

**PUBLIC PATH DIVERSION ORDER
TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257**

**THE CHESHIRE EAST BOROUGH COUNCIL
(FOOTPATH NO 2 AND 3 (PARTS) PARISH OF HULME WALFIELD)
PUBLIC PATH DIVERSION ORDER 2017**


This Order is made by Cheshire East Borough 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 footpaths 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 1990 Act. Namely:

Planning Consent No. 16/3107C 'Reserved matters application (appearance, landscaping, layout and scale) for residential development comprising of 96 dwellings.'

BY THIS ORDER:

1. The Public Footpaths over the land situated in the Parish of Hulme Walfield and shown by bold black continuous lines on the plan contained in this Order and described in Part 1 of the Schedule to this Order ("The Schedule") shall be stopped up as provided below.
2. There shall be created to the reasonable satisfaction of the Authority alternative highways for use as a replacement for the said footpaths as provided in Part 2 of the Schedule and shown by bold black dashes on the attached plan.
3. The diversion of the footpaths shall have effect on the date which the Authority certifies that the terms of Article 2 above have been complied with.
4. Where immediately before the date on which the footpaths are diverted there is apparatus under, in, on, over along or across it belonging to the 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.
5. This Order shall be cited as "The Cheshire East Borough Council (Footpath Nos 2 and 3 (Parts) Parish of Hulme Walfield) Public Path Diversion Order 2017".

THE COMMON SEAL OF
CHESHIRE EAST BOROUGH COUNCIL
was hereunto affixed this 5th day of October
Two Thousand and Seventeen in the presence of:-



Authorised Signatory

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OFFICIAL