

NOTICE OF ORDER

HIGHWAYS ACT 1980 Section 119

Bedford Borough Council
Bedford Borough Council (Kempston Rural: Part of Footpath No. 14)
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 12 March 2020.

Consideration of the Order will take the form of a hearing. **The Order will be determined following the exchange of written statements.**

The Hearing will be held at **Great Denham Community Hall, 8b Saxon Way, Bedford MK40 4GP on Wednesday 2 September 2020 at 10:00.**

The effect of the Order, if confirmed without modifications, will be to divert a length of Public Footpath number 14 Kempston Rural commencing from a point where it has a junction with that part of Footpath number 14 Kempston Rural to be retained approximately 118 metres north-north-east of the property "Ramsey Cottage" at Ordnance Survey Grid Reference (OSGR) TL 0062/4738 shown as Point A on the order map then running in a generally westerly and north-westerly direction for approximately 310 metres to a point where it has a junction with that part of Public Bridleway number 21 Kempston Rural to be retained approximately 22 metres east of the eastern margin of road number UC 65 "Tithe Road" at OSGR TL 0033/4746 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 14 Kempston Rural to be retained approximately 118 metres north-north-east of the property "Ramsey Cottage" at Ordnance Survey Grid Reference (OSGR) TL 0062/4738 shown as Point A on the order map then running in a generally north-north-westerly direction for 180 metres to a point where it has a junction with that part of Public Bridleway number 21 Kempston Rural to be retained approximately 217 metres east-north-east of the eastern margin of road number UC 65 "Tithe Road" at OSGR TL 0053/4754 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@planninginspectorate.gov.uk Please quote reference number ROW/3233972 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 10.0am and 4.00pm on weekdays (Bank and Public Holidays excepted). Telephone: 01234 228335

Timetable for sending in statements of case

Within 8 weeks of the start date [by 7 May 2020]

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, although 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 12 weeks of the start date [by 4 June 2020]

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Hearing must ensure their statement of case¹ 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 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 (excluding copies of any supporting documents - these will be available to view at the Authority's offices).

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, the 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).

All parties must keep to the timetable set out above and ensure that statements of case are received by the Secretary of State 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 hearing

¹ If you wish to make a legal submission, this should be submitted at the same time as your statement of case. Otherwise legal submissions will have to be submitted in writing on the day of the hearing.

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

BEDFORD BOROUGH COUNCIL

**BEDFORD BOROUGH COUNCIL (KEMPSTON RURAL: PART OF FOOTPATH No. 14)
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.

Caroline Gauntlette 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 fit condition for use by the public.

BY THIS ORDER:

1. The public right of way over the land situated at Ramsey Cottage in the Parish of Kempston Rural and shown by a bold continuous line between points A and B on the map attached to this Order and described in Part 1 of the Schedule to this Order shall be stopped up after 28 (twenty-eight) days from the date of confirmation of this order.
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, over, along or across the said land as they had immediately before the date of confirmation of this Order.
3. There shall be at the end of 14 (fourteen) days from the date of confirmation of this Order be a public footpath over the land situated north-east of Ramsey Cottage in the Parish of Kempston Rural as described in Part 2 of the Schedule to this Order and shown by a bold broken line between points A and C on the map attached to this order.
4. This order may be cited as the, "Bedford Borough Council (Kempston Rural: Part of Footpath No.14) Public Path Diversion Order 2018.

In witness whereof
THE COMMON SEAL OF
THE BEDFORD BOROUGH COUNCIL

Was hereunto affixed this 12th day of December 2018
In the presence of:



Authorised Signatory

BARBARA HELEN MORRIS
Assistant Chief Exec. (Law & Governance)
(Solicitor to the Council)



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A length of Public Footpath number 14 Kempston Rural commencing from a point where it has a junction with that part of Footpath number 14 Kempston Rural to be retained approximately 118 metres north-north-east of the property "Ramsey Cottage" at Ordnance Survey Grid Reference (OSGR) TL 0062/4738 shown as Point A on the attached map then running in a generally westerly and north-westerly direction for approximately 310 metres to a point where it has a junction with that part of Public Bridleway number 21 Kempston Rural to be retained approximately 22 metres east of the eastern margin of road number UC 65 "Tithe Road" at OSGR TL 0033/4746 shown as Point B on the attached map.

The Definitive Statement records a figure of 2.0 (two) metres in respect of the width for the part of Public Footpath number 14 Kempston Rural to be extinguished. For the avoidance of doubt it is intended to stop up the length of the Public Footpath described above in its entirety.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

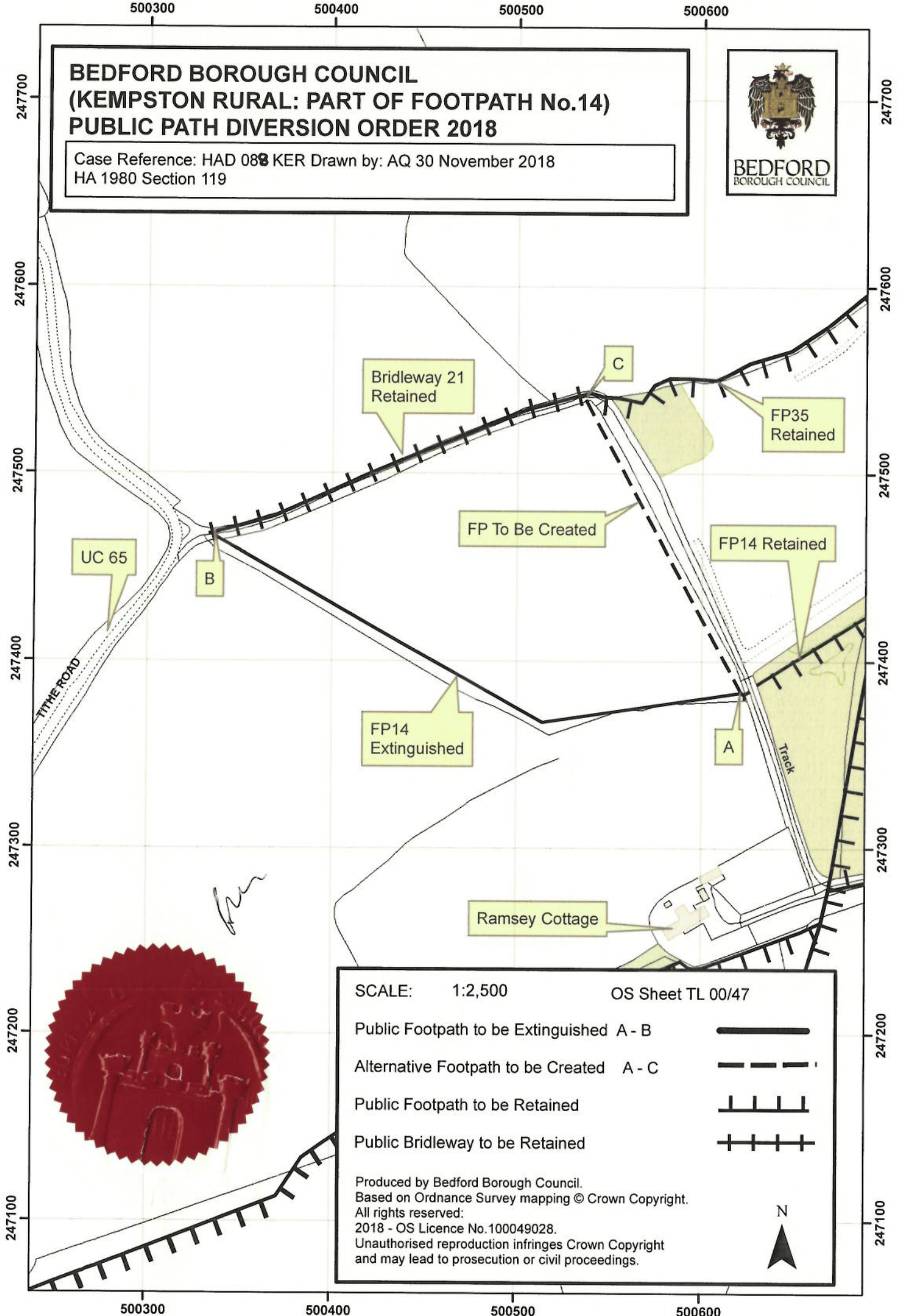
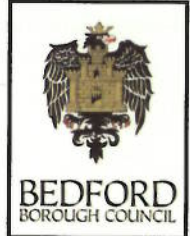
A length of Public Footpath in the Parish of Kempston Rural commencing from a point where it has a junction with that part of Footpath number 14 Kempston Rural to be retained approximately 118 metres north-north-east of the property "Ramsey Cottage" at Ordnance Survey Grid Reference (OSGR) TL 0062/4738 shown as Point A on the attached map then running in a generally north-north-westerly direction for 180 metres to a point where it has a junction with that part of Public Bridleway number 21 Kempston Rural to be retained approximately 217 metres east-north-east of the eastern margin of road number UC 65 "Tithe Road" at OSGR TL 0053/4754 shown as Point C on the attached map.

The new length of 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
TRANSPORT	C PETTIFER	22/11/2018
	OFFICERS INITIALS	DATE
ORIGINATED AND CHECKED BY	AQ	30/11/2018
APPROVED BY	MJG	05/12/2018

BEDFORD BOROUGH COUNCIL
(KEMPSTON RURAL: PART OF FOOTPATH No.14)
PUBLIC PATH DIVERSION ORDER 2018

Case Reference: HAD 088 KER Drawn by: AQ 30 November 2018
HA 1980 Section 119



SCALE: 1:2,500

OS Sheet TL 00/47

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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