

NOTICE OF ORDER

TOWN AND COUNTRY PLANNING ACT 1990

SECTION 257

Cambridge County Council

The Cambridge City Council (Part of Public Footpath No.117 Cambridge)
Public Path 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 **01 August 2017**

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 divert part of Public Footpath No. 117 Cambridge, starting at Ordnance Survey Grid Reference (OSGR) TL 45068 54770 then proceeding in a generally north-north-easterly direction to a point situated at (OSGR) TL 45093 55064 to a new line starting at Ordnance Survey Grid Reference (OSGR) TL 45068 54770 then proceeding in a generally north-north-easterly direction along a metalled surface along the rear garden boundary fences of Foster Road to a point situated at OSGR TL 45901 55064 as shown on the Order Map.

Any queries relating to this Order should be referred to Jean McEntee 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 5437. Email: jean.mcentee@pins.gsi.gov.uk. Please quote reference number ROW/3174315 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by appointment (tel 01223 715520) at Cambridge County Council, Highways Service, Box SH1313, Shire Hall, Castle Hill, Cambridge CB3 0AP during normal office hours.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date by 15 August 2017

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 26 September 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 07 November 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.

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

**The Cambridge City Council (Part of Public Footpath No.117 Cambridge)
Public Path Diversion Order 2016**

This Order is made by Cambridge City Council ("the authority") 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 planning consent references 15/0844/REM for Reserved matters application (access, appearance, landscaping, layout and scale) pursuant to outline planning permission 07/0620/OUT for the development of 251 mixed tenure dwellings including 40% affordable housing, 967 sq.m of retail floor space, public open space, drainage and associated infrastructure on Parcels 8A and 8B of the Clay Farm development site and 14/1201/REM for The approval of access, appearance, landscaping, layout and scale of the site (the reserved matters) pursuant to the outline planning permission 07/0620/OUT for Parcel 21 of the Clay Farm site for the development of 208 residential dwelling (including affordable housing) and 540sqm of A1, A2 and A5 uses, plus associated open space, infrastructure and car parking.

BY THIS ORDER: -

1. The public footpath over the land shown by a bold continuous 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 Cambridgeshire County Council (The Highway Authority) 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.
3. The diversion of the footpath shall have effect on the date on which Cambridgeshire 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 highway described in Part 2 of the Schedule: The footpath constructed to the agreed specifications contained within Cambridgeshire County Council Housing Estate Road Construction Specification.
5. 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.

SCHEDULE

PART 1 DESCRIPTION OF SITE OF EXISTING PATH OR WAY

Position of path as indicated on maps	Description of path or way	Length
A-B-C	Part of Public Footpath No. 117 Cambridge , starting at Ordnance Survey Grid Reference (OSGR) TL 45068 54770 (Order Map Point A) then proceeding in a generally north-north-easterly direction for a distance for 162 metres to (OSGR) TL 45084 54932 (Order Map Point B), then proceeding in an north-north-easterly direction for 133 metres to (OSGR) TL 45093 55064 (Order Map Point C).	295 metres

PART 2 DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAY

Position of path as indicated on maps	Description of path or way	Length	Width
A-D	Part of Public Footpath No. 117 Cambridge , starting at Ordnance Survey Grid Reference (OSGR) TL 45068 54770 (Order Map Point A) then proceeding in a generally north-north-easterly direction along a metalled surface along the rear garden boundary fences of Foster Road for a distance of 162 metres to OSGR TL 45080 54932 (Order Map Point D).	133 metres	2 metres
D-E	Part of Public Footpath No. 117 Cambridge , starting at Ordnance Survey Grid Reference (OSGR) TL 45080 54932 (Order Map Point D) then proceeding in a generally north-north-easterly direction along a metalled surface along the rear garden boundary fences of Foster Road for a distance of 133 metres to OSGR TL 45091 55064 (Order Map Point E).	162 metres	3 metres

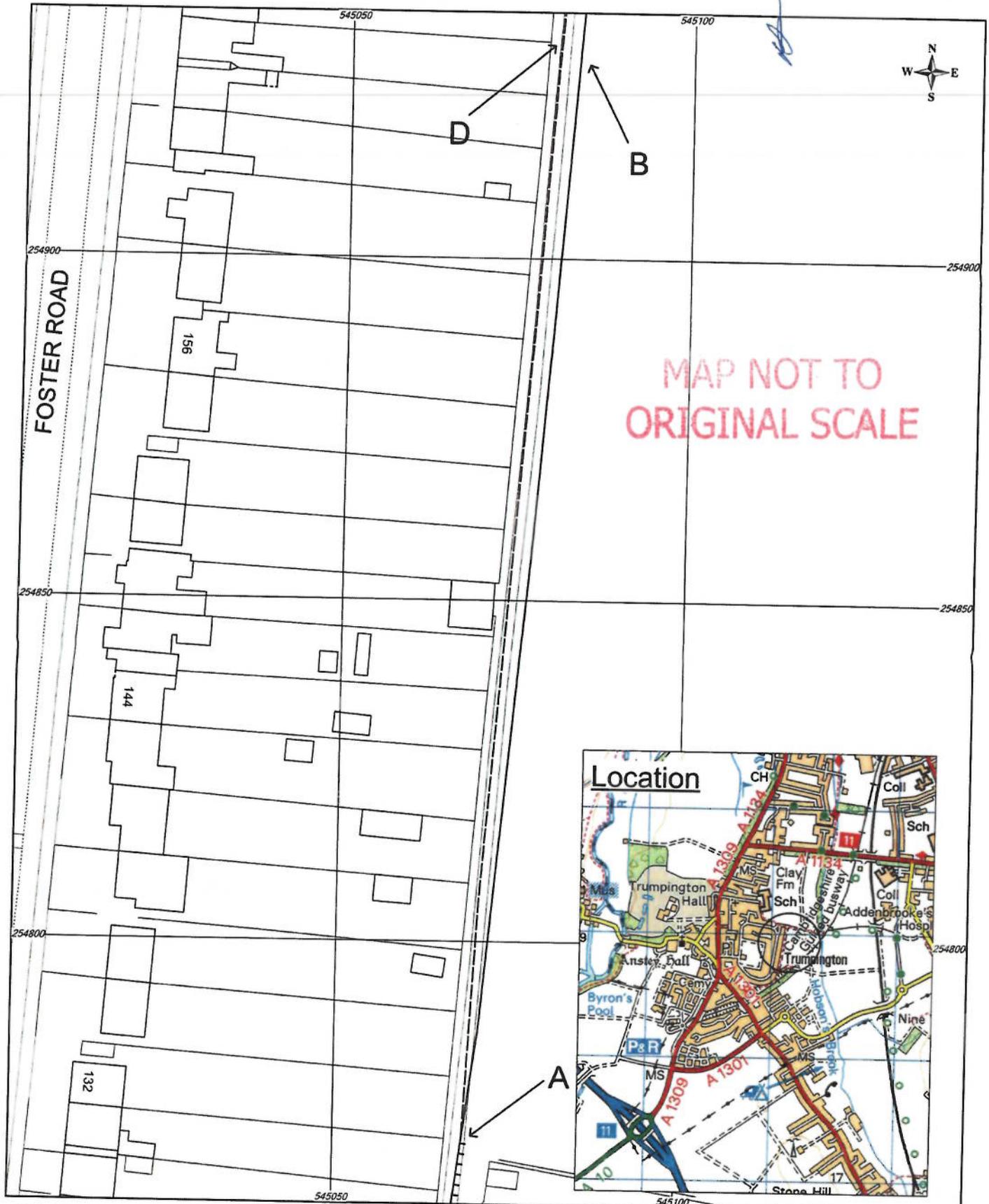
PART 3
SCHEDULE OF WORKS

Position of path as indicated on maps	Description of path or way
A-D	Full Footway construction in accordance with Cambridgeshire County Council Standard Development Specification as shown on Hills/PEP drawing 421313 – 100 Rev J and 421313 CSk109 Rev A
D-E	Full Footway construction in accordance with Cambridgeshire County Council Standard Development Specification as shown on AECOM drawing 8A_C_PL_144 rev P4

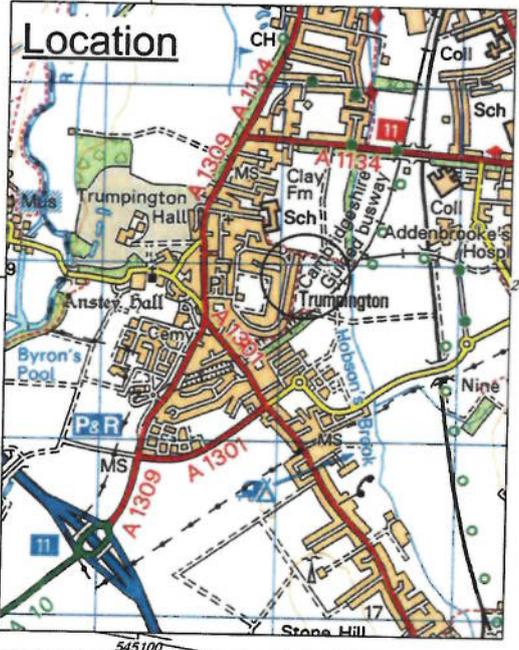
The COMMON SEAL of the said
CAMBRIDGE CITY COUNCIL
was hereunto affixed this
day of in the presence of :-



Diversion of Public Footpath No. 117 Cambridge (part)



MAP NOT TO ORIGINAL SCALE

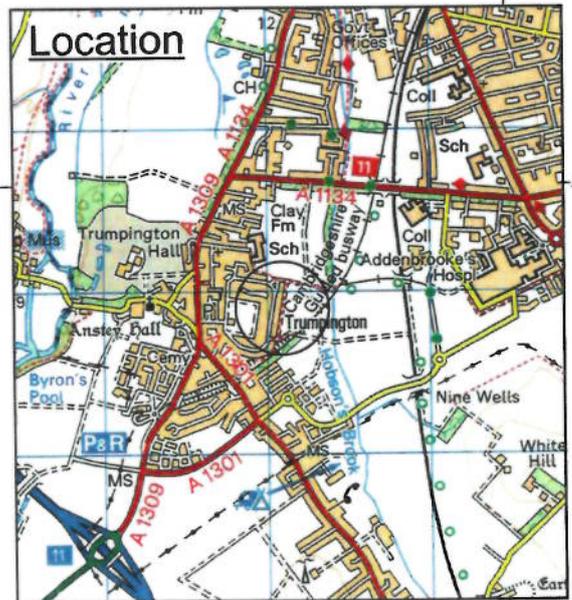


Scale: 1:500 (at A3)
Date: 29/04/2016

Key - Drawn from the Definitive Map

- Public Footpath to be stopped up
- New section of Public Footpath
- Unaffected Public Footpath

Diversion of Public Footpath No. 117 Cambridge (part)



Scale: 1:500 (at A3)
Date: 29/04/2016

Key - Drawn from the Definitive Map

Public Footpath to be stopped up	
New section of Public Footpath	
Unaffected Public Footpath	

Dated 26th October 2016

Town and Country Planning Act 1990

The Cambridge City Council
(Part of Public Footpath No.117 Cambridge)
Public Path Diversion Order 2016