

NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER

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

MID SUFFOLK DISTRICT COUNCIL (CLAYDON FOOTPATH NO 1(PART)) PUBLIC PATH DIVERSION ORDER 2024

On 25 March 2024 Mid Suffolk District Council confirmed the above order.

The effect of the order as confirmed is to divert the entire width of that part of Claydon Public Footpath No 1 commencing at Ordnance Survey grid reference (OSGR) TM13064920 and proceeding in a west south westerly direction for approximately 36 metres to OSGR TM13024919 to a new line running from OSGR TM13064920 in a north westerly direction between wire mesh security fencing to the south west and trees to the north east for approximately 22 metres to OSGR TM13044922 then in a south westerly direction between wire mesh security fencing to the south east and a post and rail fence marking the boundary of the adjacent property to the north west for approximately 26 metres to OSGR TM13024921 then in a southerly direction between wire mesh security fencing to the east and a post and rail fence marking the boundary to the adjacent property to the west for approximately 13 metres to join the existing route at OSGR TM13024919 as described in the order and as shown on the order map.

A copy of the order as confirmed and the order map may be obtained free of charge by contacting Sharon Berry via email at public.realm@baberghmidsuffolk.gov.uk or phone 01449 724634. They can also be inspected at Broomhill Library, Sherrington Road, Ipswich, IP1 4HT between the hours of 09:30 and 13:00 Monday, 09:00 and 17:00 Tuesday and Friday, 09:30 and 17:00 Wednesday and Thursday, 10:00 and 17:00 Saturday and 10:00 and 15:00 Sunday or viewed at <https://www.midsuffolk.gov.uk/public-rights-of-way>

The order comes into force on the date on which Mid Suffolk District 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: 5 April 2024

N Christo
Head of Service – Public Realm
Mid Suffolk District Council
Endeavour House
8 Russell Road
Ipswich
IP1 2BX

PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257

MID SUFFOLK DISTRICT COUNCIL
(CLAYDON FOOTPATH NO 1(PART))
PUBLIC PATH DIVERSION ORDER 2024

This order is made by Mid Suffolk District Council under section 257 of the Town and Country Planning Act 1990 ("the 1990 Act") because it is satisfied that it is necessary to 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: DC/22/01896 – Construction of HGV lorry park (45 spaces) with 2 welfare blocks, boundary fence and entrance gates.

BY THIS ORDER:

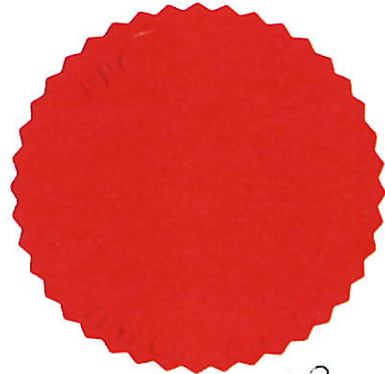
1. The footpath over the land shown by a bold black line on the attached map between points A – B and described in Part I of the Schedule to this order ("the Schedule") shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of Mid Suffolk District Council an alternative 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 – C – D – B.
3. The diversion of the footpath shall have effect on the date on which Mid Suffolk District 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 footpath in accordance with the Certificate of Works issued by Suffolk County Council on 6 November 2023.
5. Peter Colby Commercials Ltd is hereby required to pay the cost of carrying out the necessary works.

6. Where immediately before the date on which the footpath is diverted 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.

GIVEN under the Common Seal of Mid Suffolk District Council this 25th day of January 2024

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

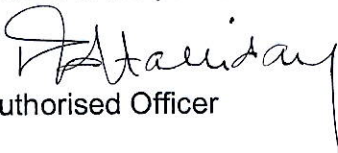
Authorised Officer

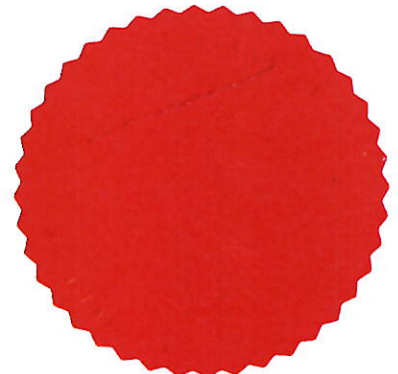


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Mid Suffolk District Council hereby confirms the foregoing Order given under the Common Seal of Mid Suffolk District Council this 25th day of March 2024

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


Authorised Officer



12888

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING FOOTPATH

Claydon Footpath No 1(part) – The entire width of that part of Claydon Footpath No 1 commencing at Ordnance Survey grid reference TM13064920 at point A and proceeding in a west south westerly direction for approximately 36 metres to Ordnance Survey grid reference TM13024919 at point B; this being the route shown between points A – B on the order map.

PART 2

DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAY

Claydon Footpath No 1(part) – Commencing at Ordnance Survey grid reference TM13064920 at point A and proceeding in a north westerly direction between wire mesh security fencing to the south west and trees to the north east for approximately 22 metres to Ordnance Survey grid reference TM13044922 at point C then in a south westerly direction between wire mesh security fencing to the south east and a post and rail fence marking the boundary of the adjacent property to the north west for approximately 26 metres to Ordnance Survey grid reference TM13024921 at point D then in a southerly direction between wire mesh security fencing to the east and a post and rail fence marking the boundary to the adjacent property to the west for approximately 13 metres to join the existing route at Ordnance Survey grid reference TM13024919 at point B; this being the route shown between points A – C – D – B on the order map.

Width: 2.5 metres between points A – C – D

1.5 metres between points D – B

