

NOTICE OF MAKING OF PUBLIC PATH STOPPING UP AND DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

SUFFOLK COUNTY COUNCIL (PARISH OF GISLEHAM) (FOOTPATH 4 (PART)) STOPPING UP AND DIVERSION ORDER 2026

The above named order was made on 20 May 2026 under section 257 of the Town and Country Planning Act 1990. The order will divert the entire width of that part of Gisleham Public Footpath 4 commencing at Ordnance Survey Grid Reference (OSGR) 65237 28798 and proceeding in a north north westerly direction for 140 metres to OSGR 65230 28810, then continuing in a north north westerly direction for 6 metres to OSGR 65230 28811 and then proceeding in a north easterly direction for 185 metres to OSGR 65244 28823; to a new line commencing at OSGR 65237 28798 and proceeding in a north easterly direction for 181 metres to OSGR 65251 28810, then turning and proceeding in a north north westerly direction for 136 metres to OSGR 65244 28822, where the route crosses a bridge, then continuing in a north north westerly direction for a further 9 metres to OSGR 65244 28823. The order will also stop up any public footpath rights that may subsist between OSGR 65230 28810 and OSGR 65244 28823.

A copy of the order and the order map, together with an explanatory statement, may be seen free of charge at Oulton Broad Library, 92 Bridge Road, Oulton Broad, NR32 3LR. Opening times: Monday 10:00 to 13:00, Tuesday to Saturday 10:00 to 13:00 and 14:00 to 17:00, and Sunday 11:00 to 16:00.

Copies of the order, the order map and the explanatory statement can also be obtained by email or post free of charge by contacting Sam Taylor on 01473 264747 or by email at sam.taylor@suffolk.gov.uk. They can also be viewed at <https://www.suffolk.gov.uk/roads-and-transport/public-rights-of-way-in-suffolk/making-changes-to-the-definitive-map-and-statement>

Any representation or objection relating to the order must state the grounds on which they are made and be sent in writing to the Definitive Map Manager, Rights of Way and Access, Suffolk County Council, Phoenix House, 3 Goddard Road, Ipswich, IP1 5NP, to arrive no later than 11 July 2026. Please bear in mind that such correspondence cannot be treated as confidential and may be inspected by any interested party. For further information please refer to Suffolk County Council's Rights of Way and Access Privacy Notice which can be viewed online at <https://www.suffolk.gov.uk/about/privacy-notice/rights-of-way-and-access-privacy-notice/>

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

Dated: 12 June 2026



Nigel Inniss

Head of Governance, Suffolk County Council,
Endeavour house, 8 Russell Road, Ipswich, IP1 2BX

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

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

**SUFFOLK COUNTY COUNCIL (PARISH OF GISLEHAM) (FOOTPATH 4 (PART))
STOPPING UP AND DIVERSION ORDER 2026**

Under the Town and Country Planning Act 1990, county and district councils have the power to make orders to create, extinguish/stop-up (close) or divert public rights of way. A notice that such an order has been made must 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.

Suffolk County Council has made an order to stop up and divert part of Gisleham Public Footpath 4. This statement explains various aspects of the order.

The County Council may authorise the stopping up and diversion of a footpath under section 257 of the Town and Country Planning Act 1990 if it is satisfied that it is necessary to do so to enable development to be carried out in accordance with planning permission granted under Part III of the Act. The granting of planning permission does not confer any right to obstruct a public right of way.

The County Council has made the Order because it is satisfied that it is necessary to stop up and divert part of Gisleham Public Footpath 4 in order to enable development to take place in accordance with planning permission SCC/0072/16W/VOC, namely the extraction of minerals at Gisleham Brick and Pipeworks, Brickworks Lane, Gisleham, Suffolk NR33 8DS.

Condition 8 of the planning permission states:

'No operations shall commence within Phase 3 until Public Footpath Gisleham 4 has been diverted in accordance with an approved Diversion Order.'

Therefore, if the footpath is not diverted, the development cannot proceed in its approved form.

The applicant's statement of reasons for submitting the application is summarised below:

"An application is being made under section 257 of the Town and Country Planning Act 1990 for the permanent diversion of a Public Right of Way at Gisleham Quarry (Footpath No. 4). Planning permission exists for a quarry development at the former Gisleham Brickworks and that planning consent requires that Phase 3 of the quarry cannot begin until the section of Footpath No. 4 which interacts with this phase has been diverted."

The County Council is required to consider any disadvantage or loss likely to arise as a result of the stopping-up and diversion to members of the public generally or to persons whose property adjoins or is near the existing highway.

There will be no disadvantage or loss to members of the public generally. An alternative footpath will be created a short distance from the existing route. The termination points of

the path will not change and existing connections to the wider rights of way network will be maintained.

The distance to be walked along the alternative route will be approximately the same as along the current route.

There will be no disadvantage or loss to the owners of nearby property.

The alternative route has been positioned to avoid conflict with the permitted mineral extraction operations.

The Order will also resolve a longstanding anomaly affecting the recorded alignment of Gisleham Public Footpath 4.

This anomaly arises from a public path diversion order made in 1992 and confirmed in 1993. That order recorded the footpath as following an access track past Glebe Farm. However, that track has not existed on the ground for many years, and the public have instead used an alternative route nearby.

As a result, there is currently a discrepancy between the Definitive Map, which shows the historic alignment, and the route that has been available and used on the ground.

Although this alternative route is not recorded on the Definitive Map, it reflects the alignment that has been used by the public for a considerable period. The Order includes provision to stop up this route so that any public footpath rights that may have arisen through long use are properly addressed alongside the diversion. This will ensure that the legal record and the position on the ground are brought into alignment.

The Order will come into effect only after it has been confirmed and the necessary works have been carried out. Making and advertising the Order provides an opportunity for objections or representations to be made.

Objections or representations relating to the Order must be made in writing by 11 July 2026 to the Definitive Map Manager, Rights of Way and Access, Suffolk County Council, Phoenix House, 3 Goddard Road, Ipswich, IP1 5NP.

The County Council is willing to discuss the concerns of anyone considering making an objection or representation. Please contact Sam Taylor by email at sam.taylor@suffolk.gov.uk or by telephone on 01473 264747.

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 an order are normally awarded against objectors only in cases of unreasonable behaviour.

If objections are made and not withdrawn, the Order must be submitted to the Secretary of State 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 County Council will be able to confirm the Order itself but it has no power to modify orders.

PUBLIC PATH STOPPING UP AND DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

**SUFFOLK COUNTY COUNCIL (PARISH OF GISLEHAM)
(FOOTPATH 4 (PART)) STOPPING UP AND DIVERSION ORDER 2026**

This order is made by Suffolk County Council under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to stop up and 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 the extraction of minerals – Gisleham Brick and Pipeworks Brickworks Lane Gisleham Suffolk NR33 8DS – SCC/0072/16W/VOC.

BY THIS ORDER:

1. The footpath between points A – B – C – D and any public footpath rights that may subsist between points B – D over the land each shown by a bold black line on the attached map and described in Part 1 of the Schedule to this order (“the Schedule”) shall be stopped up as provided below.
2. The following works shall be carried out in relation to the alternative footpath described in Part 2 of the Schedule hereto, that is to say: The developer Mick George Ltd shall provide the alternative footpath in accordance with the Certificate of Works issued by Suffolk County Council on 28 April 2026.
3. There shall be created 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 – E – F - D once Suffolk County Council certifies that the terms of Article 2 have been complied with to the reasonable satisfaction of Suffolk County Council.
4. The stopping up of the footpath shall have effect on the date on which the alternative highway is created in accordance with Article 3.
5. Mick George Ltd is hereby required to pay the cost of carrying out the necessary works, including the signing of the alternative highway.
6. Where immediately before the date on which the footpath is stopped up there is apparatus under, in, over, along, or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

Date: 20 MAY 2026

THE COMMON SEAL OF SUFFOLK)
COUNTY COUNCIL was affixed)
in the presence of:)

G. DILLICK



(An authorised Officer of the Council)

SCHEDULE

PART 1

Description of existing footpath

Parish of Gisleham

Footpath 4

The entire width of that part of Footpath No. 4 Gisleham commencing at Ordnance Survey Grid Reference (OSGR) 65237 28798 (Point A) and proceeding in a north north westerly direction for 140 metres to OSGR 65230 28810 (Point B), then continuing in a north north westerly direction for 6 metres to OSGR 65230 28811 (Point C) and then proceeding in a north easterly direction for 185 metres to OSGR 65244 28823 (Point D), a total distance of 331 metres; this being the route shown between points A – B – C – D on the order map.

Unrecorded Public Footpath Rights

Any public footpath rights that may subsist between Ordnance Survey Grid Reference (OSGR) 65230 28810 (Point B) and OSGR 65244 28823 (Point D), a total distance of 189 metres; this being the route shown between points B – D on the order map.

PART 2

Description of alternative footpath

Parish of Gisleham

Footpath 4

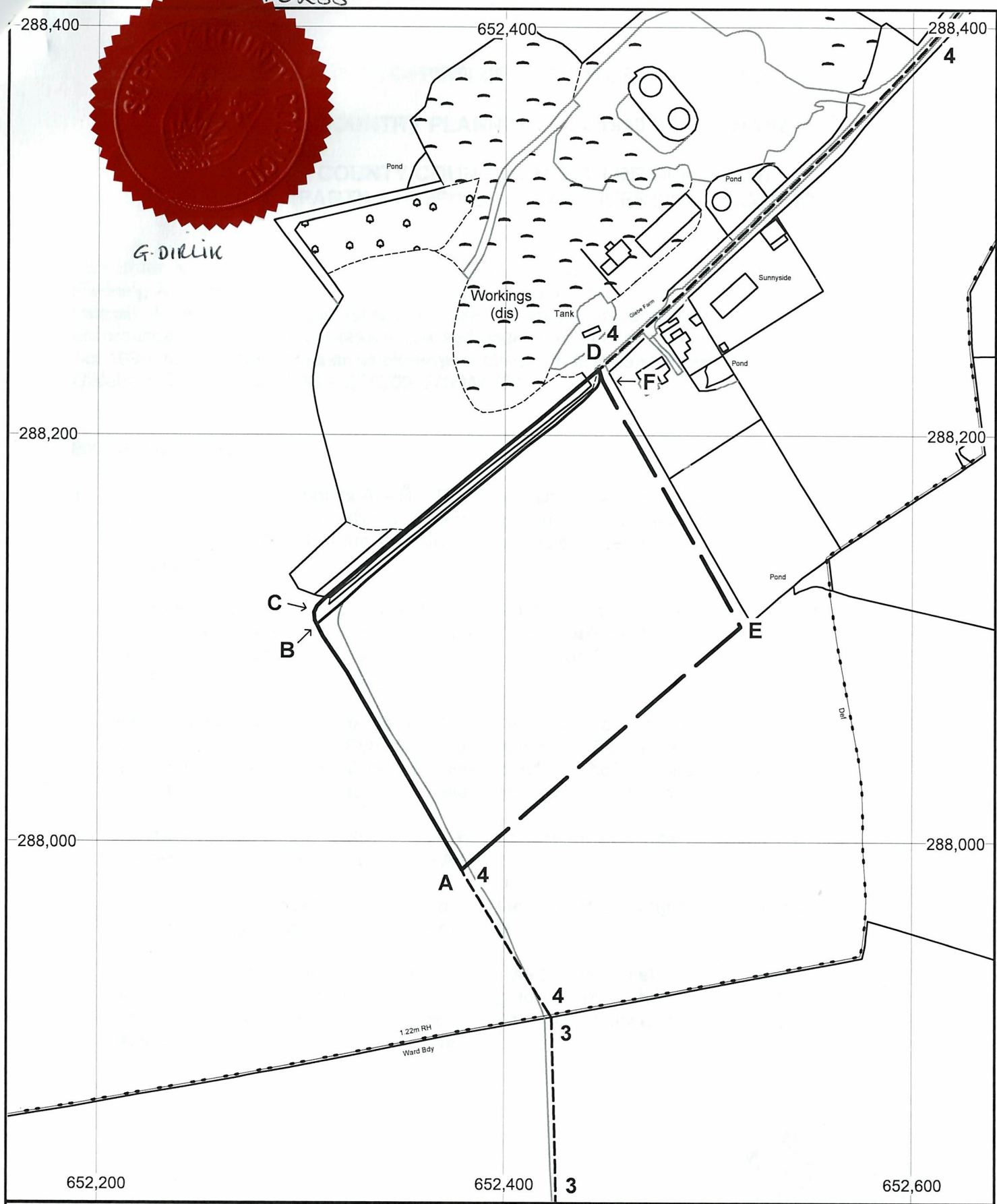
Commencing at Ordnance Survey Grid Reference (OSGR) 65237 28798 (Point A) and proceeding in a north easterly direction for 181 metres to OSGR 65251 28810 (Point E), then turning and proceeding in a north north westerly direction for 136 metres to OSGR 65244 28822 (Point F), where the route crosses a bridge, then continuing in a north north westerly direction for a further 9 metres to OSGR 65244 28823 (Point D), a total distance of 326 metres; this being the route shown between points A – E – F – D on the order map.

Width: A minimum of 2 metres

70255



G. DIRLIK



SUFFOLK COUNTY COUNCIL (PARISH OF GISLEHAM) (FOOTPATH 4 (PART)) STOPPING UP AND DIVERSION ORDER 2026 - TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257



Executive Director of Growth, Highways and Infrastructure
 Endeavour House, 8 Russell Road, Ipswich, Suffolk. IP1 2BX

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



Scale: 1:2,500 at A4

DRAWN BY: ST

DATE: 30/04/2026

Gisleham Footpath 4 s257 Diversion and Stopping up - Order Map Final

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