

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257

CHERWELL DISTRICT COUNCIL

BANBURY FOOTPATH No.49 (PART) DIVERSION ORDER 2022

This Order is made by Cherwell District Council ('the authority') under section 257 of the Town and Country Planning Act 1990, 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: the construction of up to 1000 new dwellings together with a mixed use local centre, community uses, primary school and safeguarded additional primary school land, secondary school playing field, green infrastructure, including formal and informal open space, landscape and amenity space, changing and sports facilities, sustainable drainage systems, new highways, cycle and pedestrian routes, car parking and the formation of a new access and spine road from the A361 Bloxham Road, infrastructure including utilities, engineering works and ground remodelling at Land East of the Bloxham Road (A361) and part of Wykham Park Farm, Wykham Lane, Banbury Oxon, OX16 9UP (Planning Permission Ref 14/01932/OUT and 21/01245/DISC).

By this Order:

- 1) The footpath over the land shown by a bold black line on the attached map and described in Part I of the Schedule to this Order ('the Schedule') shall be diverted as provided below.
- 2) There shall be created to the reasonable satisfaction of Cherwell District Council an alternative highway for use as a replacement for the said footpath as provided in Part II of the Schedule and shown by bold black dashes on the attached map.
- 3) The diversion of the footpath shall have effect on the date on which Cherwell District Council certify that the terms of Article 2 have been complied with by confirmation of this order.
- 4) 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 on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

Part I: Description of site of existing path or way

The entire width of Banbury FP 49, that runs from OS Grid Reference SP 44132, 38622 (point A on the order map), north-north-eastwards for approximately 132 metres to OS Grid Ref SP 44189, 38740 (point B).

Width: 6 feet

Part II: Description of site of alternative highway

From Banbury FP 49 at OS Grid Reference SP 44132, 38622 (point A on the order map), north-east-eastwards for approximately 21 metres to OS Grid ref SP 44149, 38636 (point C), then east-north-eastwards for approximately 49 metres to OS Grid Ref SP 44196, 38651 (point D), continuing north-east-northwards for approximately 29 metres to OS Grid Ref SP 44212, 38676 (point E), then northwards for approximately 24 metres to OS Grid Ref SP 44212, 38701 (point F), then north-north-westwards for approximately 44 metres to OS Grid Ref SP 44189, 38740 (point B), where the new footpath re-joins the unaffected part of Banbury FP 49.

Width: 3.5 metres

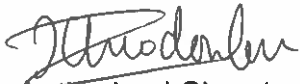
CHERWELL DISTRICT COUNCIL

BANBURY FOOTPATH No.49 (PART) DIVERSION ORDER 2022

Making of the Order:-
THE COMMON SEAL of
CHERWELL DISTRICT
COUNCIL was hereunto
affixed in the presence
of:



CDC 20730

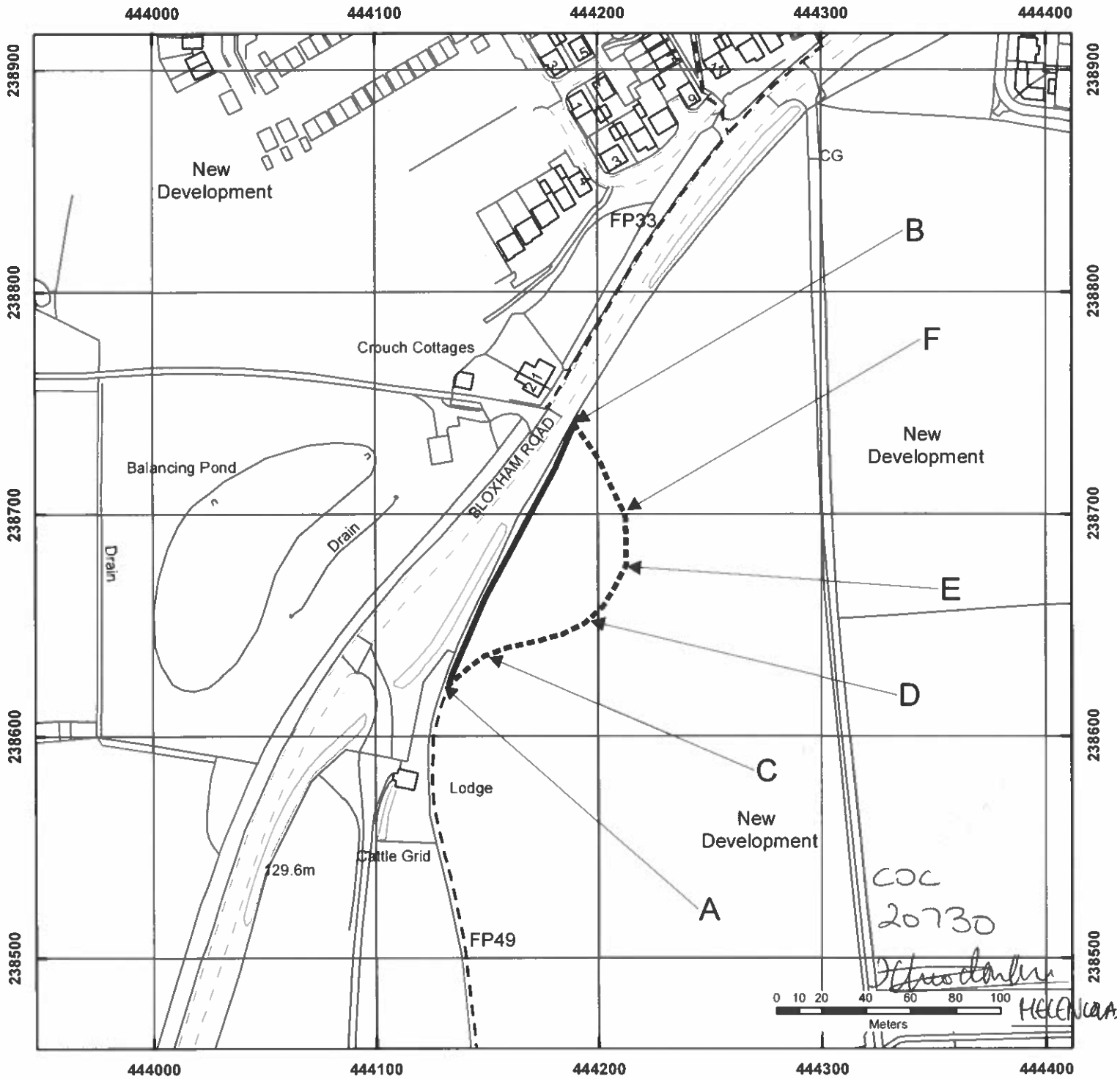

Authorised Signatory
[State Name]: Helen Iolas

Dated: 12 May 2022

Confirmation of the Order:-
THE COMMON SEAL of
CHERWELL DISTRICT
COUNCIL was hereunto
affixed in the presence
of:

Authorised Signatory
[State Name]:

Dated:



**Banbury Footpath No.49
(Part) Diversion Order 2022
under Section 257 of the
Town and Country Planning Act 1990**



Cherwell
DISTRICT COUNCIL
NORTH OXFORDSHIRE

Scale 1:2500 @A4

RIGHT OF WAY TO BE
DIVERTED

A B

PROPOSED NEW ROUTE

A C D E F B

UNAFFECTED PUBLIC
RIGHTS OF WAY

FP49 FP33

Making Date

12 May 2022

Confirmation Date

