

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257

CHERWELL DISTRICT COUNCIL

BANBURY FOOTPATH No.47 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 South of Salt Way and adjoining 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 47, that runs from OS Grid Reference SP 45245, 38472 (point A on the order map), northwards for approximately 273 metres to OS Grid Ref SP 45249, 38745 (point B).

Width: Not recorded

Part II: Description of site of alternative highway

From Banbury FP 47 at OS Grid Reference SP 45245, 38472 (point A on the order map), running west-north-westwards for approximately 109 metres to OS Grid Ref SP 45138, 38497 (point C), then north-north-eastwards for approximately 81 metres to OS grid Ref SP 45157, 38576 (point D), continuing north-westwards for approximately 22 metres to OS Grid Ref SP 45146, 38595 (point E), then north-north-eastwards through OS Grid Ref SP 45158, 38621 (point F) for approximately 165 metres to OS Grid Ref SP 45192, 38754 (point G), then north-westwards for approximately 34 metres to OS Grid Ref SP 45163, 38771 (point H), continuing north-north-eastwards for approximately 17 metres to OS Grid Ref SP 45171, 38787 (point I), where the new footpath meets Banbury RB 41.

Width: 4 metres (section from new highway southwards) and 3 metres (section from the Salt Way adjacent to new school sports field)

CHERWELL DISTRICT COUNCIL

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



CDC 20729

A handwritten signature in black ink, appearing to read 'Helen Iokis'.

Authorised Signatory
[State Name]: Helen Iokis

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:

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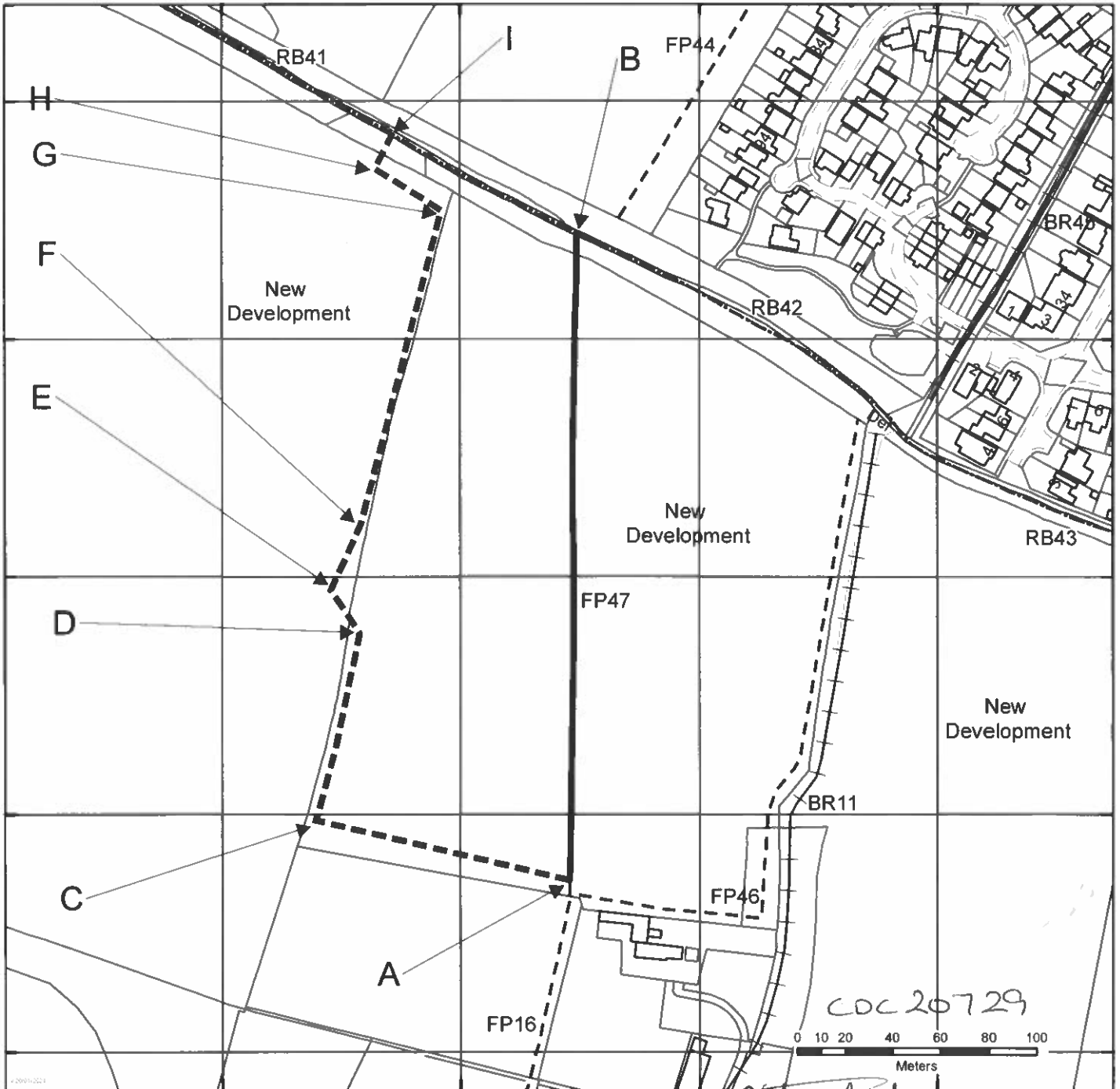
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**Banbury Footpath No.47
Diversion Order 2022
under Section 257 of the
Town and Country Planning Act 1990**



DISTRICT COUNCIL
NORTH OXFORDSHIRE

Scale 1:2500 @A4

RIGHT OF WAY TO BE
DIVERTED



PROPOSED NEW ROUTE



UNAFFECTED PUBLIC
RIGHTS OF WAY



Making Date

12 May 2022

Confirmation Date

