

PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257
SWINDON BOROUGH COUNCIL
PUBLIC FOOTPATH 9, PARISH OF WROUGHTON
ORDER 2022

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 for the construction of 4,500 dwellings, employment, commercial, shopping, schools, open space, park and ride, roads, sewers and associated works (application no. S/13/1524) and specifically application no. S/RES/16/2212 for the construction of residential development of 182 dwellings and associated works.

BY THIS ORDER:

1. The footpath over the land shown by a continuous bold line on the attached map (Drawing No 2022/Wr/9/MF/RevA) 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. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule:
 - i. The construction of a ramped tarmac path between Points C and F with a timber footbridge at Point E on the attached map.
 - ii. The construction of a compacted gravel surface between Points F and G on the attached map.
 - iii. The construction of a tarmac path between Points G and D on the attached map.
5. The Wichelstowe Project are hereby required to pay for 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 SITE OF EXISTING PATH OR WAY

A length, and the full width, of Public Footpath 9 in the Parish of Wroughton as shown on the order map by a bold continuous line from Point A at OS grid reference SU13428268, at Mill Lane, in a generally east north easterly direction for approximately 280 metres to Point B at OS grid reference SU13708277, at Foxham Way.

PART 2

DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAY

A length of footpath, to be known as Footpath 9 in the Parish of Wroughton, as shown on the order map by a bold broken line, from Point C at OS grid reference SU13418265, at Mill Lane, in a generally easterly, then southerly, south westerly and south easterly direction through Point E to Point F, then continuing in a generally easterly direction to Point G and then in a generally north north easterly direction to Point D at OS grid reference SU13748274, at Foxham Way, a total distance of approximately 465 metres. The footpath will have a width of 2 metres between Points C-E-F-G and a width of 3 metres between Points G-D. (All distances are approximate.)

THE COMMON SEAL of THE SWINDON BOROUGH COUNCIL

was hereunto affixed this

day of

2022

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 2022

in the presence of