

NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER

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

EAST SUFFOLK COUNCIL (BRIGHTWELL BRIDLEWAY NO 12A) PUBLIC PATH STOPPING UP ORDER 2022

On 16 December 2022 East Suffolk Council confirmed the above order.

The effect of the order as confirmed is to stop up (extinguish) the whole of Brightwell Bridleway No 12A at a site known as Brightwell Lakes commencing at Ordnance Survey grid reference (OSGR) TM25974453 at a junction with Brightwell Bridleway No 12 and proceeding in a southerly direction for approximately 23 metres to a junction with the C356 road (Ipswich Road) at OSGR TM25964451 and create a new bridleway commencing at OSGR TM25954451 at a junction with the C356 road (Ipswich Road) and proceeding in a north north westerly direction for approximately 25 metres to join Brightwell Bridleway No 12 at OSGR TM25944453 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 Kesgrave Library, Kinsey House, Kays Close, Kesgrave, IP5 2HL between the hours of 09:00 and 12:00 Monday, 09:00 and 12:00 and 14:30 and 17:00 Tuesday, 14:30 and 18:00 Wednesday, 14:30 and 20:00 Thursday, 09:00 and 12:00 and 14:30 and 18:00 Friday, 10:00 and 17:00 Saturday and 10:00 and 15:00 Sunday. A copy of the confirmed order and the order map may be obtained by post or email free of charge by contacting the council's representative, Sharon Berry, via email at sharon.berry@baberghmidsuffolk.gov.uk or telephone 01449 724634. They can also be viewed at <http://www.eastsuffolk.gov.uk/environment/rights-of-way/>

The order comes into force on the date on which East Suffolk 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.

Dated: 29 December 2022

P Ridley
Head of Planning and Coastal Management
East Suffolk Council

PUBLIC PATH STOPPING UP ORDER
TOWN AND COUNTRY PLANNING ACT 1990
EAST SUFFOLK COUNCIL
(BRIGHTWELL BRIDLEWAY NO 12A)
PUBLIC PATH STOPPING UP ORDER 2022

This order is made by East Suffolk Council under section 257 of the Town and Country Planning Act 1990 ("the 1990 Act") because it is satisfied that it is necessary to stop up the bridleway 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/17/1435/OUT– Outline application for up to 2000 dwellings, an employment area of c0.6ha (use Class B1), primary local centre (comprising use Classes A1, A2, A3, A4, A5, B1, C3, D1 and D2), secondary centre (comprising possible use Classes A1, A3 and A4), a school, green infrastructure (including Suitable Accessible Natural Greenspace (SANGs), outdoor play areas, sports ground and allotments/community orchards), public footpaths and cycleways, vehicle accesses and associated infrastructure - Land South And East Of Adastral Park Martlesham Heath Martlesham Suffolk.

BY THIS ORDER:

1. The bridleway over the land shown by a bold black line on the attached map between points A – B and described in Part I of the Schedule to this order ("the Schedule") shall be stopped up as provided below.
2. There shall be created to the reasonable satisfaction of East Suffolk Council an alternative highway for use as a replacement for the said bridleway as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map between points C – D.
3. The stopping up of the bridleway shall have effect on the date on which East Suffolk Council certifies that the terms of Article 2 have been complied with.

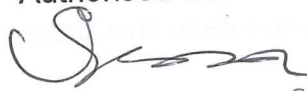
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule hereto, that is to say: The developer shall provide the bridleway in accordance with the Certificate of Works issued by Suffolk County Council on 12 September 2022.
5. Taylor Wimpey UK Ltd are hereby required to pay the cost of carrying out the necessary works.
6. Where immediately before the date on which the bridleway is stopped up 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.

THE COMMON SEAL of the said
EAST SUFFOLK COUNCIL
was hereunto affixed this 3rd day of November 2022




in the presence of:

Authorised Officer:



IAN FELTON

Authorised Officer:



MARTIN CLANCE

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 16th day of December 2022

Authorised Officer:


IAN FELTON

Authorised Officer:


MARTIN CLANCE



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING BRIDLEWAY

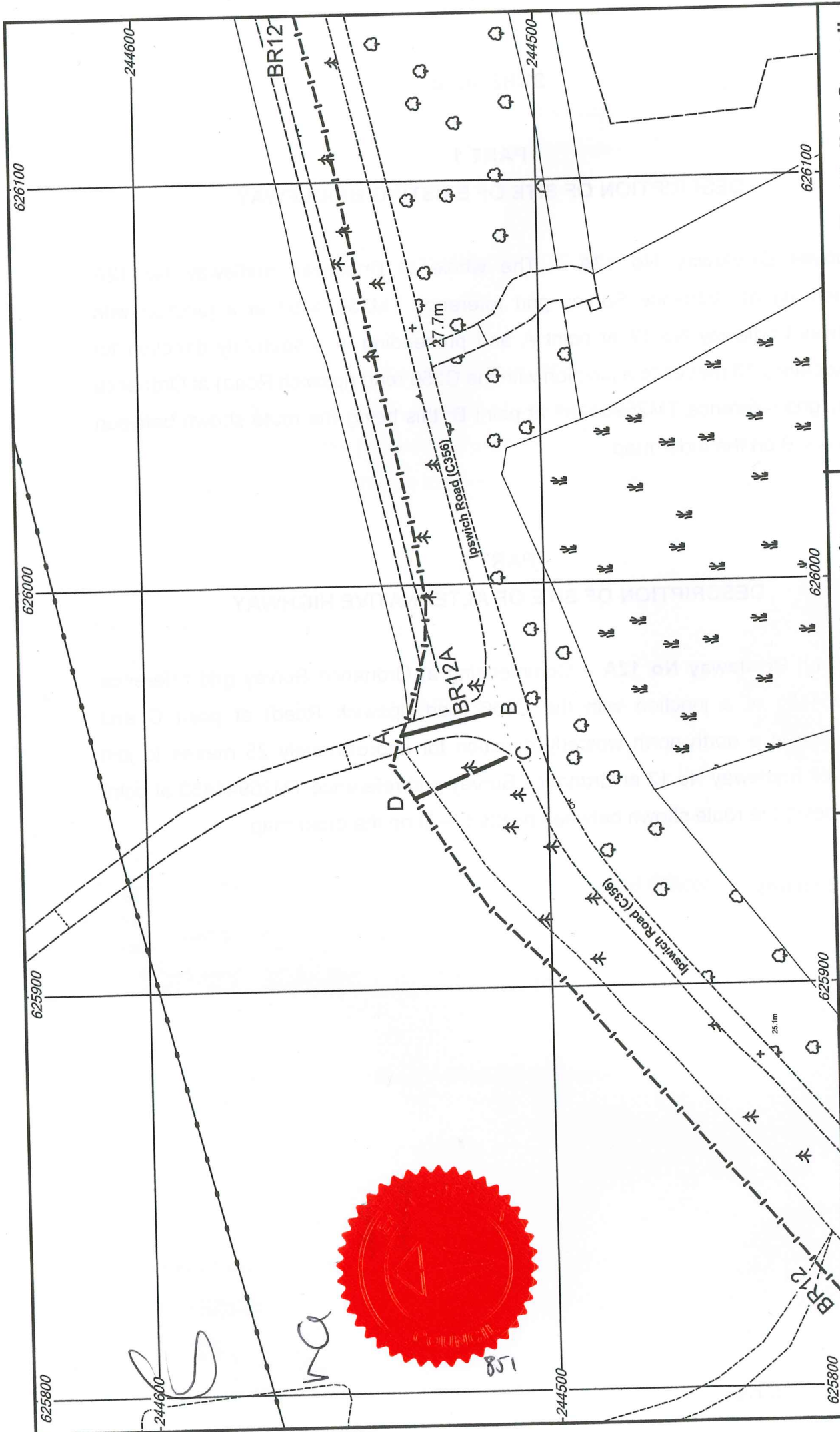
Brightwell Bridleway No 12A – The whole of Brightwell Bridleway No 12A commencing at Ordnance Survey grid reference TM25974453 at a junction with Brightwell Bridleway No 12 at point A and proceeding in a southerly direction for approximately 23 metres to a junction with the C356 road (Ipswich Road) at Ordnance Survey grid reference TM25964451 at point B; this being the route shown between points A – B on the order map.

PART 2

DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAY

Brightwell Bridleway No 12A – Commencing at Ordnance Survey grid reference TM25954451 at a junction with the C356 road (Ipswich Road) at point C and proceeding in a north north westerly direction for approximately 25 metres to join Brightwell Bridleway No 12 at Ordnance Survey grid reference TM25944453 at point D; this being the route shown between points C – D on the order map.

Width: 3 metres



Map referred to in the East Suffolk Council
(Brightwell Bridleway No 12A) Public Path
Stopping Up Order 2022 - Town and Country
Planning Act 1990 Section 257

Bridleway to be
stopped up (A - B)

Proposed
Bridleway (C - D)

Unaffected Bridleway

Parish Boundary

Scale 1:1250 @ A4
Ordnance Survey MasterMap

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