

**TOWN AND COUNTRY PLANNING ACT 1990 – SECTION 257 AND
PARAGRAPH 1 OF SCHEDULE 14**

**Kirklees Council Public Footpath Batley 40 (part) at Howley Walk, Soothill,
Batley Public Path Diversion Order 2021**

This Order is made by Kirklees 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 demolition of existing garages and erection of seven dwellings.

BY THIS ORDER

1. The footpath over the land shown by a bold black line on the attached map and described in Part 1 of the Schedule to this Order (“the Schedule”) shall be diverted as provided below
2. There shall be created to the reasonable satisfaction of Kirklees Council an alternative highway for use as a replacement for the said footpath as provided in Part 2 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 Kirklees Council certify that the terms of Article 2 have been complied with
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
5. This Order may be cited as the “Kirklees Council Public Footpath Batley 40 Howley Walk, Soothill, Batley (part) Public Path Diversion Order 2021”

GIVEN under the Corporate Common Seal)
of the Council of the Borough of Kirklees)
this **Twenty eighth** day of October)
Two thousand and twenty one)



014460

A handwritten signature in black ink, appearing to be "M. M. M. M. M."

Service Director – Legal, Governance and Commissioning/Authorised Signatory

SCHEDULE

PART 1

Description of existing path (to be stopped up)

Public footpath having a width of approximately 1.2 metres shown on the plan annexed hereto by a bold solid line commencing at point A at grid reference SE 2526 2428 and proceeding in a generally northerly direction for approximately 102 metres to point B at grid reference SE 2526 2437.

PART 2

Description of new paths (to be added)

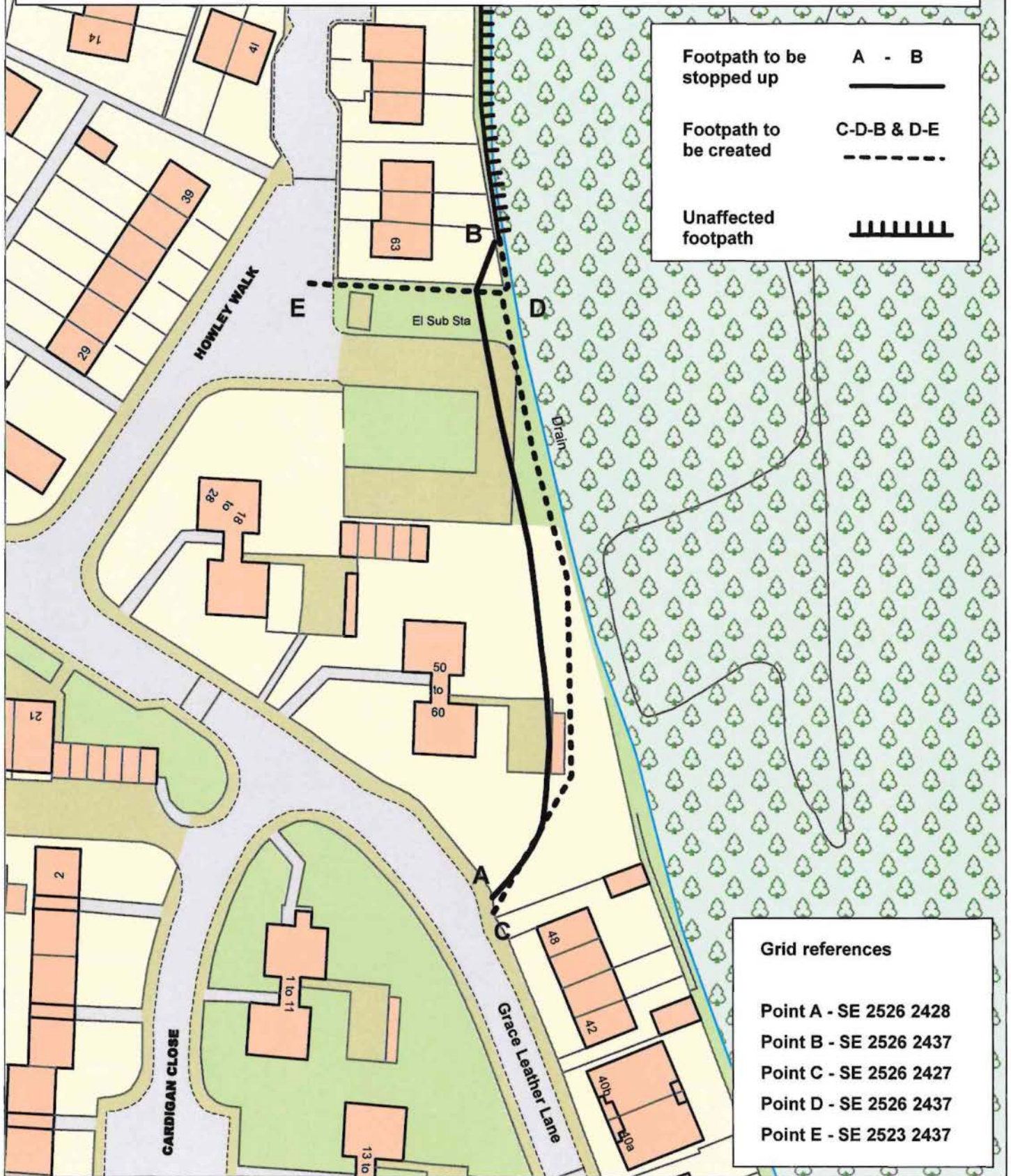
Public footpath having a width of 2 metres shown on the plan annexed hereto by a bold dashed line commencing at point C at grid reference SE 2526 2437 and proceeding in a generally northerly direction for approximately 105 metres via point D at grid reference SE 2526 2437 to point B at grid reference SE 2526 2437 with a branch footpath commencing at point D at grid reference SE 2526 2437 and proceeding in a westerly direction for approximately 30 metres to point E at grid reference 2523 2437.

Width: 2 metres

Length: 135 metres

Surface: sandstone

Town & Country Planning Act 1990, section 257. Diversion of public footpath Batley 40 (part) at Howley Walk, Soothill, Batley



Public Rights of Way

Date: 15/10/2021

Scale: 1:750

Filename: order plan.WOR



Dated 28th October 2021

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at Howley Walk, Soothill, Batley
Public Path Diversion Order 2021**

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