

**BRAINTREE DISTRICT COUNCIL**  
**TOWN & COUNTY PLANNING ACT 1990 SECTION 257**  
**PUBLIC PATH DIVERSION ORDER 2017**  
**FOOTPATH 22 GOSFIELD**

This Order is made by Braintree District Council under section 257 of the Town & Country Planning Act, 1990 (“the 1990 Act”) because it is satisfied that it is necessary to divert part of Footpath 22 Gosfield on land belonging to Gosfield Lake Park Homes in the ownership of Mrs Marie Simmons in Braintree District to which this order relates, in order to enable development to be carried out in accordance with planning permission granted on 4<sup>th</sup> March, 1996 by Braintree District Council under the Town and Country Planning Act 1990 namely under planning permission number 96/00011/FUL

**BY THIS ORDER:**

1. The footpath over the land situated at Gosfield known as Footpath 22 and described in Part 1 of the Schedule to this Order and shown by a bold black continuous line on the order plan numbered GOSF 22 A contained in this Order shall be diverted from the date on which certification is given under Article 3 below.
  
2. There shall be created to the reasonable satisfaction of Essex County Council as highway authority, an alternative highway for use as a replacement for the said footpath as provided in part 2 of the Schedule and shown by a bold black broken line as shown on the attached order plan numbered GOSF 22 A

3. The diversion of the footpath shall have effect at the date on which Essex County Council as highways authority certify that the terms of article 2 above have been complied with.

4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule:

- (a) The construction of steps on the new route to ascend the bank
- (b) The proposed new route to be delineated by way-markers as agreed with public rights of way Essex County Council local highways office.

5. Mrs Marie Simmons who is the landowner and the applicant seeking planning permission is hereby required to pay the full costs of seeking the diversion Order and for carrying out the above mentioned works; this to include costs of advertising and administration, accommodation costs for any resulting hearing or inquiry, and the removal or abandonment of any apparatus, including the cost of providing any telecom apparatus rendered useless under, in, on, over, along or across the path to be stopped up.

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 out their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

## **SCHEDULE**



Essex County Council

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**PLAN No. GOSF 22 A**

Division of Footpath 22 Gosfield

Route to Close A-B

New Rout C-D

Unaffected

Definitive Map Sheet TL 72 NE

Scale 1:500 at A4



**PARK HALL ROAD**  
**AUTHORISED SIGNPOST**

62.4m





[PART 1]

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A part length of Footpath 22 Gosfield of undefined width and shown by a bold continuous line on the Order Map commencing from point A where it connects to Park Hall Road at grid reference 57765,22924 and running in a south-easterly direction across the access road to Gosfield lake Park Homes for a distance of 99 metres to point B at grid reference 57774,22921 where it connects with Footpath 15 Gosfield.

[PART 2]

DESCRIPTION OF THE SITE OF THE ALTERNATIVE HIGHWAY

A length of Footpath two metres in width and shown by a bold black dashed line on the Order Map commencing from point C where it connects to Park Hall Road at grid reference 57767,22926 and running in a south easterly direction along the access drive and then through a gap in the fencing and in a north-easterly direction via wooden steps up the bank, for a distance of 33 metres to point D at grid reference 57770,22927 where it connects to the aforementioned Footpath 15 Gosfield.

Given under the Common Seal of the Braintree District Council this  
18th day of May 2017

The common seal of  
**BRAINTREE DISTRICT COUNCIL** )  
was hereunto affixed in the )  
presence of:- )



  
AUTHORISED SIGNATORY

Dated: 18<sup>th</sup> day of May 2017

**PUBLIC PATH DIVERSION ORDER**

**TOWN & COUNTY PLANNING ACT  
1990 SECTION 257**

**FOOTPATH 22 GOSFIELD  
THE DISTRICT OF BRAINTREE**

**Braintree District Council  
Causeway House  
Bocking End  
Braintree  
Essex.  
CM7 9HB**

**TOWN & COUNTY PLANNING ACT 1990 SECTION 257**

**PUBLIC PATH DIVERSION ORDER 2017**


**FOOTPATH 22 GOSFIELD**

**BRAINTREE DISTRICT COUNCIL** in the exercise of the powers conferred upon them in that behalf, hereby confirm the foregoing Order

**THE ORDER IS HEREBY CONFIRMED AS AN UNOPPOSED ORDER**

THE COMMON SEAL of )  
BRAintree DISTRICT COUNCIL )  
Was hereunto affixed on 14th July 2017 )  
In the presence of:- )



  
Authorised Signatory

**Dated      day of              2017**

**CONFIRMATION ORDER  
PUBLIC PATH DIVERSION ORDER**

**TOWN & COUNTY PLANNING ACT 1990 SECTION 257**

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