



## Application for Stopping Up or Diversion of a Public Right of Way

### TOWN AND COUNTRY PLANNING ACT 1990, Section 257

Please read the 'Applicant Guidance Notes' carefully before completing all section of this form. The application from should be accompanied by (1) A map clearly showing the existing and alternative routes, ideally to a scale of 1:2500, (2) A letter of consent and accompanying plan showing the extent/interest of each affected landowner, occupier, lessee or other party affected by the proposal (where applicable, a plan showing and unidentified ownership should also be included), and (3) An environmental statement and other supporting documentation, where applicable.

#### CONTACT DETAILS

Applicant	Mr/Mrs/Miss/Ms/Other:		Full Name:	BEESON WRIGHT LIMITED
	Address:	2 COBBLESTONE YARD BATH ROW STAMFORD PE9 2RD		
	Telephone:	01780 437 437	Email:	andrew@bwpartnership.com
Agent	Mr/Mrs/Miss/Ms/Other:		Full Name:	KATE WOOD
	Address:	EDDISONS THE LAWNS 33 THORPE ROAD PETERBOROUGH PE3 6AB		
	Telephone:	01733 897722	Email:	kate.wood@eddisons.com

#### LAND OWNERSHIP

Are you the freehold owner and occupier of all the land affected by the diversion proposal? Yes  No

If no, please list the names and addresses of all those who stand to be affected by the proposal, along with the nature of their interest in the affected land:

Name	Address	Interest

Give details of any land affected by the proposal for which the owner has not been identified (refer to plan):

N/A

Are you aware of the existence of any apparatus belonging to statutory undertakers in, on, over or across the land affected by the existing route(s)? If yes, please provide details:

N/A

### PROPOSAL

Status: DIVERSION APPLICATION

Path reference: ROUTE E229

Town/Parish: KETTON

OS Grid Reference: SK 980047

Annotating the proposal map accompanying this application, please give a detailed description of the new route in terms of its width, surface, proposed structures (gates/stiles etc) and any relevant topographic features:

THE PROPOSED NEW ROUTE FOR THE FOOTPATH FOLLOWS THE PRIVATE UNADOPTED ROAD THROUGH THE RESIDENTIAL DEVELOPMENT SITE. THE ROAD MEASURES 3.5 METRES AT ITS NARROWEST POINT AND WILL BE LAID TO TARMACADAM (AS IS THE SURFACE OF THE EXISTING ROUTE). THE PROPOSED NEW ROUTE IS THAT USED BY A MAJORITY OF USERS AT PRESENT. THE ENTRANCE/START OF THE FOOTPATH WHEN LEAVING THE HIGH STREET WILL REMAIN UNCHANGED, AS WILL THE EXIT POINT WHEN LEAVING THE DEVELOPMENT SITE. SEE PLAN HF-PR-PROV-02.

### LEGISLATIVE TESTS

An authority may by Order authorise the stopping up or diversion of a footpath, bridleway or restricted byway if they are satisfied that it is necessary to do so in order to enable development to take place [Section 257(1), Town and Country Planning Act 1990]. Please describe the nature of the development necessitating the stopping up/diversion.

HOME FARM IN KETTON HAS BEEN GRANTED PLANNING CONSENT FOR A RESIDENTIAL DEVELOPMENT. THIS DIVERSION APPLICATION IS NECESSARY IN ORDER TO IMPLEMENT THE RESIDENTIAL DEVELOPMENT SCHEME.

Please provide the planning reference for the development and the date of consent.

2020/1254/MAF

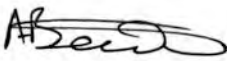
RESOLUTION TO GRANT PLANNING AT COMMITTEE MEETING HELD ON 11TH JANUARY 2022.

## COSTS

DIVERSION AT APPLICANTS COST

## DECLARATION

1. I/We understand that no authority for the diversion of a public right of way is conferred unless:
  - a. The appropriate Order has been made and confirmed.
  - b. Any works necessary to bring the alternative route into operation have been certified as acceptable by Rutland County Council.
2. I/We have noted the costs which are payable for processing a Public Path Order application and agree to pay the charges outlined above when invoiced by Rutland County Council. I/We understand that in the event that objections are received, a proportion of the specified fee and the cost of the initial newspaper notice will still be payable in the event the Order is not confirmed.
3. In the case of a Public Path Diversion Order being confirmed pursuant to the application, I/We agree that Rutland County Council will not be liable for any compensation which may become payable to a third party and I/We agree to defray any such claim. I/We also waive my/our right to claim compensation under Highways Act 1980 Section 28.
4. I/We understand that the information provided on this form cannot be treated as confidential and that all supplied information may be made available to members of the public on request.
5. I/We hereby declare that the information provided in respect of this application is correct to the best of my/our knowledge.

Signature	
Print name	ANDREW BEESON
Date of statement	01/02/22



**Key**

- Tarmac Road Finishes
- Existing Public Right of Way, Route E229.
- Proposed Diversion of Public Right of Way, Route E229.

Proposed Site Plan



NOTES	
REVISIONS	
<p>Jon Richards Architectural Design          Joanna House     HRJ@jrad.co.uk          1 Red House Pasture     www.jrad.co.uk          Langdon Park Ave.     +44 (0) 1952 526218</p>	
CLIENT	Beezon Wright Ltd
PROJECT	Home Farm 72 High Street Kilton Spartan PE9 3TE
DRAWING TITLE	Permanent Public Right of Way Diversion
SCALE	1:200 @ A0
DATE	February 2022
DRAWING NO.	HF-PLS-PRD-W-02