

NOTICE OF ORDER

TOWN AND COUNTRY PLANNING ACT 1990

SECTION 257

Forest of Dean District Council
(Footpath DLH37) Public Footpath Diversion Order 2016

Notice is hereby given that the above referenced Order has been submitted to the Secretary of State for Environment, Food and Rural Affairs for determination. An Inspector will be appointed by the Secretary of State to determine the Order.

The **start date** for the above Order is **16 November 2016**.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case.

The effect of the Order, if confirmed without modifications, will be to stop up the public footpath described in Part I of the Schedule hereto and create an alternative footpath instead described in Part II of the Schedule hereto as shown on the Order map.

SCHEDULE PART 1

Description of site of existing path or way

The length of public footpath numbered DLH37 on the Definitive Map for the Parish of Longhope that commences north of its junction with Nupend Lane at a point marked D on the Order Plan at Ordnance Survey Grid Reference (OSGR) 368551/218853 in a northerly direction for 100.8 metres to a point marked A at (OSGR) 368558/218968 and being shown on the said Order Plan by a bold black line and having a width of 1.5 metres.

PART 2

Description of site of alternative highway

A length of public footpath that commences a point marked D on the Order Plan and extends in a northerly direction for 68.3 metres to the point marked C at Ordnance Survey Grid Reference (OSGR) 368543/218932 and then in a north easterly direction for 18.4 metres to the point marked B Ordnance Survey Grid Reference (OSGR) 368565/218948 and then in a north easterly direction for 14.1 metres to the point marked A and being shown on the said Order Plan by bold black dashes and having a minimum width of 2 metres.

Any queries relating to this Order should be referred to Helen Sparks at The Planning Inspectorate, Rights of Way Section, Room 3/G Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5646. Email: helen.sparks@pins.gsi.gov.uk
Please quote reference number FPS/P1615/5/7 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by appointment at the Council offices, High Street, Coleford, Gloucestershire, GL16 8HG. To arrange a viewing, please contact Mrs Helen Blundell on Telephone Number 01594 812511.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 30 November 2016]

The Order Making Authority must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send a copy (excluding copies of any supporting documents - these will be available to view at the Authority's offices) to everyone who has made an objection or representation, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 11 January 2017]

Everyone who has made an objection or representation or any other written representation must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send full copies to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) will also be sent to the applicant, every person who has made an objection or representation and any other person who has written to us in respect of the Order.

Within the same period the applicant (if applicable) must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, Secretary of State will send a full copy to the Authority. Copies will also be sent to everyone who has made an objection or representation and any other person who has written to us in respect of the Order (excluding copies of any supporting documents - these will be available to view at the Authority's offices).

Within 14 weeks of the start date [by 22 February 2017]

Everyone who has made an objection or representation, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure that their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of these comments to everyone else.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order must do so in line with the timetable set out above.

In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received on time. Late documents will be returned.

We cannot accept any libellous, racist or abusive comments. Any documents containing such comments will be returned.

Notice of order for w/r

PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257
FOREST OF DEAN DISTRICT COUNCIL
(FOOTPATH DLH37)
PUBLIC FOOTPATH DIVERSION ORDER 2016

This order is made by Forest of Dean 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 to which the 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 P1888/14/FUL Land West of The Wend, Longhope

BY THIS ORDER:

1. The footpath over the land shown by a bold black line on the attached map 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 Forest of Dean District Council an alternative highway for use as a replacement of the said footpath as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.
3. The footpath described in article 2 and Part 2 of the Schedule to this order shall be created to the reasonable satisfaction of Gloucestershire County Council by the creation of a footpath with a grass surface and being 14.1 metres in length and a minimum of 2 metres wide between the points marked A and B, a footpath with a tarmac surface and being 18.4 metres in length and a minimum of 2 metres wide between the points marked B and C and a footpath with a grass surface and being 68.3 metres in length and a minimum of 2 metres wide between the points marked C and D on the said Order Plan.
4. Where immediately before the date on which the footpath is diverted 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.
5. This order shall come into force on the date on which notice that it has been confirmed is first published in accordance with Part II of Schedule 14 to the TCPA 1990 or the date on which the Council has certified that the terms of article 2 of this order have been complied with, whichever is the later.

SCHEDULE

PART 1

Description of site of existing path or way

The length of public footpath numbered DLH37 on the Definitive Map for the Parish of Longhope that commences north of its junction with Nupend Lane at a point marked D on the Order Plan annexed hereto at Ordnance Survey Grid Reference (OSGR) 368551/218853 in a northerly direction for 100.8 metres to a point marked A at (OSGR) 368558/218968 and being shown on the said Order Plan by a bold black line and having a width of 1.5 metres.

PART 2

Description of site of alternative highway

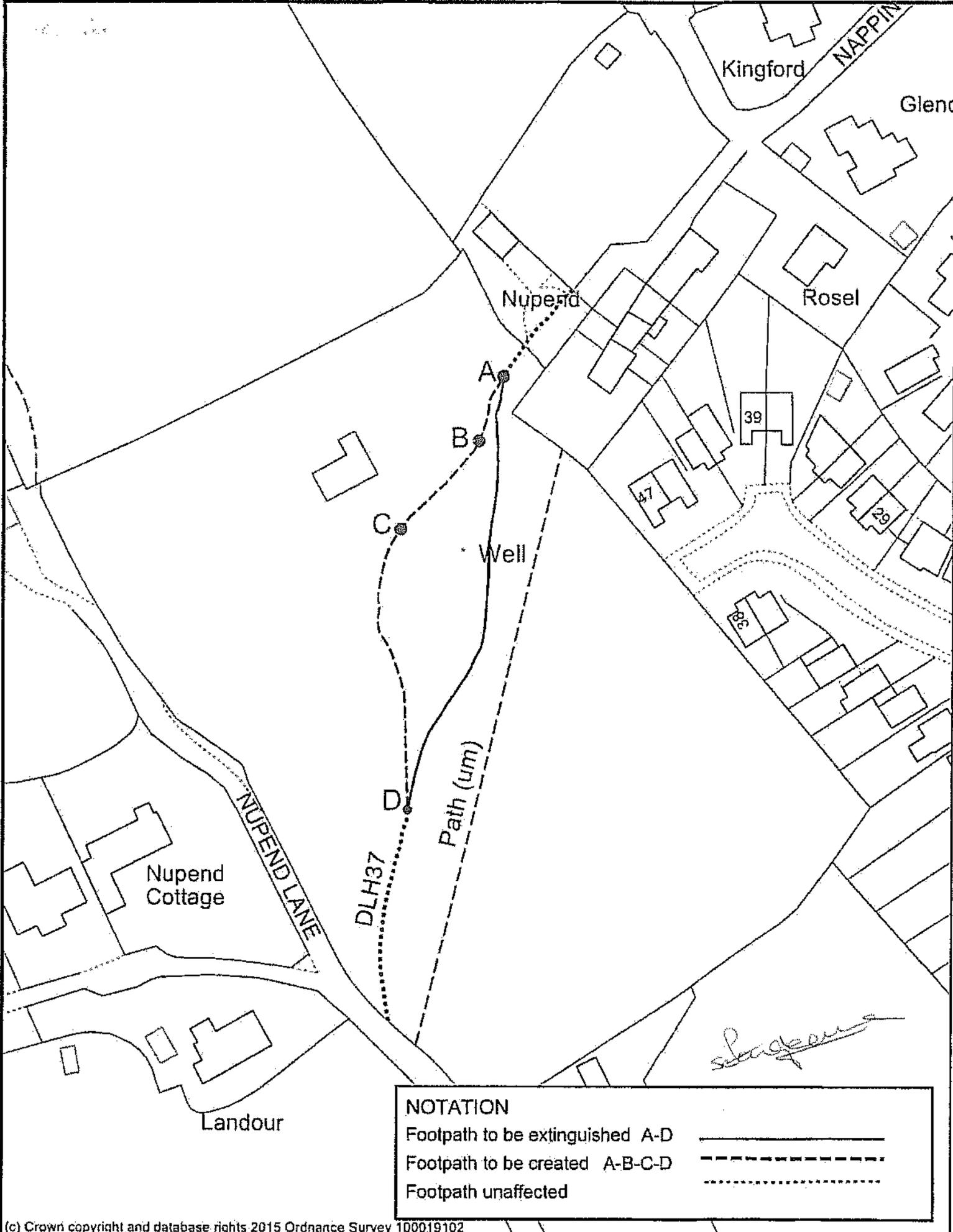
A length of public footpath that commences a point marked D on the Order Plan and extends in a northerly direction for 68.3 metres to the point marked C at Ordnance Survey Grid Reference (OSGR) 368543/218932 and then in a north easterly direction for 18.4 metres to the point marked B at Ordnance Survey Grid Reference (OSGR) 368565/218948 and then in a north easterly direction for 14.1 metres to the point marked A and being shown on the said Order Plan by bold black dashes and having a minimum width of 2 metres.

Dated this 5th day of July, 2016
The COMMON SEAL of the
FOREST OF DEAN DISTRICT COUNCIL
was hereunto affixed in the presence of:





1927



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Public Footpath Diversion
Proposed Diversion of Public Footpath DLH37

Scale: 1:1000

27 January 2016

