

Notice of Public Path Order



Highways Act 1980

West Suffolk Council (Dalham Footpath 6(part)) Public Path Diversion Order 2026

The above order, made on 23 April 2026 under section 119 of the Highways Act 1980, will divert the entire width of that part of Dalham Public Footpath 6 commencing at Ordnance Survey grid reference (OSGR) TL74856016 from the C662 road (Dunstall Green Road) and proceeding in a west north westerly direction for approximately 123 metres to the western boundary of a property known as Moat End at OSGR TL74736018 then in a west north westerly direction for approximately 104 metres to OSGR TL74636020 to a new line commencing at OSGR TL74836009 from the C662 road (Dunstall Green Road) and proceeding in a west north westerly direction across a meadow for approximately 103 metres to OSGR TL74736012 then in a north westerly direction across the meadow for approximately 25 metres to the western boundary of the meadow at OSGR TL74716013 then in a north westerly direction across an agricultural field for approximately 110 metres to join the existing route at OSGR TL74636020 as shown on the order map.

A copy of the order and the order map and an explanatory statement have been placed and may be seen free of charge 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. A copy of the order and the order map and an explanatory statement may be obtained by post or email free of charge by contacting the council's representative, Sharon Berry, via email at public.realm@baberghmidsuffolk.gov.uk or telephone 01449 724634. They can also be viewed at <https://www.westsuffolk.gov.uk/parking/Travel/public-rights-of-way.cfm>

Any representations about or objections to the order may be sent in writing to Mrs T Halliday, Head of Service (Governance), at West Suffolk House, Western Way, Bury St Edmunds, IP33 3YU not later than 29 May 2026. 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 West Suffolk Council's Privacy Notice which can be viewed which can be viewed at <https://www.westsuffolk.gov.uk/privacy/>

If no representations or objections are duly made, or if any so made are withdrawn, West Suffolk Council may confirm the order as an unopposed order.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.

Dated: 1 May 2026

T Halliday
Head of Service (Governance)
West Suffolk Council

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

**WEST SUFFOLK COUNCIL
(DALHAM FOOTPATH 6(PART))
PUBLIC PATH DIVERSION ORDER 2026**

This order is made by West 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.

M A Denley and C A Denley 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 Dalham 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 eighty four days from the date of confirmation of this order be a public footpath over the land situate at Dalham 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)
WEST SUFFOLK COUNCIL)
was hereunto)
affixed in the presence of)



Authorised Signatory:

325

Dated: 23/4/2026

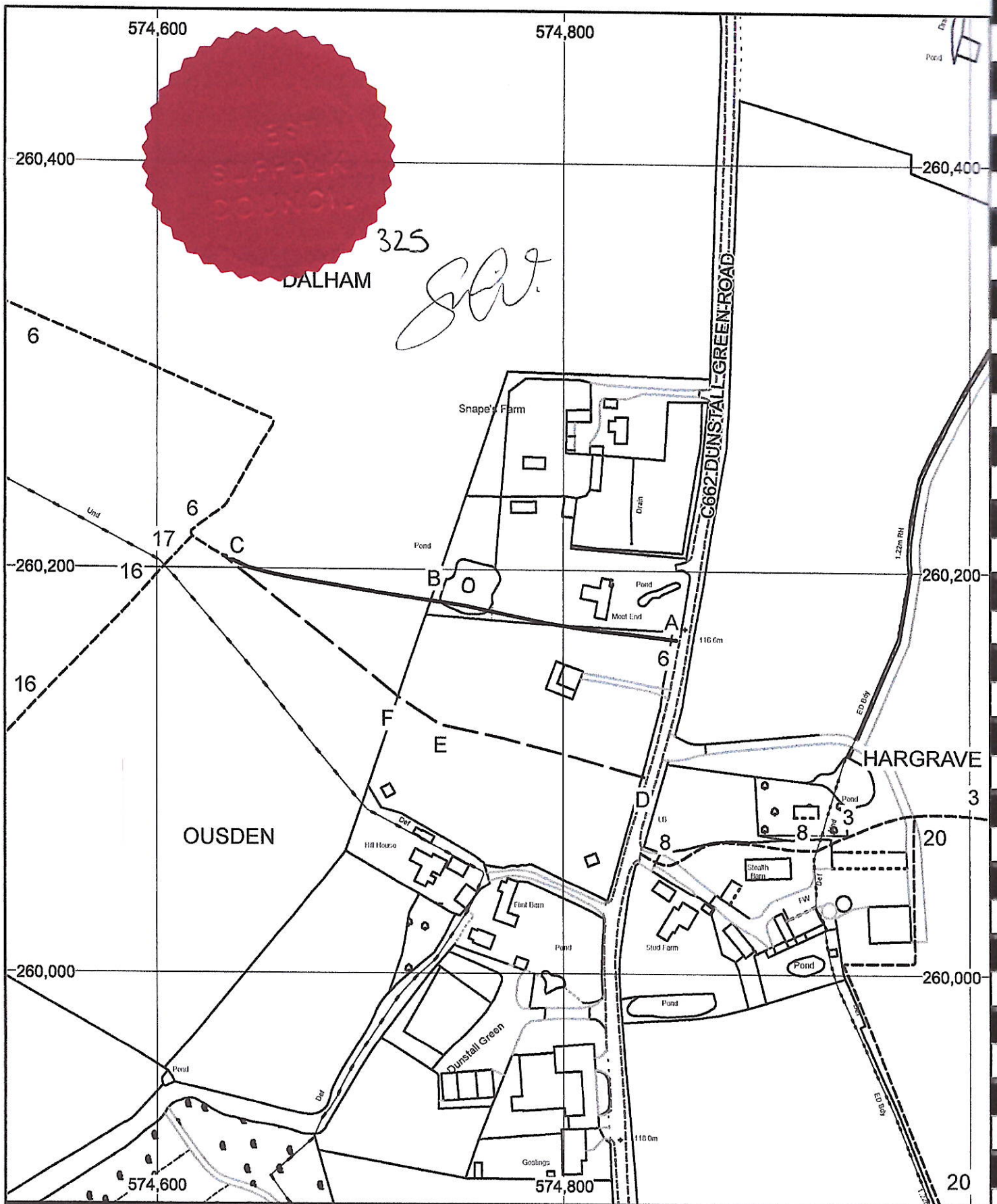
SCHEDULE
PART 1
DESCRIPTION OF SITE OF EXISTING PATH

Dalham Footpath 6(part) – The entire width of that part of Dalham Footpath 6 commencing at Ordnance Survey grid reference TL74856016 at point A from the C662 road (Dunstall Green Road) and proceeding in a west north westerly direction for approximately 123 metres to the western boundary of a property known as Moat End at Ordnance Survey grid reference TL74736018 at point B then in a west north westerly direction for approximately 104 metres to Ordnance Survey grid reference TL74636020 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





Dalham Footpath 6(part) – Commencing at Ordnance Survey grid reference TL74836009 at point D from the C662 road (Dunstall Green Road) and proceeding in a west north westerly direction across a meadow for approximately 103 metres to Ordnance Survey grid reference TL74736012 at point E then in a north westerly direction across the meadow for approximately 25 metres to the western boundary of the meadow at Ordnance Survey grid reference TL74716013 at point F then in a north westerly direction across an agricultural field for approximately 110 metres to join the existing route at Ordnance Survey grid reference TL74636020 at point C; this being the route shown between points D – E – F – C on the order map.

Width: 2 metres



**MAP REFERRED TO IN THE WEST SUFFOLK COUNCIL (DALHAM FOOTPATH 6(PART))
PUBLIC PATH DIVERSION ORDER 2026 - HIGHWAYS ACT 1980 SECTION 119**



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



Scale: 1:2,500 at A4

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.

West Suffolk Council has made an order under section 119 of the Highways Act 1980 to divert part of Dalham Public Footpath 6 in the interests of the owners of the land crossed by the footpath. This statement has been prepared to explain various aspects of the order.

The applicant's statement of reasons for requesting the diversion is summarised below:

The diversion of the footpath is in the interest of the applicants as owners and occupiers of the land, as the proposed footpath will afford more security and privacy to their family home. The existing footpath runs close to the rear of the house, and very close to the southern wall of the property itself. The applicants have on several occasions noticed members of the public who are using the existing footpath looking into their family home and home office, and their gardens to the front and rear and this is done in particular over the 2 gateways which form part of the boundary, and also bits where there are no hedge. In the winter where there are no leaves on the trees or hedges people have been staring at the applicants' house and sometimes stopping. This has been happening at all points. Further, members of the public have been walking behind the applicants' property along the environmental field margins and not following the public path route. Members of the public could also easily enter the property from the existing footpath.

The existing footpath is used all year round by dog walkers, and they are then at the field gate straying in to the field margins behind the applicants' property as these are kept short for the farming purposes.

The proposed footpath alters the route of the termination point of Footpath FP6 by moving this approximately 100m further to the south so it then joins on to Dunston Green Road, further down the same road, which is the same public highway where the Existing Footpath terminates. The diversion brings the termination of Footpath FP6 so it is to the north of the western end of Footpath FP8, where an access through the existing hedge will be provided, and a section of hedge removed following the grant of planning permission. It is not intended that there will be a gate at this location.

Cont.

The existing footpath has a legally recorded width of 4 feet. 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 highway 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 and the necessary site works have been undertaken: making and advertising the order simply provides an opportunity for objections or representations to be made.

Objections or representations relating to the order must be made in writing by 29 May 2026 to Mrs T Halliday, Head of Service (Governance), at the address below.

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 <https://www.westsuffolk.gov.uk/privacy/>

The Council is willing to discuss the concerns of those considering objecting or making representations relating to the order. Please contact the Council's representative, Ms Sharon Berry of Babergh and Mid Suffolk District Councils, telephone 01449 724634 or email 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. The costs involved in dealing with objections to orders are normally awarded against objectors only in cases of unreasonable behaviour.

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.

T Halliday
Head of Service (Governance)
West Suffolk Council
West Suffolk House
Western Way
Bury St Edmunds
IP33 3YU

Dated: 1 May 2026