

PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990: SECTION 257
The Stroud District Council Footpath CCA28 Box Road, Cam
Section 257 Diversion Order 2023

1. **IN THIS ORDER** the following expressions shall have the following meanings attributed to them:
 - 1.1 “**Applicant**” means Vistry Cotswolds of Cleeve Hall, Cheltenham Road, Bishops Cleeve, Gloucestershire who has applied for this Order to be made;
 - 1.2 “**Certificate of Completion**” means confirmation in writing provided by the Highway Authority certifying that it is satisfied that the Works have been properly carried out at the cost of the Applicant;
 - 1.3 “**Consent**” means the planning permission granted on the 22 October 2021 in respect of reference number S.21/0971/REM for the carrying out of the Development;
 - 1.4 “**Development**” means the construction of 97 dwelling at Parcel H2, Box Road, Cam, Gloucestershire;
 - 1.5 “**Footpath**” means public footpath, Footpath CCA28;
 - 1.6 “**Highway Authority**” means Gloucestershire County Council of Shire Hall, Westgate Street, Gloucester GL1 2TG
 - 1.7 “**New Route**” means the route shown by a broken black line between points A – V – W – X – Y – Z as marked on the attached plan and described in Part II of the Schedule to this Order;
 - 1.8 “**Original Section**” means that section of the Footpath shown by a solid black line between points A – B as marked on the attached plan and described in Part I of the Schedule to this Order;
 - 1.9 “**Works**” means the works for the purpose of creating a right of way over the New Route as specified in Part III of the Schedule to this Order.

2. **THIS ORDER IS MADE** by Stroud District Council under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert the Footpath in order to enable the Development to be carried out in accordance with the Consent granted under Part III of the Town and Country Planning Act 1990.

3. **BY THIS ORDER:**
 - 3.1 The Original Section shall be diverted as provided below;

- 3.2 There shall be created to the reasonable satisfaction of Gloucestershire 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 a broken black line on the attached plan;
 - 3.3 The diversion of the footpath shall take effect from the date of issue of the Certificate of Completion for the Works; and,
 - 3.4 The Works shall be carried out at the cost of the Applicant;
 - 3.5 Where immediately before the date on which this order comes into effect there is apparatus in, on, over, under, along or across the Original Section belonging to statutory undertakers for the purpose of carrying on their undertaking, those undertakers shall continue to have the same rights in respect of that apparatus as they then had.
4. **THIS ORDER SHALL COME INTO FORCE** on the date of issue of the Certificate of Completion for the Works and may be cited as the "Stroud District Council Footpath CCA28 Box Road, Cam Section 257 Diversion Order 2023".

SCHEDULE

PART I

Description of the Original Section

The section of Footpath situated between points A (OS Grid Reference ("OSGR") SO 75130 01663) and B (OSGR SO 75005 01306) marked on the attached plan with a solid black line which measures approximately 383 metres long and unknown width.

PART II

Description of New Route

The route shown by a broken black line on the attached plan situated between points A (OSGR SO 75130 01663), where it heads west 14 metres to point V (OSGR SO 75117 01669), there it heads south approximately 29 metres to point W (OSGR SO 75103 01645), where it heads east approximately 24 metres to point X (OSGR SO 75131 01623), where it heads south approximately 261 metres to point Y (OSGR 75018 01395) and then heads south approximately 92 metres to point Z (OSGR 75009 01305). The path measures approximately 3 metres wide except between Y and Z where it is 1.5 m wide.

PART III

Description of the Works

The Footpath is to be on tarmac between points A to Y and mown grass from points Y to Z.

The Order is made this

17

day of

October 2023

THE COMMON SEAL of the)

STROUD DISTRICT COUNCIL)

was hereunto affixed in the presence of:)

Alice McAlpine


Authorised Signatory

Alice McAlpine


Principal Lawyer





Key:


Footpath proposed to be stopped up 


Proposed new footpath 


Points A-V: 14m long 

Points V-W: 29m long 

Points W-X: 3m wide x 24m long 

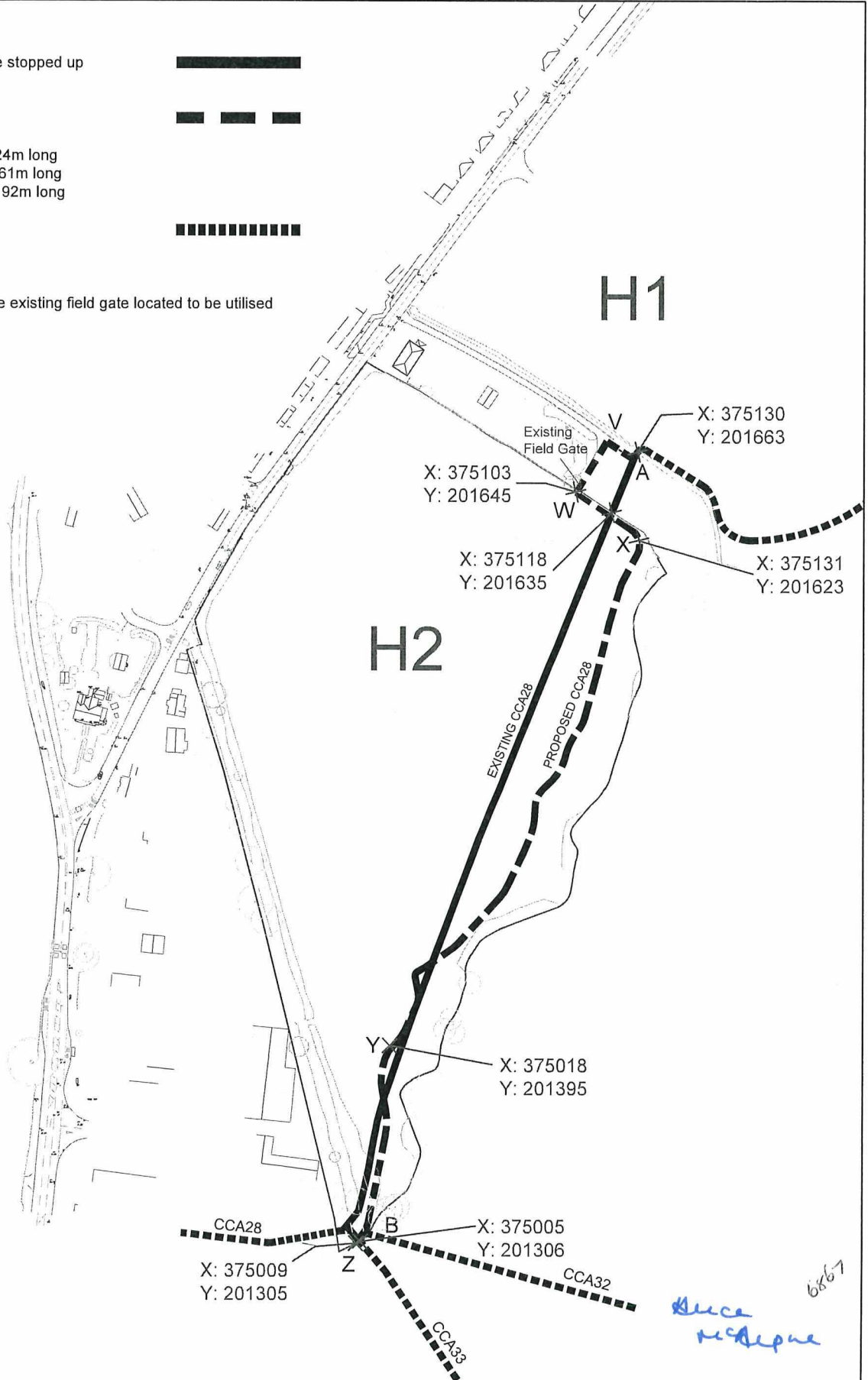
Points X-Y: 3m wide x 261m long 

Points Y-Z: 1.5m wide x 92m long 

Unaffected footpath 

Notes:

Point W - 3m wide where existing field gate located to be utilised



Rev A - Topo, survey lines removed.
 Additional point added at 'X' inc.
 co-ordinates. Distances updated on
 key. Note added to key re Parcel H1.
 03.10.22
 Rev B - Route through H1 changed to
 Cyan and note updated to suit.

Site:
 Drawing Number:
 Drawing Title:
 Scale:

Parcel H2, Millfields, Off Box Road, Cam
 0178-2-PPRoW rev D
 Proposed PRoW Diversion CCA28
 1,2500 @ A4

Vistry Group

