

DATED

18th May

2021

PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990

THE DERBYSHIRE DALES DISTRICT COUNCIL
PUBLIC FOOTPATH NO. 12 (PART), HULLAND WARD

PUBLIC FOOTPATH DIVERSION ORDER 2021

TOWN HALL,
MATLOCK,
DERBYSHIRE.
DE4 3NN

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

DERBYSHIRE DALES DISTRICT COUNCIL (PUBLIC FOOTPATH NO. 12 (PART) HULLAND WARD)
PUBLIC PATH DIVERSION ORDER 2021

This order is made by Derbyshire Dales District 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 for the construction of one dwelling house with a detached garage and associated relocation of access on land to the rear of 4 Melville Close, Hulland Ward, Ashbourne, Derbyshire. DE6 3FY. (Planning Application no. 20/00888/FUL)

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 Derbyshire Dales District Council 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 Derbyshire Dales District Council certify that the terms of Article 2 have been complied with.
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule namely drainage works to provide a well-drained two metre wide unsurfaced footpath with a natural surface. At point D crushed stone shall be laid on the surface of the path for a distance of 3 metres.
5. Mr. B. Thraves is hereby required to pay the cost of carrying out the said works.
6. 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

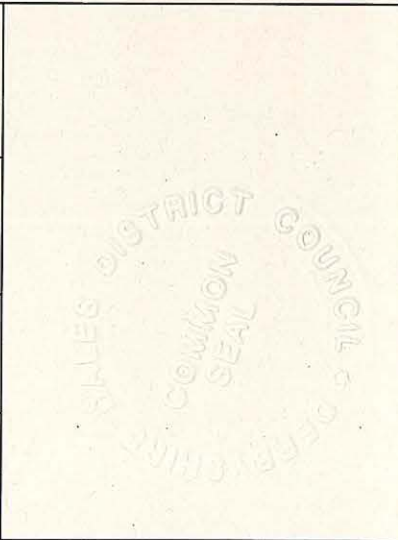
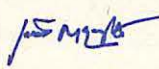
Description of Existing Path or Way

That length and the whole width of public footpath no. 12, Hulland Ward, running from point A, at OS grid reference SK 25689 47407, in an easterly direction for 10 metres to point B, OS grid reference SK 25699 47406, then continuing in a north-easterly direction for 31 metres to point C, the junction of footpath 12 with Moss Lane, at OS grid reference SK 25716 47431.

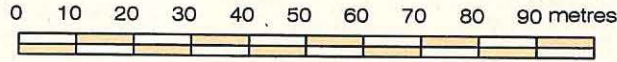
PART 2

Description of Site of Alternative Highway

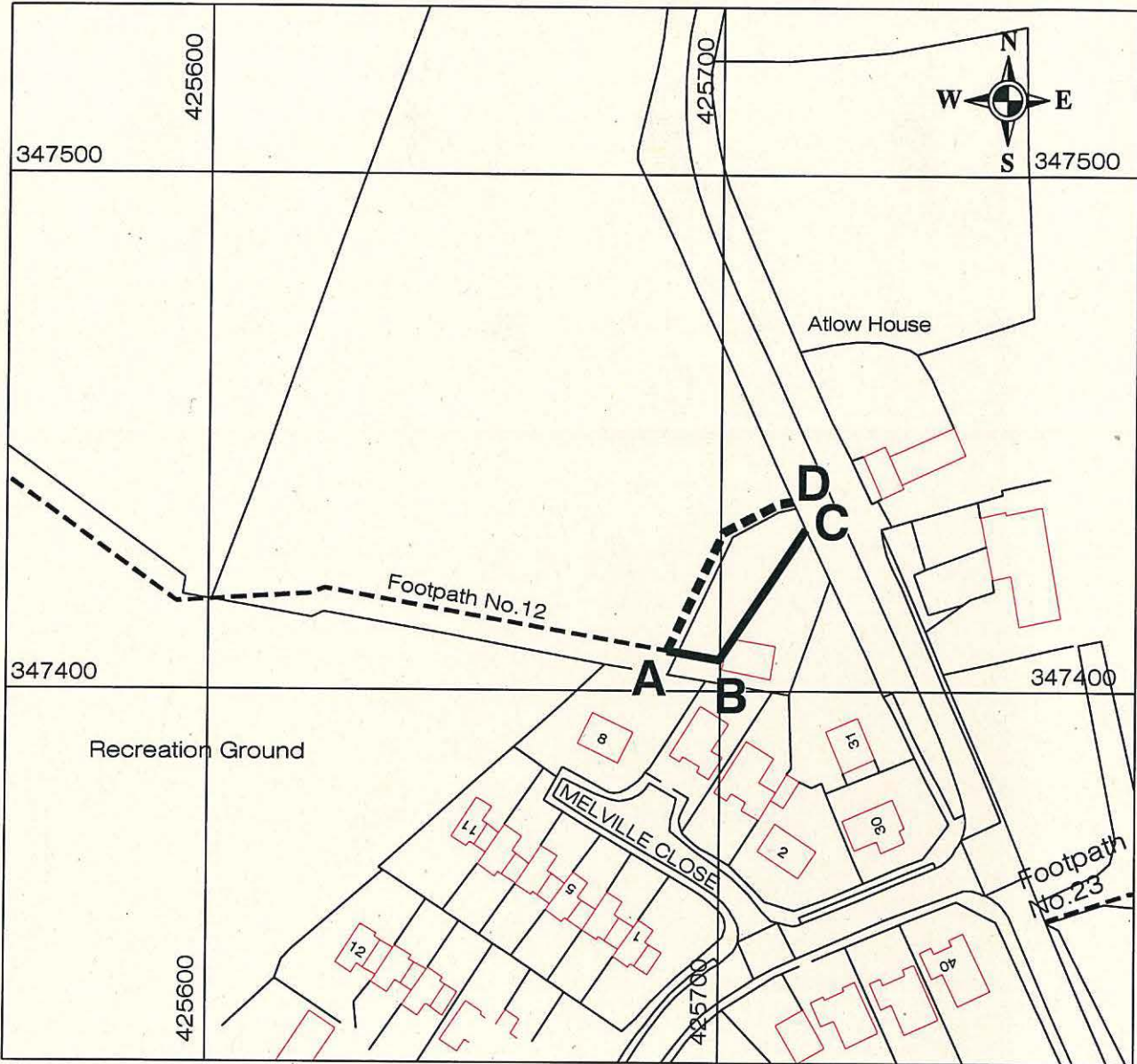
A length of public footpath at a width of 2 metres running from point A, OS grid reference SK 25689 47407, in a north-north-easterly turning north-easterly direction for 40 metres to point D, on Moss Lane, at OS grid reference SK 25713 47436. The eastern edge of the footpath is at a distance of 0.3 metres from the adjacent boundary.

Executed as a Deed by affixing The Common Seal of DERBYSHIRE DALES DISTRICT COUNCIL In the presence of		
		
James McLaughlin Director of Corporate & Customer Services and Monitoring Officer		
Dated	18.2.2021	
Seal Number	12,939	
Officer Delegated Decision		
KLF/764	Footpath no. 12 Hulland Ward	

No. In deeds register



SCALE 1:1250 @ A4



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KEY:

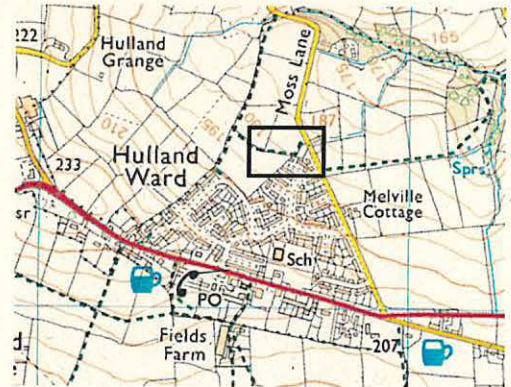
FOOTPATH TO BE DIVERTED
 A ——— B ——— C

ALTERNATIVE FOOTPATH
 A - - - - - D

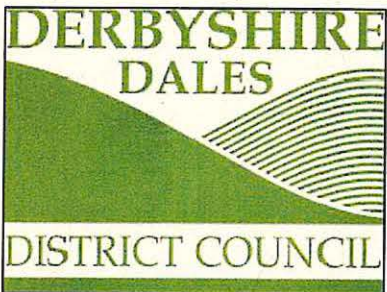
UNAFFECTED FOOTPATHS
 - - - - -

GRID REFERENCES:
 A = SK 25689 47407
 B = SK 25699 47406
 C = SK 25716 47431
 D = SK 25713 47436

Existing A-B-C = 41 metres
 Proposed A - D = 40 metres



John Houghton



DERBYSHIRE DALES DISTRICT COUNCIL
 Town and Country Planning Act 1990 Section 257

(Public Footpath No. 12 (part)
 Parish of Hulland Ward)
 Public Footpath Diversion Order 2021