

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257

EAST SUFFOLK COUNCIL (TRIMLEY ST MARY FOOTPATH NO 4 (PART)) PUBLIC PATH DIVERSION ORDER 2024

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 divert 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/23/3237/ARM Approval of reserved matters (appearance, landscaping, layout and scale) and details reserved by Conditions: 4 (internal access); 6 (self-build design code); 10 (archaeology); 12 (details of estate roads and footpaths); 14 (EV charging); 15 (parking provision); 16 (cycle storage); 17 (off-site highway improvements); 18 (refuse/recycling); 22 (surface water drainage scheme); 24 (sustainability and energy statement); 28 (M4(2)/(3)); 29 (arboricultural impact assessment); 32 (landscaping scheme); 34 (landscape management plan); 35 (LEMP); 38 (ecological enhancement); 39 (HRA mitigation measures); 47 (noise assessment); and 51 (boundary treatment) of DC/20/5279/OUT – Land Adjacent to Reeve Lodge, High Road, Trimley St Martin.

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 1 of the Schedule to this order ("the Schedule") shall be diverted 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 footpath as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map between points A – C – D – E – B.
- 3.** The stopping up of the footpath shall have effect on the date on which East Suffolk Council certifies that the terms of Article 2 above have been complied with.

4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule, that is to say: The developer shall provide the footpath in accordance with the Certificate of Works issued by Suffolk County Council on 23 May 2024.
5. Bellway Homes Ltd are hereby required to pay the cost of carrying out the said works.
6. When immediately before the date on which the footpath is stopped up there is apparatus under, in, on, 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.

THE COMMON SEAL of the said
EAST SUFFOLK COUNCIL

was hereunto affixed this 19th day of June 2024

in the presence of:

Authorised Officer:

MA
LICENSING MANAGER AND
HOUSING LEAD COUNCIL



SCHEDULE

PART 1

Description of site of existing path

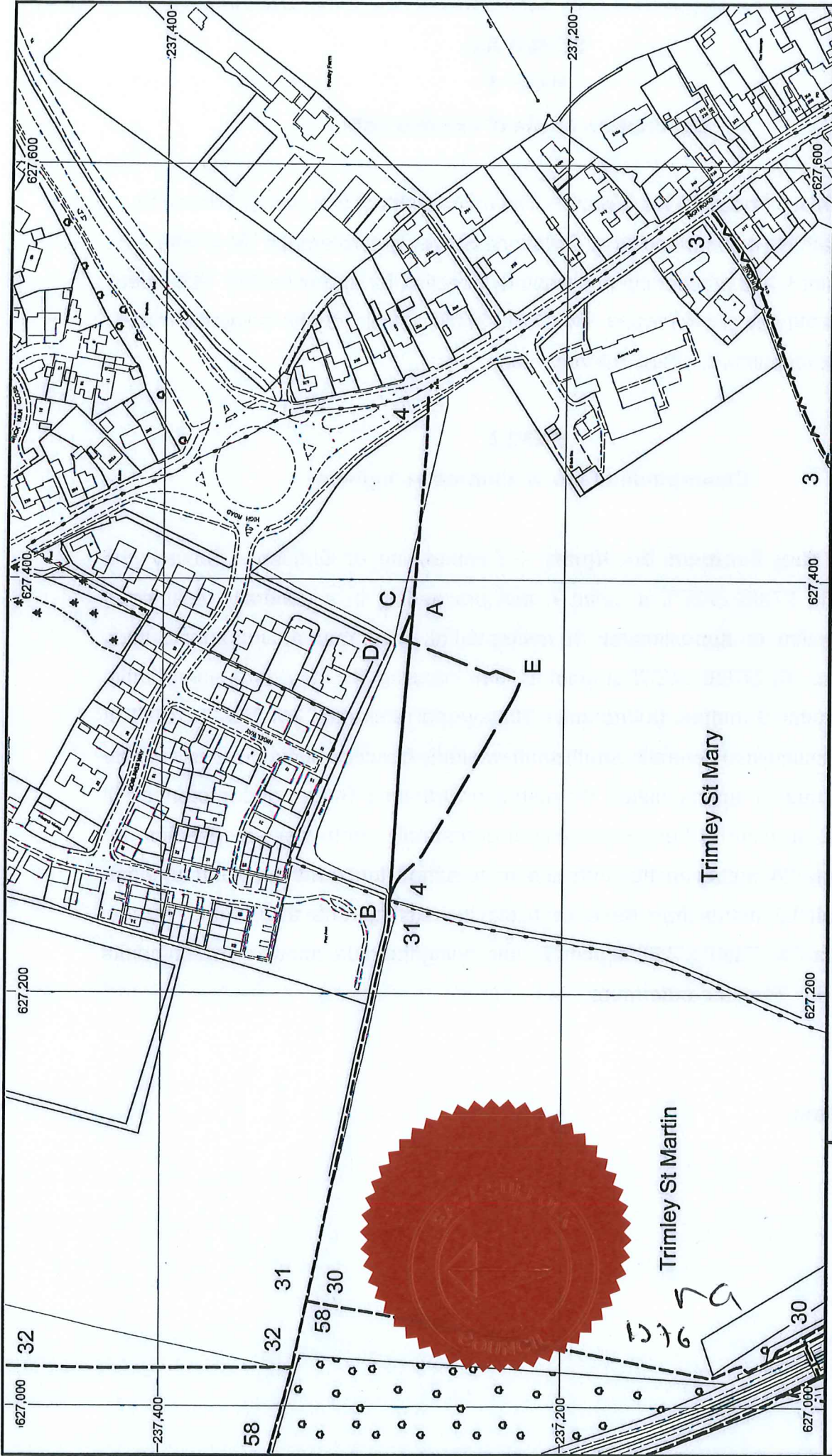
Trimley St Mary Footpath No 4(part) – The entire width of that part of Trimley St Mary Footpath No 4 commencing at Ordnance Survey grid reference TM 27389 37275 at point A and proceeding in a westerly direction for approximately 143 metres to Ordnance Survey grid reference TM 27246 37286 at point B; this being the route shown between points A – B on the order map.

PART 2

Description of site of alternative highway

Trimley St Mary Footpath No 4(part) – Commencing at Ordnance Survey grid reference TM 27389 37275 at point A and proceeding in a generally west north westerly direction for approximately 10 metres to the spine road at Ordnance Survey grid reference TM 27380 37278 at point C; then crossing the road on a speed table for approximately 9 metres to Ordnance Survey grid reference TM 27372 37281 at point D; continuing in a generally south south westerly direction along the western side of the spine road for approximately 64 metres to Ordnance Survey grid reference TM 27351 37222 at point E; then proceeding in a generally north westerly direction for approximately 124 metres on the north side of the school fence with the southern edge of the footpath 0.5 metres from the fence to join the existing route at Ordnance Survey grid reference TM 27246 37286 at point B ; this being the route shown between points A – C – D – E – B on the order map.

Width: 3 metres



MAP REFERRED TO IN THE EAST SUFFOLK COUNCIL (TRIMLEY ST MARY FOOTPATH NO 4(PART)) PUBLIC PATH DIVERSION ORDER 2024

Scale: 1:2,500 at A4

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



EASTSUFFOLK COUNCIL

DRAWN BY: LH DATE: 07/05/2024 File reference: Final Order Map Ordnance Survey MasterMap, Crown Copyright. All rights reserved. Suffolk County Council Licence No. 100023395 - 2024