

UTTLESFORD DISTRICT COUNCIL

**PUBLIC PATH DIVERSION ORDER 2024
FOOTPATH 13 ELSENHAM**

**IN
THE DISTRICT OF UTTLESFORD**

**TOWN & COUNTRY PLANNING ACT 1990 - SECTION 257
PUBLIC PATH DIVERSION ORDER**

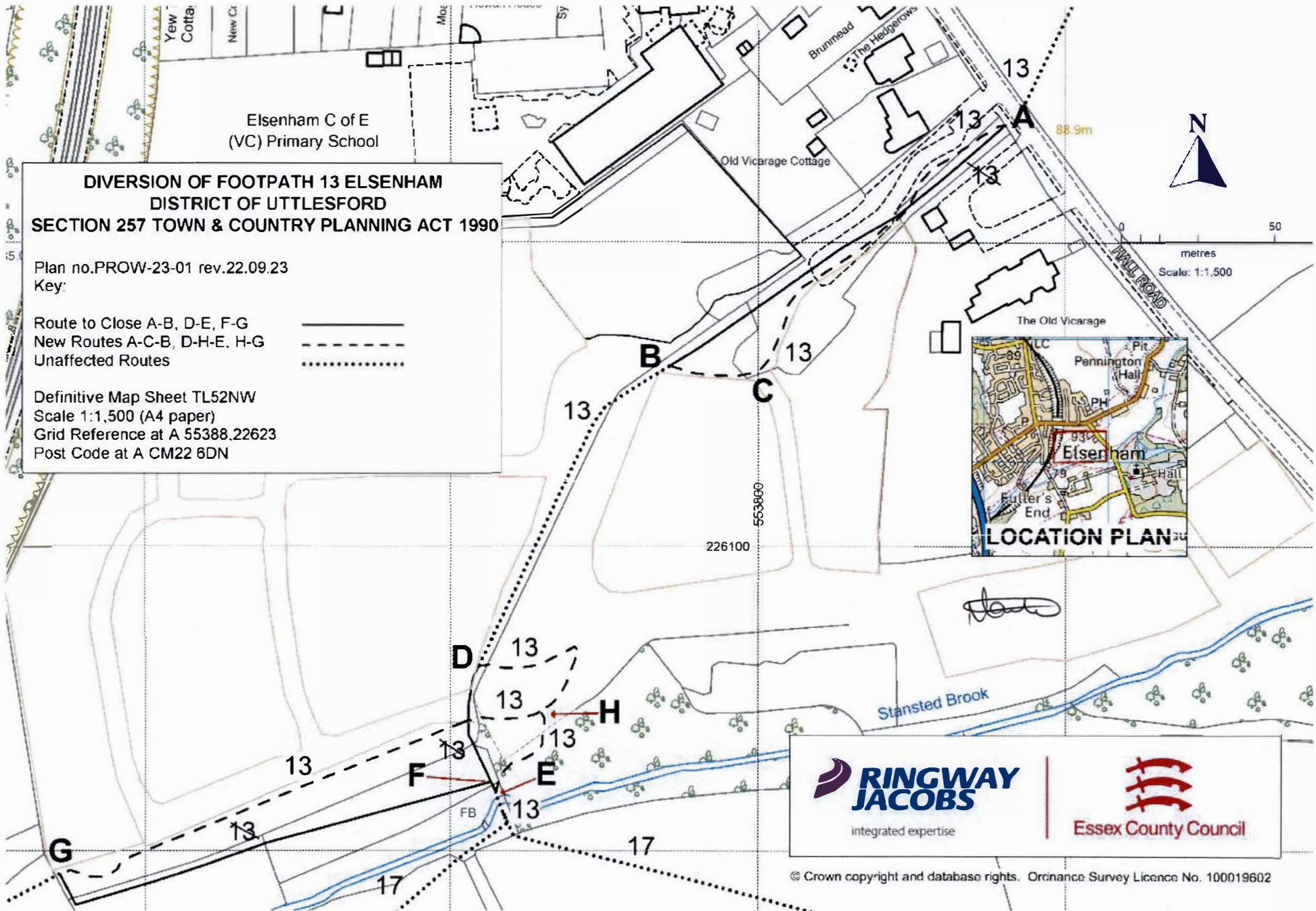
UTTLESFORD DISTRICT COUNCIL
TOWN & COUNTRY PLANNING ACT 1990 - SECTION 257
PUBLIC PATH DIVERSION ORDER
FOOTPATH 13 ELSENHAM

This Order is made by UTTLESFORD DISTRICT COUNCIL (“the authority”) under section 257 of the Town & Country Planning Act 1990 (“the 1990 Act”) because it is satisfied that it is necessary to divert part of the footpaths 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 by Uttlesford District Council namely: UTT/19/0462/FUL Full planning application approved 27 July 2022 comprising a residential development for 130 dwellings (including affordable housing); the provision of open space; play areas; car parking; new pedestrian linkages; landscaping and ancillary works, with access off Hall Road, and the change of use of 0.371ha of agricultural land for educational use. Land West Of Hall Road Elsenham Essex.

BY THIS ORDER:

1. The public rights of way over the land situated at Land west of Hall Road, Elsenham, known as Footpath 13 Elsenham in the District of Uttlesford and shown by a bold continuous black line on the Order Map (PROW-23-01 rev.22.09.23) contained in this Order and described in Part 1 of the Schedule to this Order shall be diverted as provided below.

2. There shall be created to the reasonable satisfaction of Essex County 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.

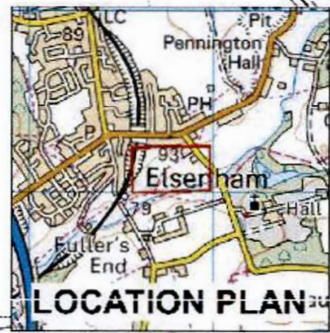


**DIVERSION OF FOOTPATH 13 ELSENHAM
DISTRICT OF UTTLESFORD
SECTION 257 TOWN & COUNTRY PLANNING ACT 1990**

Plan no. PROW-23-01 rev. 22.09.23
Key:

Route to Close A-B, D-E, F-G ————
 New Routes A-C-B, D-H-E, H-G - - - - -
 Unaffected Routes ·······

Definitive Map Sheet TL52NW
 Scale 1:1,500 (A4 paper)
 Grid Reference at A 55388.22623
 Post Code at A CM22 6DN





integrated expertise



Essex County Council

3. The diversion of the footpath shall have effect on the date on which Essex County Council certify that the terms of Article 2 above have been complied with.

4. The following works shall be carried out in relation to the highways described in Part 2 of the Schedule:

a) The proposed footpaths shall comprise a clear level surface of 2 metres in width

b) The proposed new routes shall be signed where appropriate with way-markers in order to show the direction and route of the path

5. Vistry Homes (Eastern) are hereby required to pay the full costs of seeking the diversion Order; this to include costs of advertising and administration, accommodation costs for any resulting hearing or inquiry, and the removal or abandonment of any apparatus, including the cost of providing any telecom apparatus rendered useless under, in, on, over, along or across the path to be stopped up.

6. Where immediately before the date on which part of the footpath is diverted, there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying out their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

[PART 1]

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A part length of Footpath 13 Elsenham shown by a bold black continuous line on the Order Map starting from point **A** at grid reference 55388,22623 where it connects to Hall Road running in a south westerly direction for a distance of approximately 135 metres alongside an access road and then at a field edge to point **B** at grid reference 55377,22615 located by a line of trees where it continues unaffected. A further section of Footpath 13 starting at point **D** at grid reference 55370,22606 located above a proposed play area running in first a southerly then south easterly direction for a distance of approximately 43 metres between fields to point **E** at grid reference 55371,22601 located beneath the proposed play area where it continues unaffected. A final section of Footpath 13 starting from point **F** at grid reference 55371,22602 located approximately 4 metres north of the aforementioned point **E** running in a south easterly then north easterly direction across a field for a distance of approximately 152 metres across a field to point **G** at grid reference 55371,22599 located at a field boundary where it continues unaffected.

[PART 1]

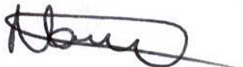
DESCRIPTION OF SITE OF NEW PATH OR WAY

A Footpath being 2 metres in width shown by a bold black dashed line on the Order Map commencing at the aforementioned point **A** running in a south westerly direction for a distance of approximately 116 metres around the boundary of the development to point **C** at grid reference 55379,22615 where it continues in a westerly direction for a distance of approximately 30 metres to the aforementioned point **B** where it continues unaffected. A further section of Footpath 13 starting at the aforementioned point **D** running in a generally easterly then generally southerly direction for a distance of approximately 56

metres around a proposed play area to point **H** at grid reference 55372,22604 where it continues in a southerly then south westerly direction for a distance of approximately 35 metres around the proposed play area to the aforementioned point **E** where it continues unaffected. A final section of Footpath 13 starting at the aforementioned point **H** running in a generally south westerly direction for a distance of approximately 169 metres along a field edge to the aforementioned point **G** where it continues unaffected.

Given under the Common Seal of the **UTTLESFORD DISTRICT COUNCIL** this 9th day of January 2024

The common seal of the)
UTTLESFORD DISTRICT COUNCIL)
was hereunto affixed in the)
presence of:-)



Dated: 9th day of January 2024

PUBLIC PATH DIVERSION ORDER

**TOWN & COUNTRY PLANNING ACT
1990 Section 257**

Footpath 13 Elsenham
District of Uttlesford

**UTTLESFORD DISTRICT COUNCIL
London Road,
Saffron Walden,
CB11 4ER**