

NOTICE OF ORDER HIGHWAYS ACT 1980 SECTION 119

Bedford Borough Council
(Turvey: Part of Footpath No. A5)
Public Path Diversion Order 2018

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 6 September 2018

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 that length of Public Footpath number A5 Turvey commencing from a point where it has a junction with that part of Footpath number A5 Turvey to be retained approximately 232 metres north-north-east of the Abbey Farm complex at Ordnance Survey Grid Reference (OSGR) SP 9503/5210 shown as Point A on the order map then running in a generally south-south-easterly then east-north-easterly direction for 580 metres to a point where it has a junction with that part of Public Bridleway number 5 Turvey to be retained approximately 360 metres south-south-east of the Abbey Farm complex at OSGR SP 9525/5165 shown as Point B on the order map to a line commencing from a point where it has a junction with that part of Footpath number A5 Turvey to be retained approximately 232 metres north-northeast of the Abbey Farm complex at OSGR SP 9503/5210 shown as Point A on the order map then running in a generally south-easterly then southerly direction for 532 metres to a point where it has a junction with that part of Public Bridleway number 5 Turvey to be retained approximately 355 metres east-south-east of the Abbey Farm complex at OSGR SP 9529/5174 shown as Point C 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/A Eagle 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/3207764 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 Bedford Borough Council, Main Reception Desk, Borough Hall, Cauldwell Street, Bedford MK42 9AP between the hours of 10:00 am and 4:00 pm on weekdays (Bank and Public Holidays excepted). Telephone: 01234 276791.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 20 September 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 1 November 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 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 13 December 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 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

HIGHWAYS ACT 1980

BEDFORD BOROUGH COUNCIL

BEDFORD BOROUGH COUNCIL (TURVEY: PART OF FOOTPATH No. A5) PUBLIC PATH DIVERSION ORDER 2018

THIS ORDER is made by the Bedford Borough Council ("the Authority") under Section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the Authority that in the interests of the owner of the land crossed by the footpath described in paragraph 1 of this Order it is expedient that the line of the footpath should be diverted.

Mrs Annette Richter, Abbey Farm, Turvey MK43 8DH has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and any expenses which are incurred in bringing the new site of the footpath into a fit condition for use by the public.

BY THIS ORDER

1. The public right of way over the land situated to the east of the Abbey Farm complex, Jacks Lane, Turvey in the parish of Turvey and shown by a bold continuous line between points A to B on the map attached to this Order and described in Part 1 of the Schedule to this Order shall be stopped up on the date on which Bedford Borough Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 of the Schedule to this Order into a fit condition for use by the public.
2. Notwithstanding paragraph 1 of this Order statutory undertakers shall have the same rights over the land referred to in paragraph 1 above, in respect of their apparatus under, in, upon, over, along or across the said land as they had immediately before the date of confirmation of this Order.
3. There shall at the end of 28 (twenty-eight) days from the date of confirmation of this Order be a public footpath over the land situated to the east and north-east of the Abbey Farm complex, Jacks Lane, Turvey in the parish of Turvey as described in Part 2 of the Schedule to this Order and shown by a bold broken line between points A to C on the map attached to this Order.
4. This Order may be cited as the, "Bedford Borough Council (Turvey: Part of Footpath No. A5) Public Path Diversion Order 2018".

In witness whereof
THE COMMON SEAL OF
THE BEDFORD BOROUGH COUNCIL

was hereunto affixed this 16th day of March 2018
in the presence of:



Craig Austin: Director of Environment



Barbara H Morris: Assistant Chief Executive
(Law and Governance) Solicitor to the Borough Council



I certify that this is a true copy of the Order
as it was when it was:

MADE BY
BEDFORD BOROUGH COUNCIL

Signed: M.J. Gibbons

Dated: 21st March 2018

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A length of Public Footpath number A5 Turvey commencing from a point where it has a junction with that part of Footpath number A5 Turvey to be retained approximately 232 metres north-north-east of the Abbey Farm complex at Ordnance Survey Grid Reference (OSGR) SP 9503/5210 shown as Point A on the attached map then running in a generally south-south-easterly then east-north-easterly direction for 580 metres to a point where it has a junction with that part of Public Bridleway number 5 Turvey to be retained approximately 360 metres south-south-east of the Abbey Farm complex at OSGR SP 9525/5165 shown as Point B on the attached map.

The Definitive Statement records no information in respect of the width for Footpath number A5 Turvey. For the avoidance of doubt it is intended to stop up the length of Public Footpath described above in its entirety.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A length of Public Footpath in the parish of Turvey commencing from a point where it has a junction with that part of Footpath number A5 Turvey to be retained approximately 232 metres north-north-east of the Abbey Farm complex at Ordnance Survey Grid Reference (OSGR) SP 9503/5210 shown as Point A on the attached map then running in a generally south-easterly then southerly direction for 532 metres to a point where it has a junction with that part of Public Bridleway number 5 Turvey to be retained approximately 355 metres east-south-east of the Abbey Farm complex at OSGR SP 9529/5174 shown as Point C on the attached map.

The Public Footpath described above shall have a width of 2.0 (two) metres throughout.

AUTHORITY FOR EXECUTION		
COUNCIL/COMMITTEE	MINUTE No.	DATE
DELEGATED POWER	By Whom Exercised	DATE
	Environment	
	OFFICERS INITIALS	DATE
ORIGINATED AND CHECKED BY	<i>[Signature]</i>	5/12/17
APPROVED BY	CP	23/2/18

I certify that this is a true copy of the Order as it was when it was:

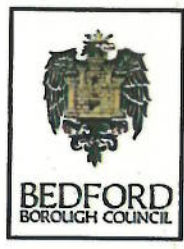
MADE BY
BEDFORD BOROUGH COUNCIL
 Signed: *M.J. Gibbons*
 Dated: *21st March 2018*

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Submission 0013

BEDFORD BOROUGH COUNCIL (TURVEY: PART OF FOOTPATH No. A5) PUBLIC PATH DIVERSION ORDER 2018

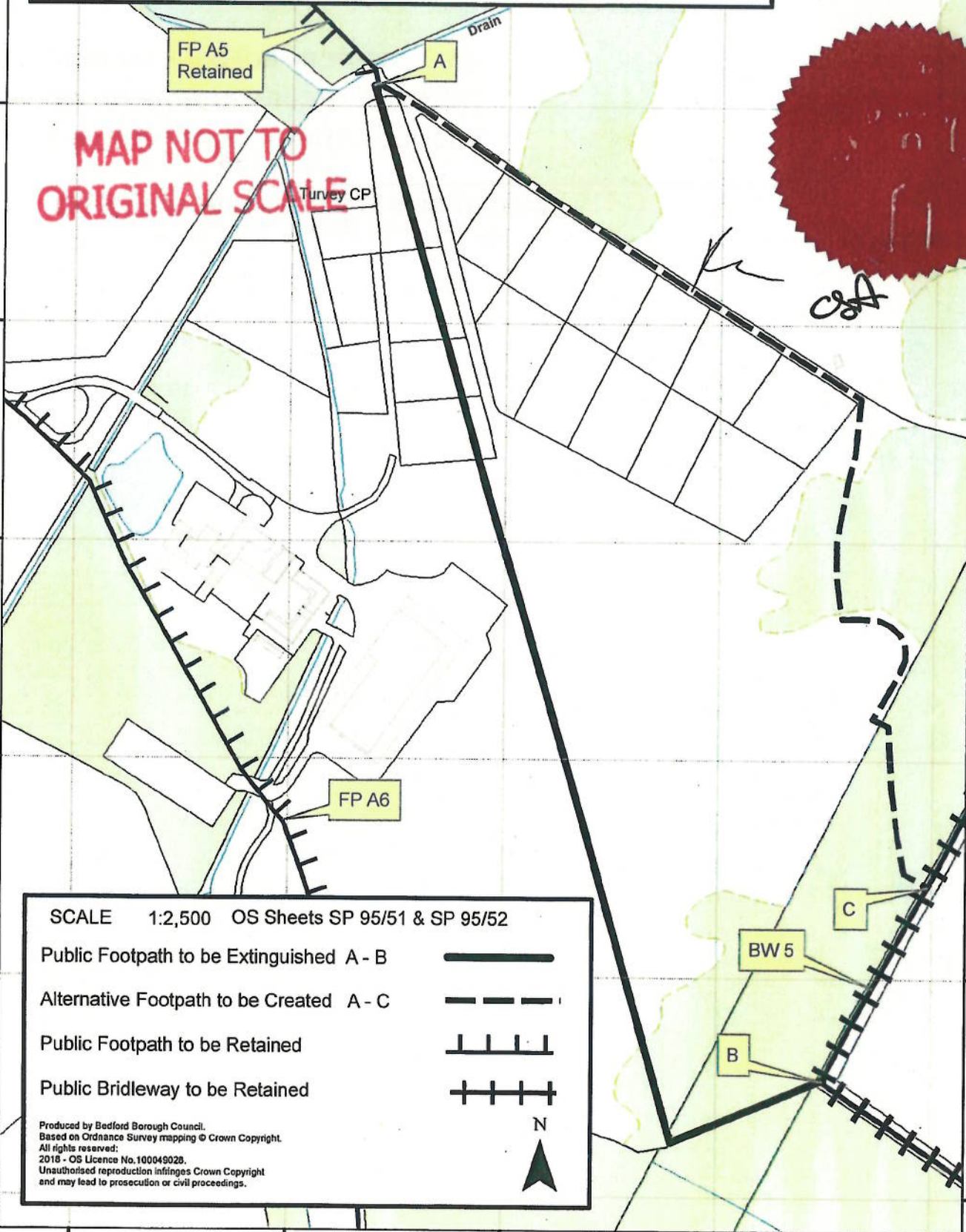
Case Reference: HAD 071 TUR Drawn by: AQ 28 February 2018
HA 1980 Section 119




MAP NOT TO ORIGINAL SCALE


252200
252100
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SCALE 1:2,500 OS Sheets SP 95/51 & SP 95/52


Public Footpath to be Extinguished A - B 

Alternative Footpath to be Created A - C 

Public Footpath to be Retained 

Public Bridleway to be Retained 

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HIGHWAYS ACT 1980

SECTION 119

BEDFORD BOROUGH COUNCIL

(TURVEY: PART OF FOOTPATH No. A5)

PUBLIC PATH DIVERSION ORDER 2018

MADE BY BEDFORD BOROUGH COUNCIL ON:

16TH MARCH 2018