

PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257
SWINDON BOROUGH COUNCIL
PUBLIC FOOTPATH 15, PARISH OF SOUTH MARSTON
ORDER 2020

This order is made by Swindon Borough 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 1990 Act namely the conversion of barns, with extensions to form a dwelling and the associated change of use from agricultural land to residential curtilage (application no. S/18/0457).

BY THIS ORDER:

1. The footpath over the land shown by a continuous bold 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 the authority an alternative highway for use as a replacement for the said footpath as provided in Part 2 of the Schedule and shown by broken bold line on the attached map.
3. The diversion of the footpath shall have effect on the date of confirmation of this order.
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

A length, and the full width, of Public Footpath 15 in the Parish of South Marston as shown on the order map (Drawing No. 2019/SM/15/MF) by a bold continuous line from Point A at OS grid reference SU19418712, approximately 50 metres north west of The Cheese Room, in a generally north easterly, easterly and then east south easterly direction for approximately 155 metres to Point B at OS grid reference SU19558711, approximately 115 metres east north east of The Cheese Room.

PART 2

DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAYS

A length of footpath, to be known as Footpath 15, in the Parish of South Marston as shown on the order map by a bold broken line from Point A at OS grid reference SU19418712, approximately 50 metres north west of The Cheese Room, in a generally north westerly and then north easterly direction for approximately 110 metres to Point C at OS grid reference SU19478720, approximately 120 metres north north east of The Cheese Room at the junction with Public Footpath 6. The footpath will have a width of 2 metres.

A length of footpath, to be known as Footpath 15, in the Parish of South Marston as shown on the order map by a bold broken line from Point B at OS grid reference SU19558711, approximately 115 metres east north east of The Cheese Room, in a generally north westerly direction for approximately 45 metres to Point D at OS grid reference SU19538714, approximately 100m north east of The Cheese Room at the junction with Public Footpath 6. The footpath will have a width of 2 metres.

THE COMMON SEAL of THE SWINDON BOROUGH COUNCIL

was hereunto affixed this

day of 2020

in the presence of

Swindon Borough Council hereby confirms the foregoing order as an unopposed order.

THE COMMON SEAL of THE SWINDON BOROUGH COUNCIL

was hereunto affixed this

day of 2020

in the presence of