

DATED 4th March 2022

WARWICK DISTRICT COUNCIL

WARWICK DISTRICT COUNCIL (PUBLIC
FOOTPATH NO. W105 WARWICK) PUBLIC PATH
DIVERSION ORDER 2022

WARWICK DISTRICT COUNCIL
PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257 AND PARAGRAPH 1
OF SCHEDULE 14

WARWICK DISTRICT COUNCIL (PUBLIC FOOTPATH NO. W105 WARWICK)
PUBLIC PATH DIVERSION ORDER 2022 ("the Order")

WARWICK DISTRICT COUNCIL ("the Council") makes the Order in exercise of its powers under section 257 of the Town and Country Planning Act 1990 ("the TCPA 1990") because it is satisfied that it is necessary to divert the footpath to which the Order relates to enable the development described below to be carried out in accordance with the outline planning permission granted under Part III of the TCPA 1990 by the Council under reference W/14/0300 and variation of conditions under reference W/20/1642 on 25th February 2021.

BY THIS ORDER:

1. Public Footpath W105 shown by broken pink line over the land on the Plan and described in Part 1 of **THE SCHEDULE** to this Order shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of the Council an alternative highway for use as a replacement for Public Footpath W105 (Part of) as provided in Part 2 of **THE SCHEDULE** shown by a broken blue line on the Plan. The surface of the Public Footpath will be a combination of tarmac within the highway and between development parcels and a combination of bonded/Breedon gravel paths with timber edges and mown paths within the public open space.
3. Where immediately before the date of this order any apparatus of statutory undertakers lies under, in, on, over along or across any length of highway authorised to be stopped up pursuant to this order then, subject to section 261(4) of the TCPA 1990, those undertakers shall have the same rights in relation to that apparatus after the area is stopped up as they had immediately before.
4. The applicants Taylor Wimpey Plc of Gate House, Turnpike Road, High Wycombe, Buckinghamshire, United Kingdom, HP12 3NR (and successors in title) and Bloor Homes Midlands, Ashby Road, Measham, Swadlincote, Derbyshire, DE12 7JP (and successors in title), are hereby required to implement and pay the full costs of carrying out the said works as detailed in this Order.
5. This Order shall come into force on the date on which it is certified by the Council pursuant to Section 257, 259 and Schedule 14 of the Town and Country Planning Act 1990. The Order may be cited as THE WARWICK DISTRICT COUNCIL (PUBLIC FOOTPATH NO. W105 WARWICK) PUBLIC PATH DIVERSION ORDER 2022

THE SCHEDULE

Part 1

Description of existing Footpath

Between points A-B on the Order Plan

From point A (Grid Reference 429466 262920) going in a south-easterly direction to point B (Grid Reference 429950 262428)-measuring approximately 842 metres long.

Part 2

Description of site of new Footpath

Between points A-C-D-E

Create a new Footpath from point A (Grid Reference 429466-262920) following the estate roads in a general south-easterly direction to point C (Grid Reference: 429617-262826) turning generally south to point D (grid reference: 429931-262446) before joining the footpath at point E (Grid reference: 429920-262382) The new footpath will have a width of 2 metres and will be approximately 883 metres long.

Made:

The Common Seal of WARWICK DISTRICT COUNCIL

Was hereto affixed in the presence of: *Nichola Vine*



Authorised Signatory



Confirmed:

*The Common Seal of WARWICK DISTRICT COUNCIL
Was hereto affixed in the presence of:*

Ross Chambers.

Solicitor.

R Chambers
Authorised Signatory



PLAN



BLOOR PHASE 2

TW PHASE 2

22/24

Handwritten signature

KEY

- PROPOSED DIVERSION ROUTE
- EXISTING DIVERSION ROUTE
- PROPOSED DIVERSION ROUTE

Taylor Wimpey

PROW diversion order plan
The Asps,
Warwick

22667 PROWdiversion/00D
Scale: 1:1000
Date: 01/02/2022
Drawn By: TW/1000
Designed By: TW/1000

Taylor Wimpey Midlands
The Asps, Warwick
CV34 9JF
01926 411111