

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

**BABERGH DISTRICT COUNCIL
(POLSTEAD FOOTPATH NO 35(PART))
PUBLIC PATH DIVERSION ORDER 2021**

This order is made by Babergh District 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 owners of the land crossed by the footpath described in paragraph 1 of this order it is expedient that the line of the path should be diverted.

R S Derbyshire and J Derbyshire have agreed to defray any compensation which becomes payable in consequence of the coming into force of the order, and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

Suffolk County Council has been consulted as required by section 120(2) of the 1980 Act and Suffolk County Council has consented to the making of the order.

BY THIS ORDER:

1. The public right of way over the land situate at Polstead and shown by a bold continuous line on the map contained in this order and on the Definitive Map and described in the Definitive Statement and in Part 1 of the Schedule to this order shall be stopped up with effect from the date on which Suffolk County Council certifies that the work to bring the public footpath described in Part 2 of the Schedule to this order into a fit condition for use by the public has been carried out. Certification shall not take place prior to the creation of the new route as described in Paragraph 2 of this order.
2. There shall at the end of 112 days from the date of confirmation of this order be a public footpath over the land situate at Polstead described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this order.

GIVEN under the Common Seal of Babergh District Council this 4th day of February 2021

THE COMMON SEAL of)
BABERGH DISTRICT)
COUNCIL was hereunto)
affixed in the presence of:)




Authorised Officer

The foregoing order is hereby confirmed
subject to the red ink modifications thereon

Claire Tregembo 18 JUN 2024

An Inspector appointed by The Secretary
of State for Environment, Food and
Rural Affairs

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH

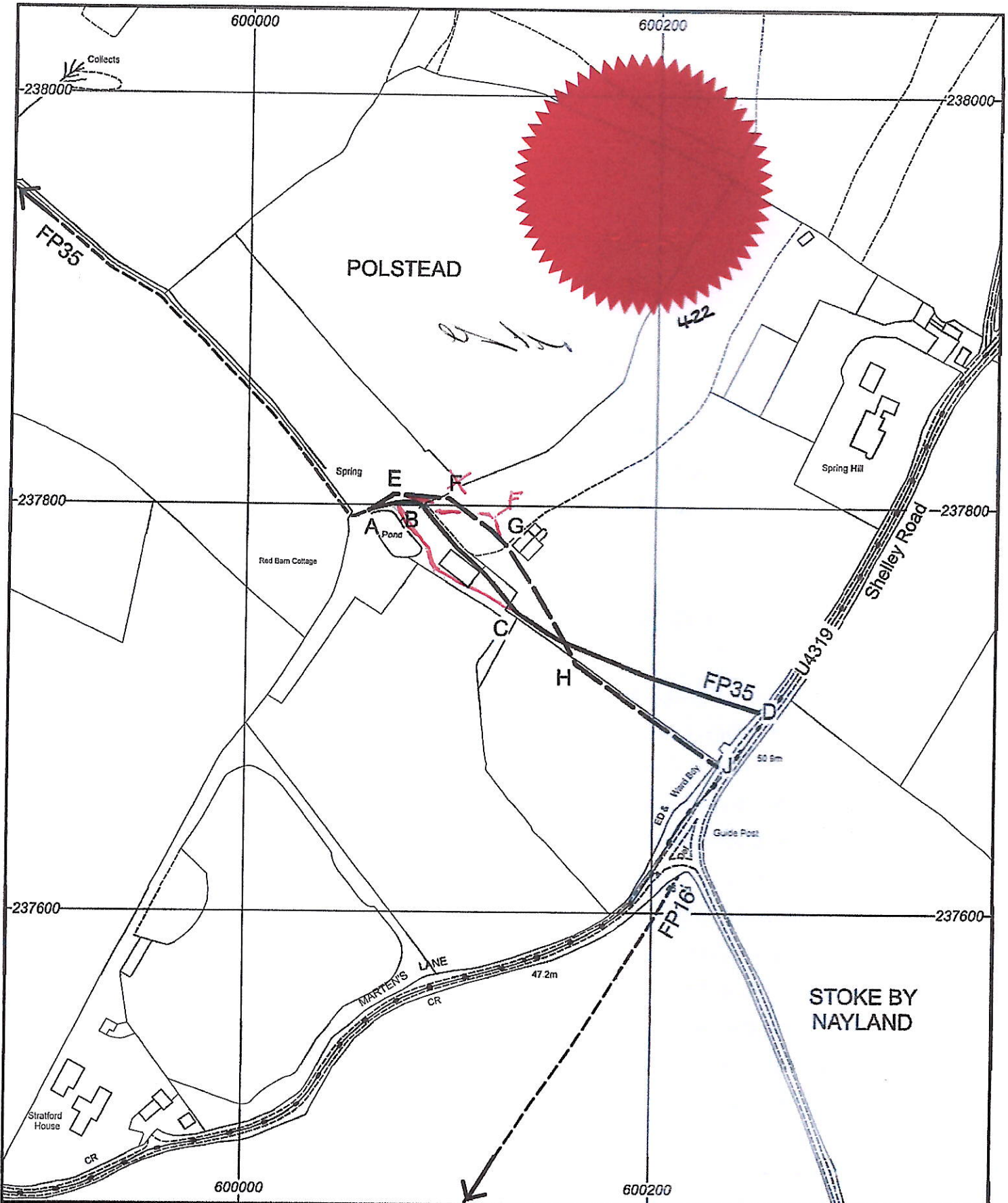
Polstead Footpath No 35(part) - The entire width of that part of Polstead Footpath No 35 commencing at OS grid reference TM00053779 at point A then proceeding in an easterly direction for approximately ¹¹28 metres to Ordnance Survey grid reference ~~TM00083779~~ ^{TM00073780} at point B then in a south easterly direction for approximately ⁸⁸71 metres to Ordnance Survey grid reference TM00133774 at point C then in an east south easterly direction for approximately 127 metres to join the U4319 road (Shelley Road) at Ordnance Survey grid reference TM00253769 at point D; this being the route shown between points A – B – C – D on the order map.

PART 2

DESCRIPTION OF SITE OF NEW PATH





Polstead Footpath No 35(part) - Commencing at Ordnance Survey grid reference TM00053779 at point A and proceeding in a north easterly direction for approximately 15 metres to Ordnance Survey grid reference TM00073780 at point E then in an ^{east-south} easterly direction for approximately ¹⁹28 metres to Ordnance Survey grid reference ~~TM00093780~~ ^{TM00113773} at point F then in a south easterly direction for approximately ¹⁵36 metres to Ordnance Survey grid reference TM00123778 at point G then in a south south easterly direction for approximately 68 metres to Ordnance Survey grid reference TM00163772 at point H then in a south easterly direction on the south west of a fence with the edge of the footpath commencing 0.5 metres from the fence for approximately 84 metres to join the U4319 road (Shelley Road) at Ordnance Survey grid reference TM00233767 at point J; this being the route shown between points A – E – F – G – H – J on the order map.

Width: 1.5 metres




MAP REFERRED TO IN THE BABERGH DISTRICT COUNCIL (POLSTEAD FOOTPATH NO 35(PART)) PUBLIC PATH DIVERSION ORDER 2021 - HIGHWAYS ACT 1980 SECTION 119



-  Footpath to be diverted (A-B-C-D)
-  Proposed footpath (A-E-F-G-H-J)
-  Unaffected footpath
-  Definitive Map Parish Boundary

Scale
1:2500
at A4



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