

DATED

9th July

2020

PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990

THE MALVERN HILLS DISTRICT COUNCIL
PUBLIC FOOTPATH NO. GW-519 (PART), PARISH OF GREAT WITLEY

PUBLIC FOOTPATH DIVERSION ORDER 2020

THE COUNCIL HOUSE
AVENUE ROAD
MALVERN
WORCESTERSHIRE
WR14 3AF

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

MALVERN HILLS DISTRICT COUNCIL (PUBLIC FOOTPATH NO. GW-519 (PART) GREAT WITLEY
PUBLIC PATH DIVERSION ORDER 2020

This order is made by Malvern Hills 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 an extension and alterations to the existing dwelling including part demolition at Springfield, Stanford Road, Great Witley, Worcestershire. WR6 6JG. (Planning Application number 19/00063/HP).

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 Malvern Hills 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 Malvern Hills 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 the provision of a path 2 metres wide with a tarmac surface between points A, B and C, and the provision of a path 1.5 metres wide with steps and a crushed stone surface between points C and D on the Order Plan.
5. Ms. S. Yardley 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

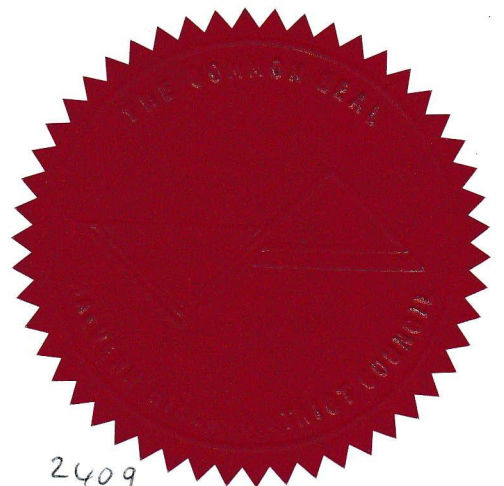
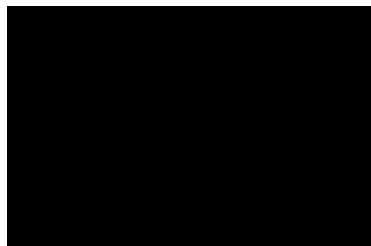
That length and the whole width of public footpath no. GW-519, Great Witley, running from point A, Ordnance Survey "OS" OS grid reference SO 74468 66039, in a south-easterly direction for 42 metres to point D, OS grid reference SO 74481, 66000.

PART 2

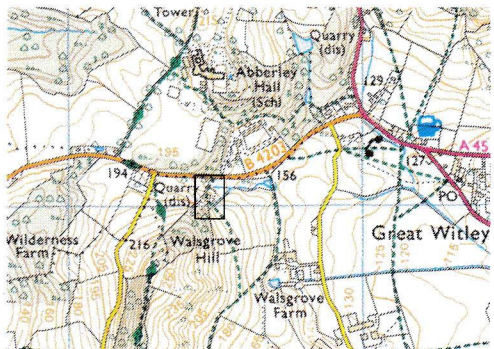
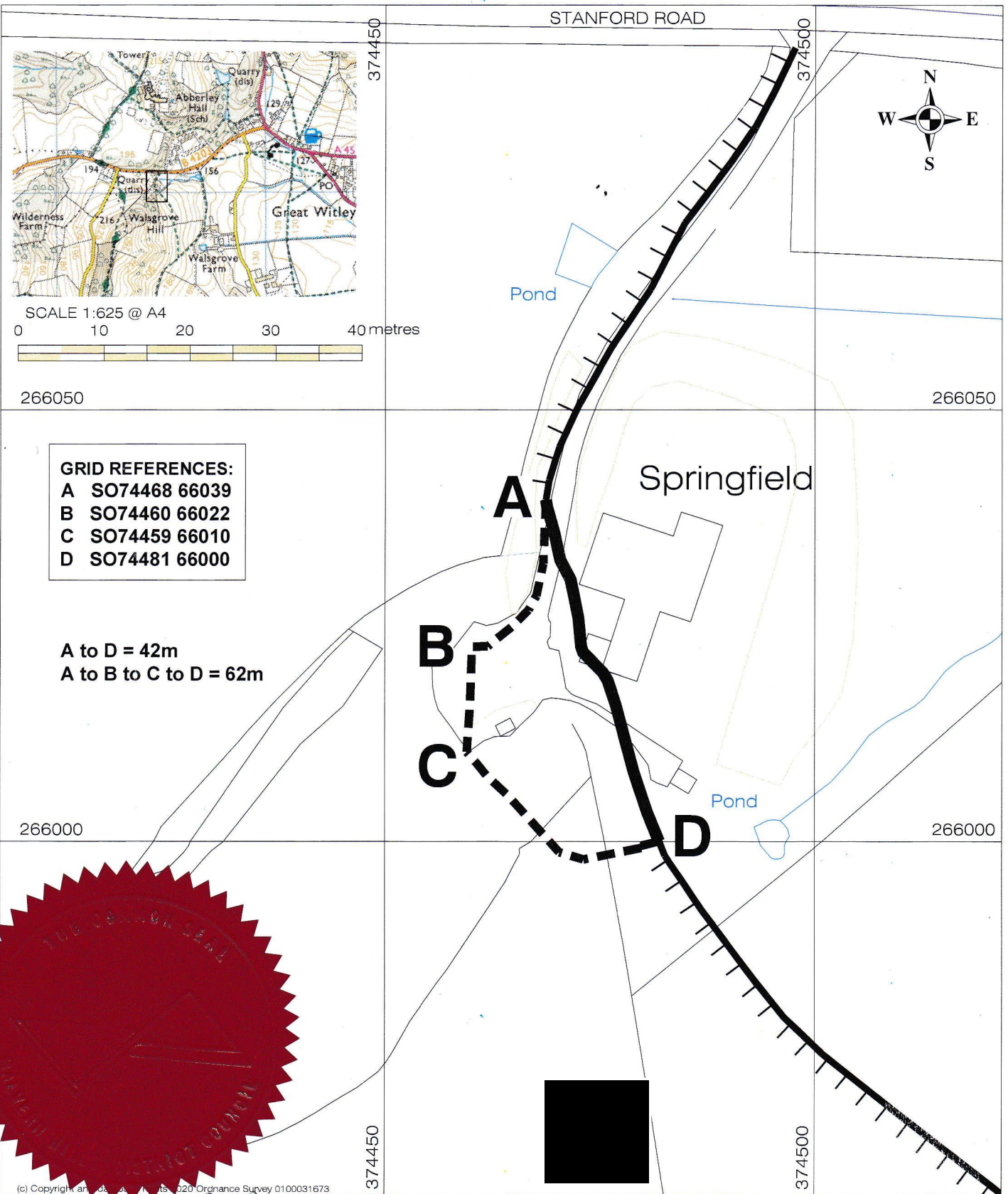
Description of Site of Alternative Highway

A length of public footpath at a width of 2 metres running from point A, OS grid reference SO 74468 66039, in a south-south-westerly turning to a south-westerly direction for 21 metres to point B, OS grid reference SO 74460 66022, then continuing in a southerly direction for 12 metres to point C, OS grid reference SO 74459 66010, then continuing in a generally south-easterly turning to an easterly direction for 29 metres to point D, OS grid reference SO 74481 66000.

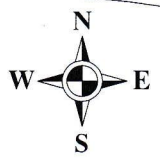
GIVEN under the COMMON SEAL of the MALVERN HILLS DISTRICT COUNCIL this 9th day
of July 2020 in the presence of:



No. In deeds register



SCALE 1:625 @ A4
 0 10 20 30 40 metres



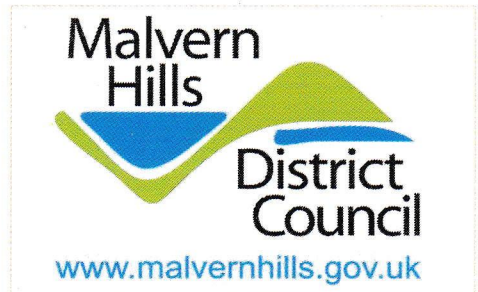
GRID REFERENCES:
 A SO74468 66039
 B SO74460 66022
 C SO74459 66010
 D SO74481 66000

A to D = 42m
 A to B to C to D = 62m



(c) Copyright Ordnance Survey 2020 Ordnance Survey 0100031673

Malvern Hills District Council



Town & Country Planning Act 1990 S.257.
 Public Footpath No. GW-519 (part), Parish of Great Witley
 Public Path Diversion Order 2020

- Footpaths to be diverted A ——— D
- Alternative Footpath A - - - - B - - - - C - - - - D
- Unaffected Footpaths ————

TOWN AND COUNTRY PLANNING ACT 1990

SECTION 257

MALVERN HILLS DISTRICT COUNCIL (PUBLIC FOOTPATH NO. GW-519 (PART) GREAT WITLEY
PUBLIC PATH DIVERSION ORDER 2020

The above Order is hereby **CONFIRMED**

Dated this 22nd day of October 2020



Legal Services Manager

Malvern Hills District Council,
The Council House,
Avenue Road,
Malvern,
Worcestershire.
WR14 3AF