

**CHESHIRE WEST AND CHESTER BOROUGH COUNCIL**  
**TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257**

**CONFIRMATION OF PUBLIC PATH DIVERSION ORDER**

**THE CHESHIRE WEST AND CHESTER BOROUGH COUNCIL**  
**(PUBLIC FOOTPATH NO.3 (PART) IN THE PARISH OF KINGSLEY)**  
**PUBLIC PATH DIVERSION ORDER 2020**

The required publicity in accordance with Schedule 14 to the above Act having been given to the foregoing Order and no objections or representations having been duly made or if so made having been withdrawn, and the period of twenty eight days from the service of the Notices of the making of the Order having expired, the said Order is **CONFIRMED** as an unopposed Order by the Cheshire West and Chester Borough Council.

Dated 2 March 2021



Authorised Signatory  
SOS3 .

**PUBLIC PATH DIVERSION ORDER**

**TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257**

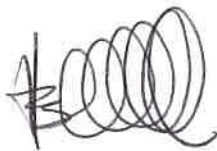
**THE CHESHIRE WEST AND CHESTER BOROUGH COUNCIL  
(PUBLIC FOOTPATH NO.3 (PART) IN THE PARISH OF KINGSLEY)  
PUBLIC PATH DIVERSION ORDER 2020**

This Order is made by Cheshire West and Chester 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 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 1990 Act namely: Chester West and Chester Council Application 19/02743/FUL.

**BY THIS ORDER:**

1. The Public Footpath over the land situate in the Parish of Kingsley and shown by a bold black line on the plan contained in this Order 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 the Authority 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 plan
3. The diversion of the footpath shall have effect on the date on which the Authority certifies 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 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 West and Chester Borough Council (Footpath No 3 (part) in the Parish of Kingsley) Public Path Diversion Order 2020"

THE COMMON SEAL OF CHESHIRE  
WEST AND CHESTER BOROUGH  
COUNCIL was hereunto  
affixed this Sixteenth day of January  
Two Thousand and Twenty  
in the presence of:-



Authorised Signatory

## **SCHEDULE**

### **PART 1**

#### Description of site of existing Path or Way to be diverted

That length of Public Footpath No 3 in the Parish of Kingsley commencing at the rear of housing on Depmore Lane at OS grid Reference SJ 5416 7478 (point A on Plan No SD062A) then running in a generally northerly, then easterly then northerly direction for approximately 256 metres to the Junction with Hollow Lane (B5153) to OS grid reference SJ 5145 7497 (point B on Plan No SD062A) as indicated by a bold black line between points A-B on Plan No SD062A.

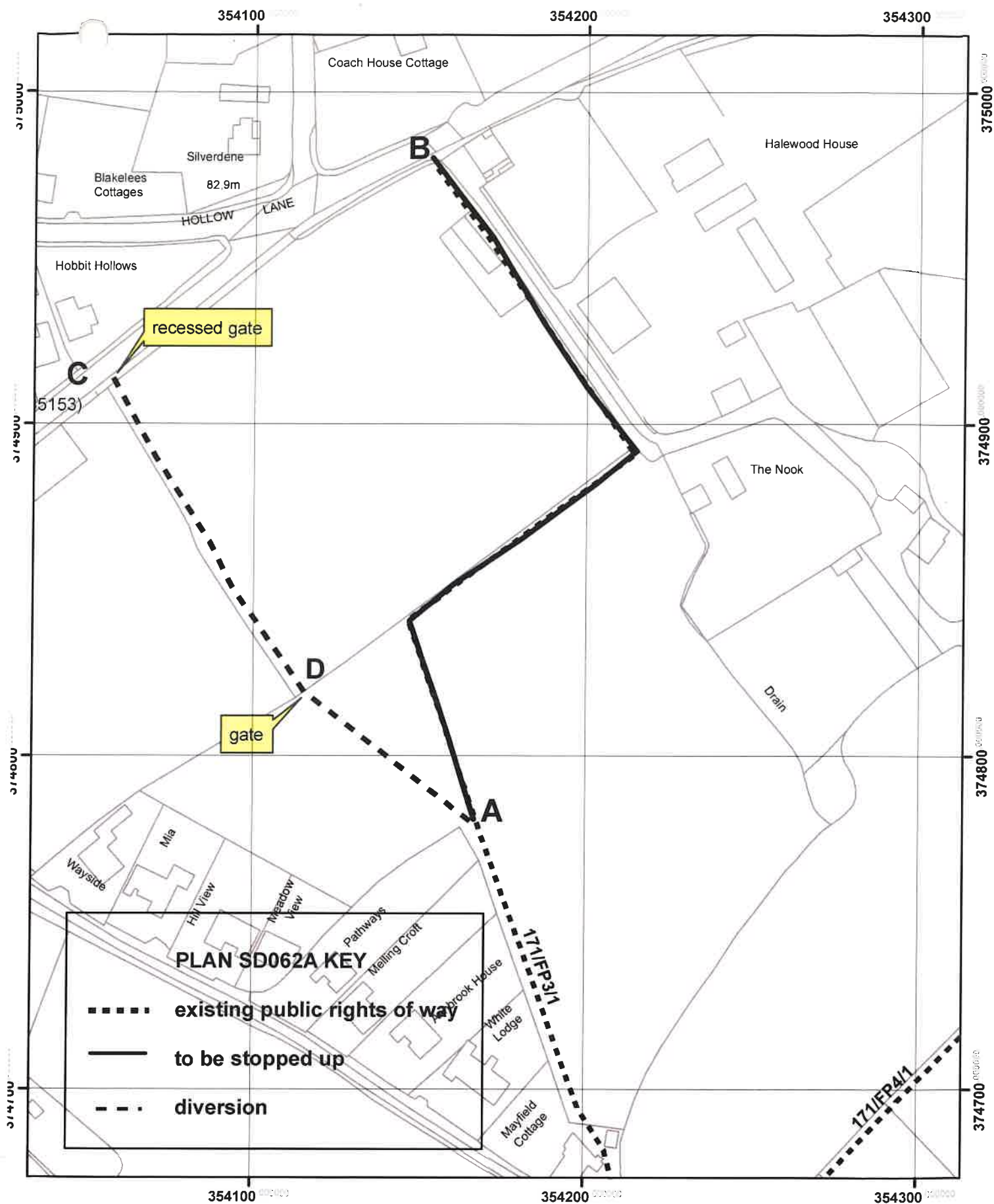
A total distance of approximately 256 metres

### **PART 2**

#### Description of site of new Path or Way

A footpath in the parish of Kingsley commencing at OS grid reference SJ 5416 7478 (point A on Plan No SD062A) then running in a north westerly direction for approximately 64 metres to OS grid Reference SJ 5411 7481 (point D on Plan SD062A) and continuing in a North Westerly Direction for approximately 110 metres inside the field boundary hedge to Middle Lane at OS grid reference SJ 5405 7419 (point C on Plan No SD062A) as indicated by a broken black line between the points A-D-C on plan no SD062A.

A total distance of approximately 174 metres. The footpath running between points A-D-C on Plan No SD062A is 2 metres wide throughout



**Town and Country Planning Act 1990 s257**  
**The Cheshire West and Chester Borough Council**  
**(Public Footpath No 3 (part) in the Parish of Kingsley)**  
**Public Path Diversion Order 2020**



The Ordnance Survey map data included is provided by this Authority in order to fulfil its public function. Persons viewing this mapping should contact Ordnance Survey copyright for advice where they wish to licence Ordnance Survey map data for their own use. This map is based upon Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Cheshire West and Chester Council. 100049046