

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990: SECTION 257

The Stroud District Council Footpath MST2 Grove Lane, Stonehouse

Section 257 Diversion Order 2022

1. **IN THIS ORDER** the following expressions shall have the following meanings attributed to them:

- 1.1 **"Applicant"** means Robert Hitchins Limited of The Manor, Boddington, Cheltenham, 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 6th May 2022 in respect of reference number S.21/2759/REM for the carrying out of the Development;
- 1.4 **"Development"** means the construction of employment development at Parcel E4, land west of Stonehouse, Grove Lane, Stonehouse;
- 1.5 **"Footpath"** means public footpath, Footpath MST2;
- 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 blue line between points C and D 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 red line between points A and 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 for herein;

- 3.2 The New Route shall be created as an alternative public right of way for use as a replacement for the Original Section, subject to the issue of the Certificate of Completion;
 - 3.3 The Works shall be carried out at the cost of the Applicant;
 - 3.4 The diversion of the Original Section shall take effect from the date of issue of the Certificate of Completion for the Works; and,
 - 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 MST2 Grove Lane, Stonehouse Section 257 Diversion Order 2022".

SCHEDULE

PART I

Description of the Original Section

The section of Footpath situated between points A (OS Grid Reference 380023, 206257) and B (OS Grid Reference 380128, 206382) marked on the attached plan with a solid red line which measures approximately 170 metres long and unknown width.

PART II

Description of New Route

The route shown by a broken blue line on the attached plan situated between points C (OS Grid Reference 380023, 206257) and D (OS Grid Reference 380128, 206382) which measures approximately 170 metres in length and approximately 2 metres in width.

PART III

Description of the Works

The Footpath is to remain a grass track.

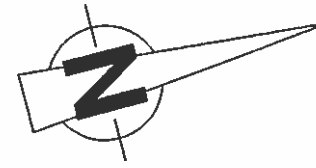
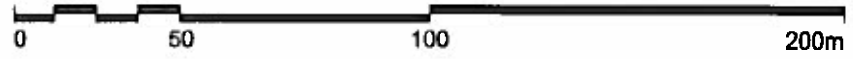
The Order is made this 13 day of July 2022

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

)
) 
)

~~Proper Officer~~
Authorised
Signatory





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Do Not scale off this drawing use only figured dimensions and report any discrepancies or omissions to the Architect immediately.

Rev: Date: Description:

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Project:
 PLOT E4
 STROUDWATER 13 BUSINESS PARK
 OLDENDS LANE
 STONEHOUSE

Client:

Robert Hitchins
 The Complete Development Solution

Drawing:
 PROW DIVERSION

Scale:	Date:
1/2500 @ A4	MAY 22
Author:	Checked:
B.T.M	
Drawing Status:	Revised:
PLANNING	
Drawing Number:	
8862 / PL22	

- Existing alignment of ProW
- - - Proposed alignment of ProW

