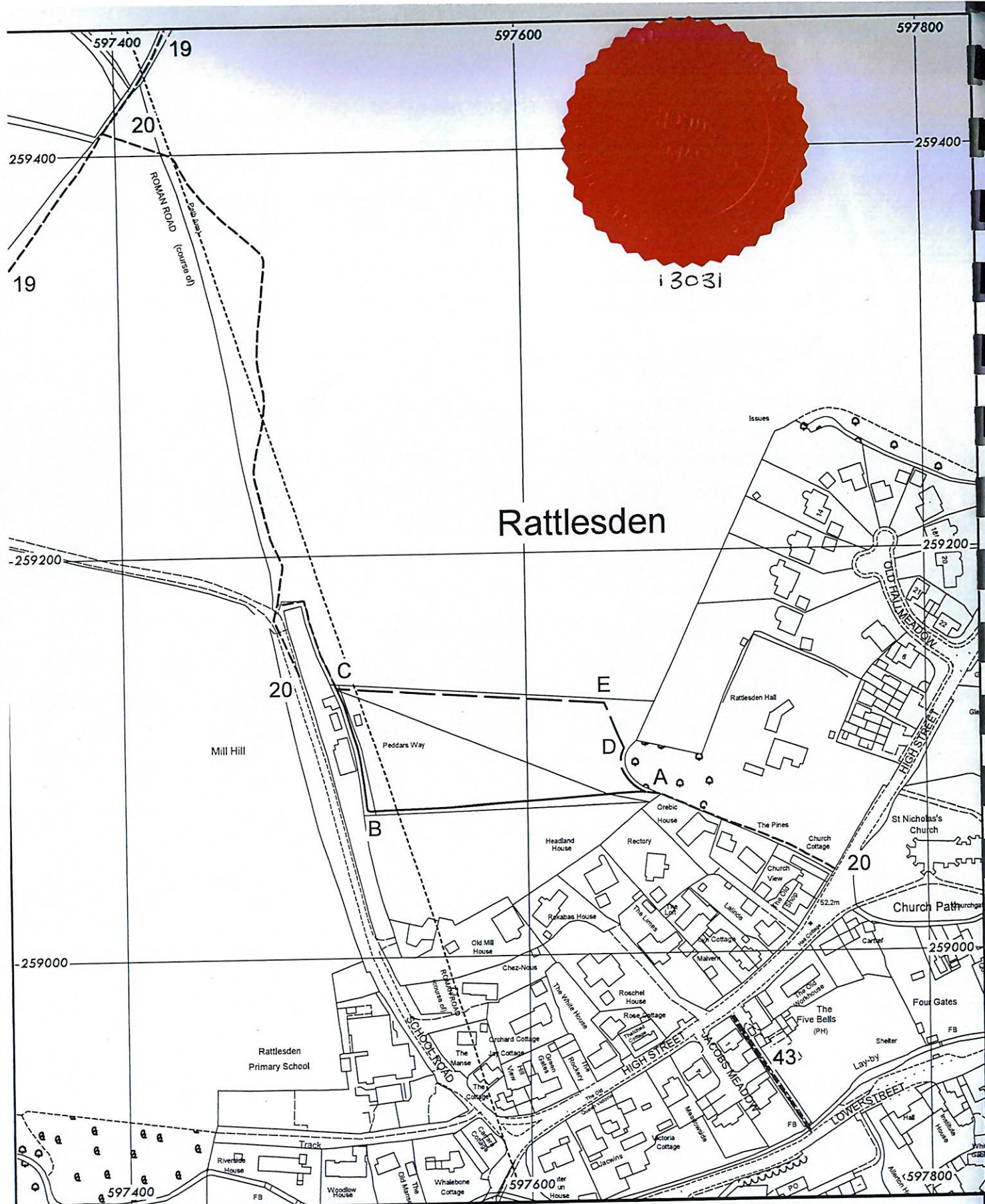
### **PART 2**

#### **DESCRIPTION OF SITE OF NEW PATH**

**Rattlesden Footpath 20(part)** - Commencing at Ordnance Survey grid reference TL97655908 at point A and proceeding in a generally north north westerly and then northerly direction following the field boundary to the east with the eastern edge of the footpath being offset 1 metre from the field boundary for approximately 27 metres to Ordnance Survey grid reference TL97645910 at point D then in a north north westerly direction for approximately 25 metres to the northern field boundary at Ordnance Survey grid reference TL97635912 at point E then in a westerly direction for approximately 134 metres with the northern edge of the footpath being offset 0.5 metres from the northern field boundary to join the existing route at Ordnance Survey grid reference TL97505913 at point C; this being the route shown between points A – D – E – C on the order map.




Width: 2 metres





**MAP REFERRED TO IN THE MID SUFFOLK DISTRICT COUNCIL (RATTLESDEN FOOTPATH 20(PART))  
PUBLIC PATH DIVERSION ORDER 2025 - HIGHWAYS ACT 1980 SECTION 119**



-  Footpath to be diverted (A - B - C)
-  Proposed footpath (A - D - E - C)
-  Unaffected footpath



**Scale 1:2500 @A4**

Ordnance Survey MasterMap  
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