

# **NOTICE OF ORDER TOWN AND COUNTRY PLANNING ACT 1990 – SECTION 257**

Northumberland County Council  
Parish of Felton (Public Footpath No 5) Diversion Order 2017 & Parish of  
Felton (Public Footpath No 5) Diversion Order 2017 (No 2)

Notice is hereby given that the above referenced Orders have 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 Orders.

The **start date** for the above Orders is **27 February 2018**.

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

The effect of the first Order, if confirmed without modifications, will be as follows:

## **Public Footpath No 5 (Parish of Felton)**

To extinguish the footpath, from a point marked A, on the C111 road, 80 metres north of number 1 Benlaw Grove, Felton, in a general northerly direction for a distance of 85 metres to a point marked B, 10 metres south of the access road to Moldshaugh, 160 metres north of number 1 Benlaw Grove.

To create a 1.5 metre wide footpath, from a point marked A, on the C111 road, 80 metres north of number 1 Benlaw Grove, Felton, in a northerly direction for a distance of 70 metres to a point marked C, then in a north-easterly direction for a distance of 30 metres, to a point marked B, 10 metres south of the access road to Moldshaugh, 160 metres north of number 1 Benlaw Grove.

The effect of the second Order, if confirmed without modifications, will be as follows:

## **Public Footpath No 5 (Parish of Felton)**

To extinguish the footpath, from a point marked A, on the C111 road, 80 metres north of number 1 Benlaw Grove, Felton, in a general northerly direction for a distance of 85 metres to a point marked B, 10 metres south of the access road to Mouldshaugh, 160 metres north of number 1 Benlaw Grove.

To create a 1.5 metre wide footpath, from a point marked A, on the C111 road, 80 metres north of number 1 Benlaw Grove, Felton, in a north-easterly direction for a distance of 33 metres to a point marked D, then in a north-westerly direction for a distance of 57 metres, to a point marked C, then in a north-easterly direction for a distance of 30 metres, to a point marked B, 10 metres south of the access road to Mouldshaugh, 160 metres north of number 1 Benlaw Grove.

Any queries relating to these Orders 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](mailto:helen.sparks@pins.gsi.gov.uk) Please quote reference numbers ROW/3185313 & ROW/3190553 on all correspondence.

Any person wishing to view the statements of case and other documents relating to these Orders may do so by appointment at the office of the Infrastructure Records Team, County Hall, Morpeth, Northumberland, NE61 2EF during normal office hours (9:00 – 5:00 pm Mondays to Thursdays and 9:00 – 4:30 Fridays). To arrange a viewing please contact Mr Alex Bell on Telephone Number 01670 624133 or by e-mail [alex.bell@northumberland.gov.uk](mailto:alex.bell@northumberland.gov.uk)

### **Timetable for sending in statements of case and comments**

#### **Within 2 weeks of the start date [by 13 March 2018]**

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 24 April 2018]**

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 Orders.

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 Orders (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 5 June 2018]**

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 Orders 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 Orders 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**

#### **Northumberland County Council**

#### **Parish of Felton (Public Footpath No 5) Diversion Order 2017**

This Order is made by Northumberland County 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 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 1990 Act, namely: 16/00138/FUL.

#### **By this Order:**

1. The footpath over the land shown by a bold continuous line on the map contained in this Order and described in Part 1 of the Schedule to this Order ('the Schedule') shall be stopped up as provided below.
2. There shall be created to the reasonable satisfaction of the Northumberland 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 bold dotted and dashed line on the map contained in this order.
3. The diversion of the footpath shall have effect on the date on which the Northumberland County Council certify that the terms of Article 2 (above) have been complied with.
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.

**Schedule**

**Part 1**

**Description of site of existing path or way**

**Public Footpath No 5 (Parish of Felton)**

From a point marked A, on the C111 road, 80 metres north of number 1 Benlaw Grove, Felton, in a general northerly direction for a distance of 85 metres to a point marked B, 10 metres south of the access road to Moldshaugh, 160 metres north of number 1 Benlaw Grove.

**Part 2**

**Description of site of new path or way**

**Public Footpath No 5 (Parish of Felton)**

As a 1.5 metre wide footpath, from a point marked A, on the C111 road, 80 metres north of number 1 Benlaw Grove, Felton, in a northerly direction for a distance of 70 metres to a point marked C, then in a north-easterly direction for a distance of 30 metres, to a point marked B, 10 metres south of the access road to Moldshaugh, 160 metres north of number 1 Benlaw Grove.

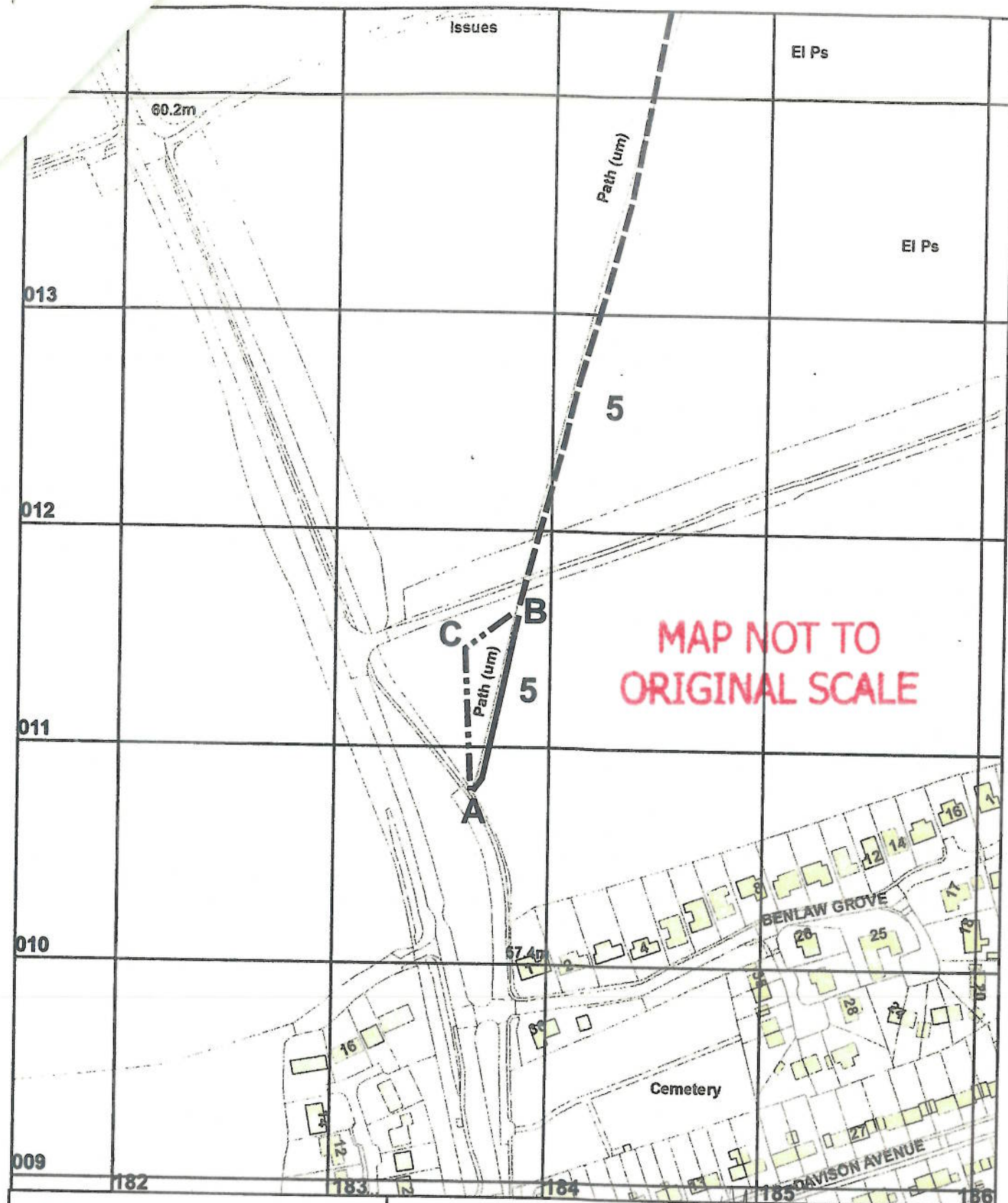
In witness whereof the Common Seal of the County Council was hereunto affixed  
this 11<sup>th</sup> day of January  
2017

The Common Seal of the County  
Council of Northumberland was  
hereunto affixed in the  
presence of:-



Duly Authorised Officer








# NORTHUMBERLAND

Northumberland County Council  
 Infrastructure  
 Local Services Group  
 County Hall Morpeth Northumberland  
 Telephone 0845 600 6400 NE61 2EF

## Public Rights of Way

-  Existing Public Footpath
-  Public Footpath to be closed
-  Public Footpath to be created

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Former District(s)  
**Alnwick**

Parish(es)  
**Felton**

Scale  
**1:2500**

Def. Map No.  
**96**

O.S. Map  
**NU 10 SE**

Date  
**December 2016**

## **Public Path Diversion Order**

### **Town and Country Planning Act 1990, Section 257**

#### **Northumberland County Council**

##### **Parish of Felton (Public Footpath No 5) Diversion Order 2017 (No 2)**

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#### **By this Order:**

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**Part 1**

**Description of site of existing path or way**

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**Part 2**

**Description of site of new path or way**

**Public Footpath No 5 (Parish of Felton)**

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In witness whereof the Common Seal of the County Council of Northumberland was hereunto affixed this 31<sup>st</sup> day of July 2017.

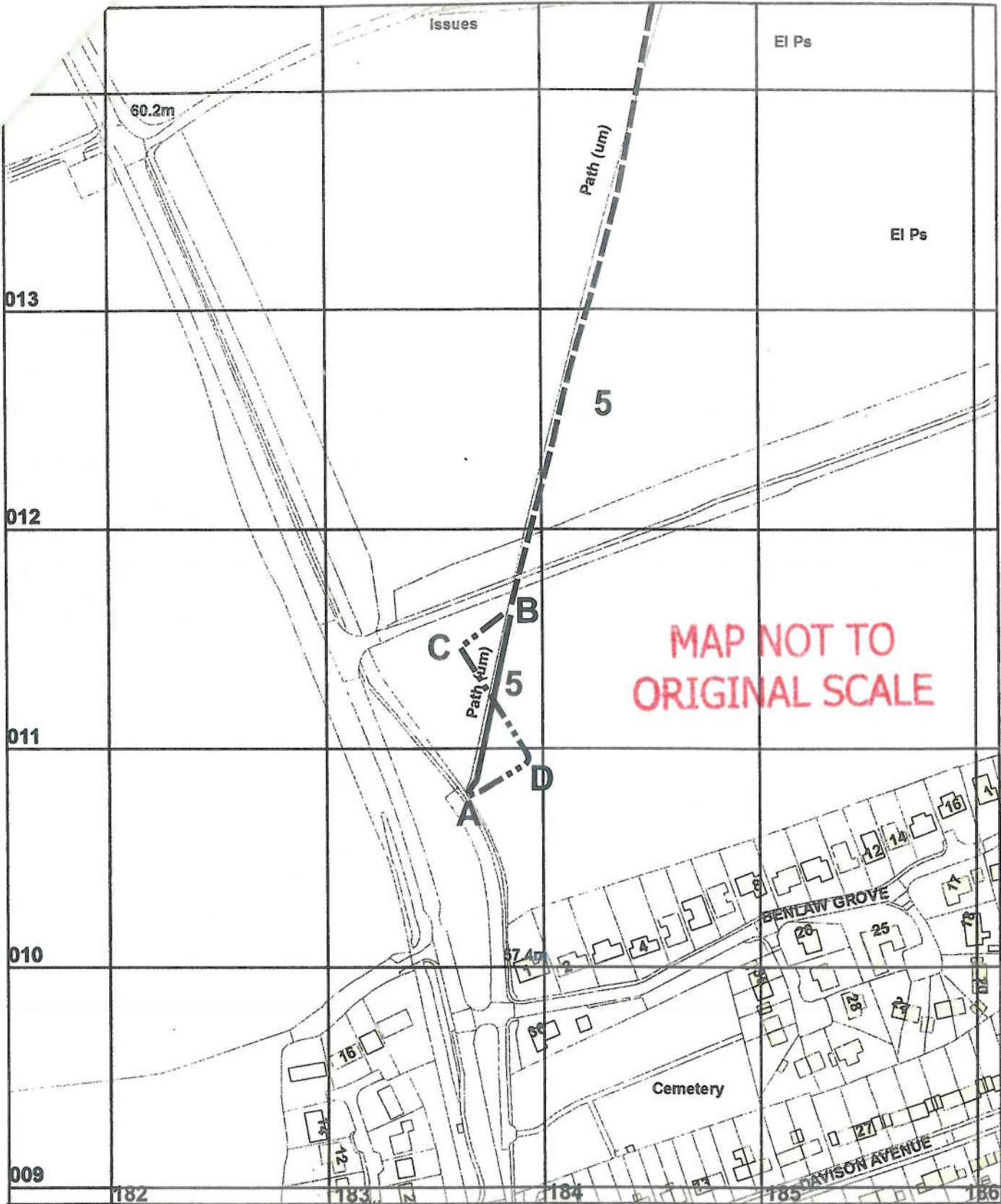
The Common Seal of Northumberland  
County Council was  
hereunto affixed in the  
presence of:-



Duly Authorised Officer






16653



# NORTHUMBERLAND

Northumberland County Council  
 Infrastructure  
 Local Services Group  
 County Hall Morpeth Northumberland  
 Telephone 0845 600 6400 NE61 2EF

## Public Rights of Way

-  Existing Public Footpath
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*Shuman*

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**Felton**  
 O.S. Map  
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 Date  
**July 2017**