

**Town & Country Planning Act 1990, Section 257.
Public footpath Batley 20 (part) at Lady Anne Crossing, Batley.**

Public Path Diversion Application - Explanatory Statement

Under the Town & Country Planning Act 1990, local authorities have the power to make orders to stop up or divert public rights of way if they are satisfied that it is necessary to so in order to enable development.

An application has been received to divert part of public footpath Batley 20 at Lady Anne crossing, Batley. The application is made on the grounds that it is required to implement planning application 2021/93311 for the erection of a new footbridge, ramps and stairs (within a Conservation Area).

<https://www.kirklees.gov.uk/beta/planning-applications/search-for-planning-applications/detail.aspx?id=2021%2F93311>

The length of the footpath to be stopped up is shown by the bold solid line. This diversion application is in connection with the Transpennine Route Upgrade and Network Rail's intention to close the Batley signal box and the adjacent level crossing. This includes the erection of walls and fences in place of the existing level crossing gates.

The footpath to be created is shown by the bold dashed line. This new footpath will be available via steps between points C and D or as a ramp, C – G – H – E.

The sections of unaffected footpaths are shown by the continuous line with short bars at intervals.

Any proposed diversion order would come into effect only after it has been confirmed: this is a preliminary consultation process and simply provides an opportunity for views to be expressed.

THIS EXPLANATORY STATEMENT IS PART OF A PRELIMINARY CONSULTATION ON THE APPLICANT'S PROPOSAL AND NO DECISION OR ORDER HAS BEEN MADE BY THE COUNCIL.

To make an order Kirklees Council will need to be satisfied that the proposal complies with the following grounds and tests in the Town & Country Planning Act:

- It is necessary to divert the part of the path in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town & Country Planning Act 1990.
- It is in accordance with the Kirklees Council Rights of Way Improvement Plan.
- The council must also consider the effect that the Order would have on users of the path.

Comments on the proposal should be made in writing by 6 January 2022 to Public Rights of Way, Kirklees Council, Flint Street, Fartown, Huddersfield, HD1 6LG. Email publicrightsofway@kirklees.gov.uk . Enquiries only may be made by telephone - call 01484 221000 and ask for Phil Champion.