

This is a copy of the Notice

Notice of Public Path Order

Town and Country Planning Act 1990, section 257 and paragraph 1 of schedule 14

North Somerset District Council
(Part of footpath LA 21/34
Land east of roundabout at North End Road, Yatton)
Public Path Diversion Order No. 2 2021

The above Order was made on 5th August 2021. The effect of the Order will be to stop up that part of Public Footpath LA 21/34 in the parish of Yatton within the District of North Somerset, as described below:

from point A (on the Order Map No. PPO 194) (grid ref. ST 42181 66664) at North End Road, running in a south, south westerly direction for approximately 9.5 metres **to** point B (grid ref. ST 42178 66655), as shown by a bold black line on the Order Map.

The Order and Order Map can be viewed online at www.n-somerset.gov.uk/notices, or a free copy can be obtained by emailing penny.price@n-somerset.gov.uk or phoning 01934 427467. A copy can also be viewed at Yatton Library, 48 High Street, Yatton, BS49 4HJ (opening times Monday, Tuesday and Thursday 9.30am-4.30pm (opens 10am on first Tuesday of the month) and Saturday 9.30am-12.30pm).

Any representation about or objection to the Order may be sent or delivered in writing addressed to the Natural Environment Team, North Somerset Council, at the Town Hall address below not later than 16th September 2021, quoting ref. PAP/PPO 194. Please state the grounds on which it is made.

If no such representations or objections are duly made, or if any so made are withdrawn, the North Somerset District Council may itself confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment for confirmation, any representations or objections which have not been withdrawn will be sent with the Order.

Dated: 19th August 2021

John Flannigan, Community and Environment Service Manager, North Somerset Council,
Town Hall, Walliscote Grove Road, Weston-super-Mare BS23 1UJ

This is a copy of the Explanatory Statement

Explanatory Statement

Town and Country Planning Act 1990, section 257 and paragraph 1 of schedule 14
North Somerset District Council
(Part of footpath LA 21/34, Land east of roundabout
At North End Road, Yatton) Public Path Diversion Order No. 2 2021

This statement is for information only and does not form part of the order

Under the provisions of S.257 of the Town and Country Planning Act 1990 a stopping up or diversion can be authorised if it is necessary in order for development to be carried out. A notice that such an order has been made has to be advertised on the site of the path in question and in the local press. This provides an opportunity for objections or representations to be made to the proposed change.

North Somerset District Council (“the authority”) has made the above-titled Order under Section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to stop up part of Public Footpath LA 21/34, to enable development to be carried out in accordance with planning permission 19/P/0575/FUL, granted under Part III of the Town and Country Planning Act 1990, namely:

“Proposed upgrade of the Arnolds Way and North End (B3133) junction to provide access to land east of North End Yatton (as previously approved under Outline Planning Consent Ref. 15/P/0946/O)”.

The Order seeks to stop-up the Public Footpath after it has crossed the B3133 North End Road, to ensure it aligns with the new highway upgrades, including a new pedestrian footway and cycleway. The unaffected part of Public Footpath LA 21/34 will therefore terminate where it meets the new footway.

The Public Path Stopping Up Order will formally stop-up 9.5 metres of Public Footpath LA 21/34, between point A on the Order Map No. PPO 194 (grid ref. ST 42181 66664) and point B (ST 42178 66655).

The Order will come into effect only on the confirmation of the Order. Making and advertising the Order simply provides an opportunity for objections or representations to be made.

Any Objections or representations relating to the Order must be made in writing by **16th September 2021** to the Natural Environment Team, North Somerset Council, Town Hall, Walliscote Grove Road, Weston-super-Mare, BS23 1UJ quoting reference PAP/PPO 194 and stating the grounds on which they are made.

If any objections are made and not withdrawn the matter will be referred to the Council’s Public Rights of Way Sub-Committee, to advise that the Orders will be submitted to the Planning Inspectorate (as agent for the Secretary of State for the Environment, Food and Rural Affairs) for determination. Once submitted, the Planning Inspectorate will then appoint an Inspector who will determine whether to deal with the matter by written representations, a hearing or a public inquiry. The inspector can confirm an Order, confirm it with modifications, or refuse to confirm it. In some cases the Inspectorate may award costs against objectors. If no objections are received the Council will be able to confirm the Order itself but has no powers to modify Orders.

The right of objection to an Order is a statutory right, but it should be exercised in a reasonable manner. Only objections received during this statutory period will be forwarded to the Secretary of State.

This is a copy of the Order

Date: 5th August 2021

Public Path Stopping Up Order
Town and Country Planning Act 1990, section 257
North Somerset District Council
(Part of Footpath LA 21/34,
Land east of roundabout at North End Road, Yatton)
Public Path Diversion Order No. 2 2021

This Order is made by North Somerset District Council (“the authority”) under Section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to stop up the footpath to which this Order relates in order to enable development to be carried out in accordance with planning permission no. 19/P/0575/FUL, granted under Part III of the Town and Country Planning Act 1990, namely:

“Proposed upgrade of the Arnolds Way and North End (B3133) junction to provide access to land east of North End Yatton (as previously approved under Outline Planning Consent Ref. 15/P/0946/O)”.

BY THIS ORDER:

1. The footpath over the land shown by a bold black line on the attached map no. PPO 194 and described in Part 1 of the Schedule to this Order (‘the Schedule’) shall be stopped-up as provided below.
2. The stopping up of the footpath shall have effect on the confirmation of this Order.
3. Where immediately before the date on which the footpath is stopped up 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

That part of footpath LA 21/34 in the Parish of Yatton, from point A (grid reference ST 42181 66664) at North End Road, running in a south, south westerly direction for approximately 9.5 metres to point B (grid reference ST 42178 66655), as shown by a bold black line on Map No. PPO 194.

Given under the Common Seal of North Somerset District Council the 5th day of August 2021. (Seal no. 21/22 233 was placed here)

The common seal of North Somerset District Council (Seal no. 21/22 233) was hereunto affixed in the presence of A. Rich, for Assistant Director Governance and Monitoring Officer

42100

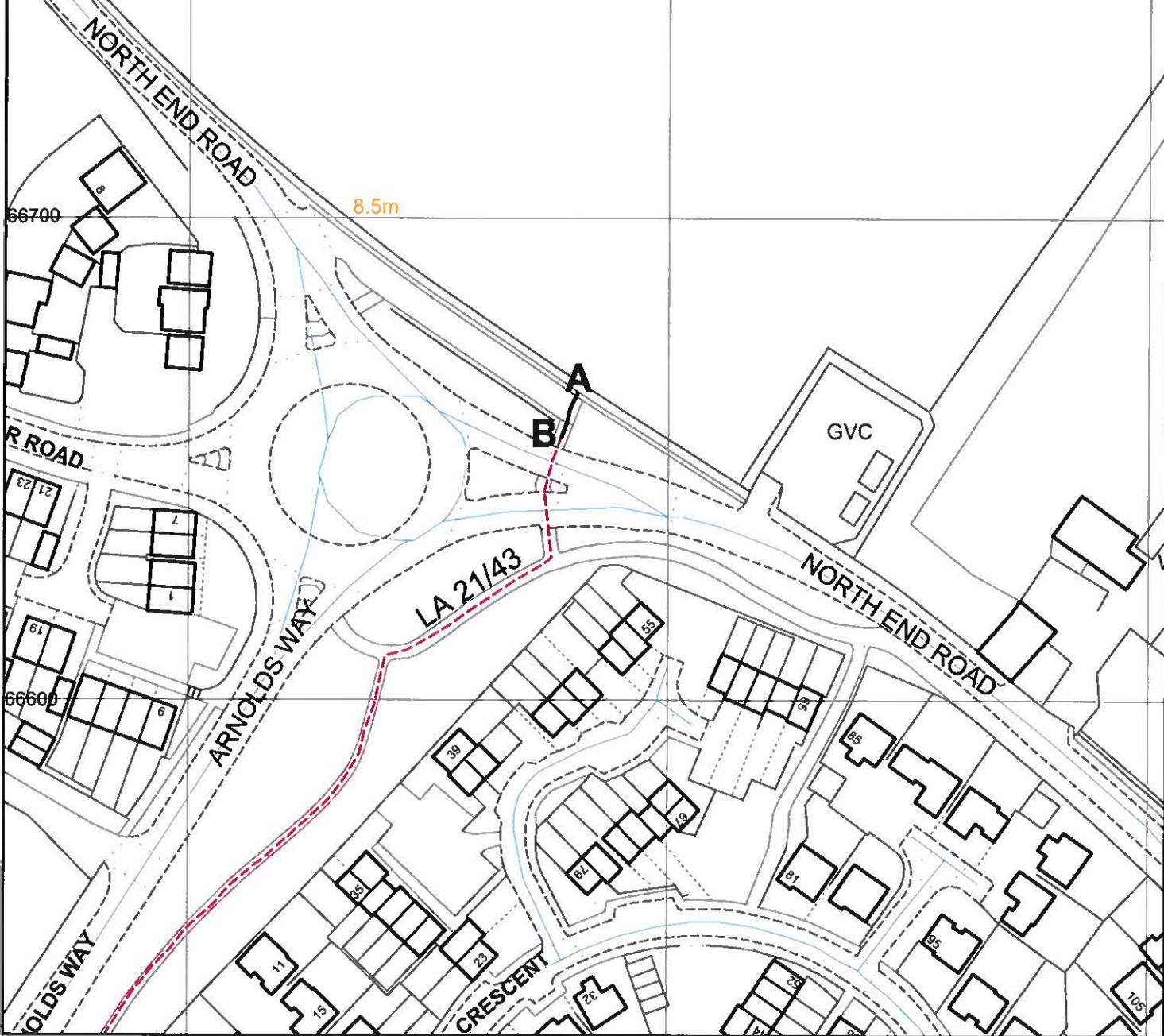
42200

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Map No. PPO 194

This map forms part of Public Path Stopping Up Order No. 2 2021

Sealed by North Somerset District Council in August 2021



Town and Country Planning Act 1990 - section 257

North Somerset District Council

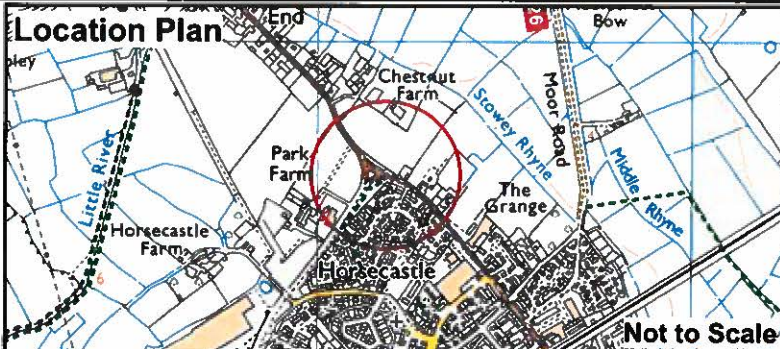
Public Path Stopping Up Order No. 2 2021

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Part of footpath LA 21/34, east of the roundabout, at North End Road, Yatton



Development & Environment
 Public Rights of Way
 Streets and Open Spaces
 North Somerset Council
 Town Hall
 Walliscote Grove Road
 Weston-super-Mare
 BS23 1UJ
 Tel: 01934 888 802



Scale 1:1250

Date 2 August 2021

Grid Square ST 4266

Drawn by Penny Price

PATH TO BE STOPPED-UP

From point A, ————
to point B

Connecting path - - - - -

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