

Date: 20th November 2025

**Town and Country Planning Act 1990
Section 257**

North Somerset District Council

**(Part of footpath AX 20/2 The Bury, Old Banwell
Road Locking)**

**Public Path Diversion Order
No. 9 2025**

**N P Brain
Asst Director Legal & Governance
Town Hall
Walliscote Grove Road
Weston-super-Mare
BS23 1UJ**

Ref: PPO 214

TOWN AND COUNTRY PLANNING ACT 1990

NORTH SOMERSET DISTRICT COUNCIL

(Part of footpath AX 20/2 The Bury, Old Banwell Road Locking)

PUBLIC PATH DIVERSION ORDER NO.9 2025

This Order is made by North Somerset District Council (“the authority”) under Section 257 of the Town and Country Planning Act 1990 (“the 1990 Act”) because it is satisfied that it is necessary to divert the footpath to which this order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 namely No. 23/P/0820/OUT Outline application for the erection of 4 no. dwellings with access from The Bury.

The applicant has 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.

BY THIS ORDER:

1. The public right of way situated over the land at The Bury, Old Banwell Road, Locking and shown by a bold continuous line on the Map No. PPO 214 contained in this order and described in Part 1 of the Schedule to this order shall be stopped up on the date on which North Somerset District Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 of the Schedule into a fit condition for use by the public.
2. There shall at the end of 28 days from the date of confirmation of this order be a public footpath over the land situated at The Bury, Old Banwell Road, Locking described in Part 2 of the Schedule and shown by a bold broken line on the Map No. PPO 214 attached to this order.
3. Notwithstanding this order Bristol Water shall have the following rights over the land referred to in paragraph 1 namely: they shall for the purpose of carrying out their undertaking continue to have the same rights in respect of their apparatus as they had immediately before the date on which the footpath is diverted.
4. The proposed path will have a surface and a width as set out in Part 3.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

That part of footpath AX20/2 commencing from point A (grid ref. ST ST36472 59586) running in a southeasterly then south south easterly direction for approximately 130 metres, to point C (grid ref. ST36544 59466) as shown by a bold continuous line on the attached Map No. PPO 214.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A footpath from Point A (grid ref. ST36472 59586), running in a south southwesterly direction for approximately 46m through point B (grid point ST 36464 59541) then southeasterly for approximately 109m to point C (grid ref. ST ST36544 59466). Total distance approximately 155 metres as shown by a bold broken line on the attached Map No. PPO 214.

PART 3

The new path will be finished and have a width as set out in the table below and shown on attached map **PPO 214 A**

Points	Length (metres)	Path width (metres)	Boundary enclosure	Footpath makeup
A-B	46.0	2.5	1 metre of Copper Beech hedge (<i>Fagus sylvatica</i> 'Purpurea) planted either side of path. However, this will not be planted on first 19 metres to the West as this is enclosed with a close boarded timber fence on the boundary with Meadow View.	150mm depth of rolled stone on weed membrane
B-C	23.7	2.0	1 metre of Copper Beech hedge (<i>Fagus sylvatica</i> 'Purpurea) planted either side of path.	150mm depth of rolled stone on weed membrane
C-D	6.4	2.0	None as crossing a private road but 2.0m wide crossing to be laid as a 'rumble strip'.	Rumble strip as part of road makeup

			Posts and signs to be installed either side of road to indicate crossing including relevant crossing sign	
D-E	78.9	2.0	No	No change – remain as grass
Total	155	n/a	n/a	n/a

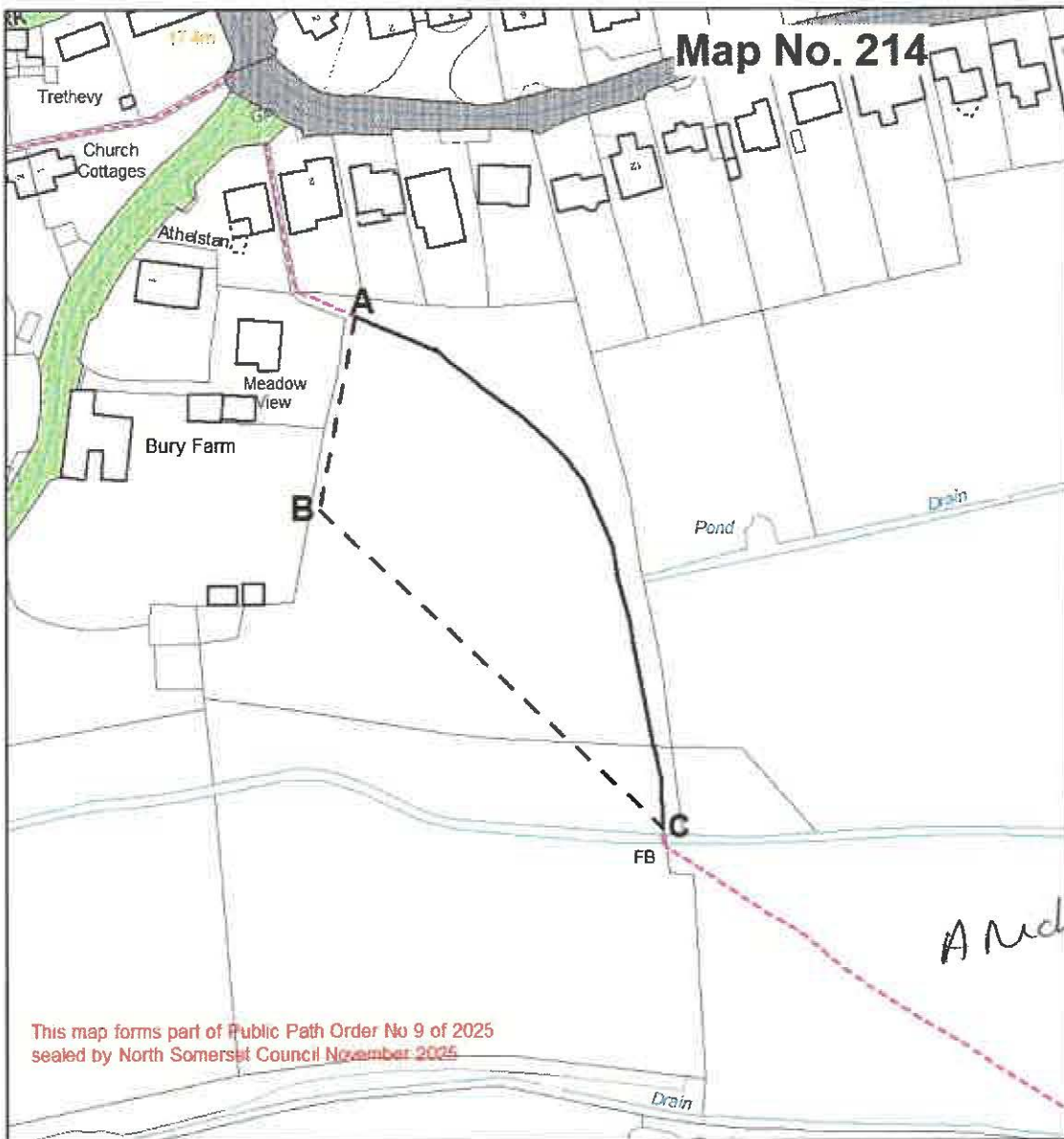
Given under the Common Seal of North Somerset District Council the 20th day of November 2025.

25/26-478

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

A ncd

For Asst Director Legal & Governance



Town and Country Planning Act - Section 257 North Somerset District Council

Proposed Public Path Diversion Order

Part of Public Footpath AX 20/2 The Bury, Old Banwell Road Locking



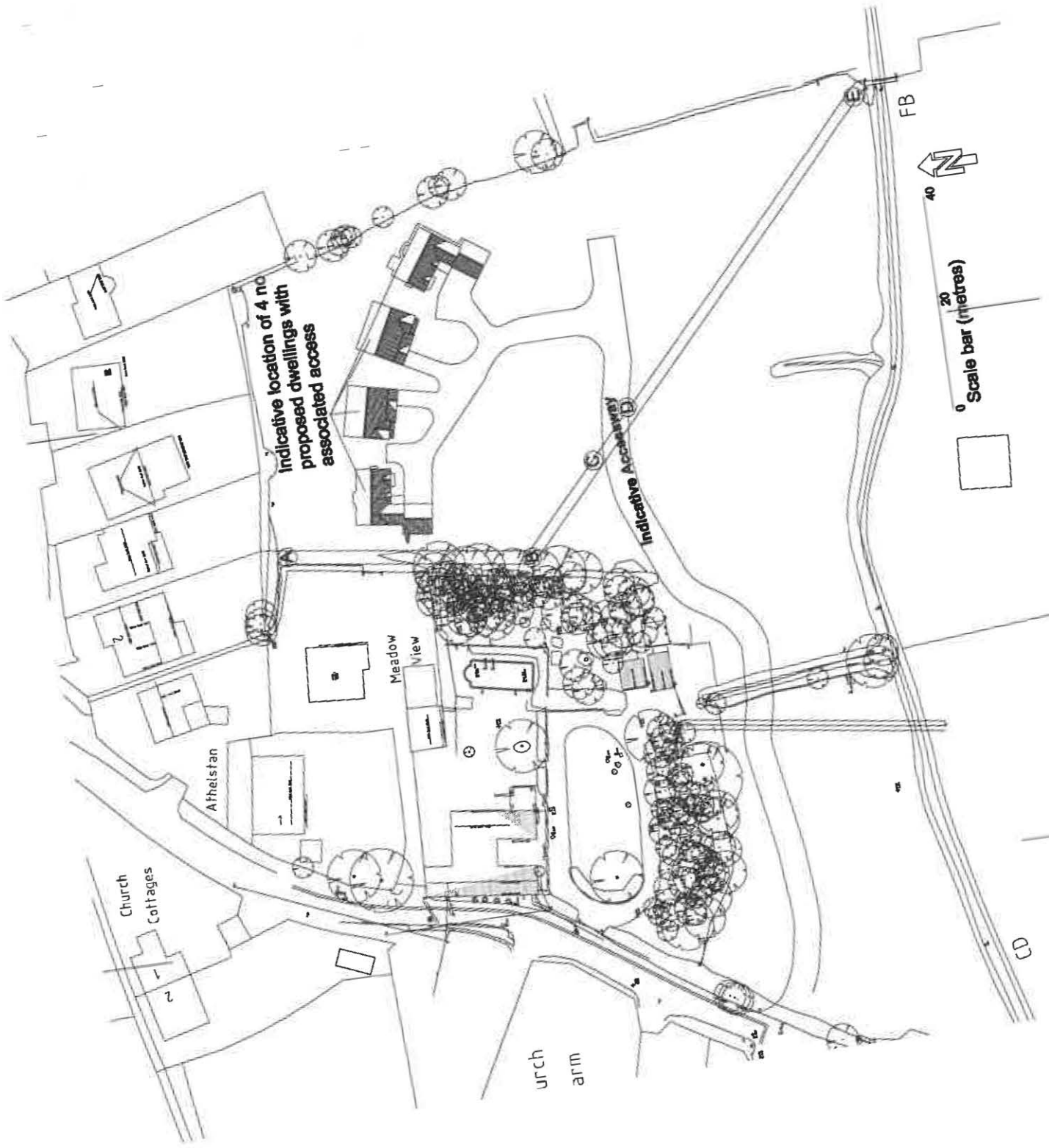
Place Directorate
Public Rights of Way
Streets and Open Spaces
North Somerset Council
Town Hall
Walliscote Grove Road
Weston-super-Mare
BS23 1UJ
Tel: 01934 888 802



Scale 1:645
Date 21 November 2024
Grid Square ST3859
Drawn by Paul Hayward
PATH TO BE DIVERTED
Existing ———
Proposed - - - - -
Connecting Paths - · - · -

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Awdol
Map PPO 214 A



Notice of making of an Order

TOWN AND COUNTRY PLANNING ACT 1990
NORTH SOMERSET DISTRICT COUNCIL
(Part Of Footpath AX 20/2 The Bury, Old Banwell Road Locking)
Public Path Diversion Order No.9 2025

The above Order, made on 20 November 2025, under Section 257 of the Town and Country Planning Act 1990, will divert part of Public Footpath AX 20/2 in the Parish of Locking within the District of North Somerset as described below:

Public Footpath AX 20/2 *from* point A (grid ref. ST ST36472 59586) running in a southeasterly then south south easterly direction for approximately 130 metres, to point C (grid ref. ST36544 59466) as shown by a bold continuous line on Map No. PPO 214;

to the new route is to start at Point A (grid ref. ST36472 59586), running in a south southwesterly direction for approximately 46m through point B (grid point ST 36464 59541) then southeasterly for approximately 109m to point C (grid ref. ST ST36544 59466). Total distance approximately 155 metres as shown by a bold broken line on Map No. PPO 214

The new path will be finished and have a width as set out in the Order and shown on map PPO 214 A

The Order and Order Maps can be viewed online at www.n-somerset.gov.uk/notices or a free copy can be obtained by emailing paul.hayward1@n-somerset.gov.uk or phoning 07584607213. Alternatively, visit Locking Post Office to view the Order and Order Map, at 1-2 Manor Court, Meadow Drive, Locking, Weston Super Mare, BS24 8BA

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 **8 January 2026**, quoting the reference PGH/PPO 214. 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, North Somerset District Council may confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment for confirmation, any representations and objections which have not been withdrawn will be sent with the Order.

Dated 11 December 2025

John Flannigan, Head of Open Space, Natural Environment and Leisure
North Somerset Council, Town Hall, Walliscote Grove Road, Weston-super-Mare
BS23 1UJ

EXPLANATORY STATEMENT

TOWN AND COUNTRY PLANNING ACT 1990
NORTH SOMERSET DISTRICT COUNCIL
(Part of footpath AX 20/2 The Bury, Old Banwell Road Locking)
Public Path Diversion Order No. 9 2024

**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 divert the footpath, to enable development to be carried out in accordance with planning permission 23/P/0820/OUT, granted under Part III of the Town and Country Planning Act 1990, namely:

23/P/0820/OUT – Outline application for the erection of 4 no. dwellings with access from the Bury; the creation of an attenuation pond; Erection of pumping station and diversion of existing Public Right of Way through site. All matters, except for means of access, reserved for subsequent approval

This proposed diversion is shown on the attached North Somerset Council **Map No. PPO 214 and PPO 214A** and set out in detail in the attached **Notice of Making an Order**.

This diversion order is required to enable the approved planning scheme to progress as the current PROW line runs through the application site.

The Order will come into effect only on the confirmation/certification 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 **8 January 2026** to the Natural Environment Team, North Somerset Council, Town Hall, Walliscote Grove Road, Weston-super-Mare, BS23 1UJ quoting reference **PGH/PPO 214** 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 Order 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.

