

WEST OXFORDSHIRE DISTRICT COUNCIL
LOWLANDS AREA PLANNING SUB-COMMITTEE
MONDAY 5TH JUNE 2017

FOOTPATH DIVERSION APPLICATION AT CHURCHILL FARM, CHURCHILL.
REPORT OF THE HEAD OF PLANNING AND STRATEGIC HOUSING
(Contact: Abby Fettes, Tel: (01993) 861684)

(The decisions on this matter will be a resolution.)

1. PURPOSE

- 1.1 To seek authority for Officers to make a Public Path Diversion Order under Section 119 of The Highways Act 1980 and carry out the required statutory consultation upon it.
- 1.2. The application for the diversion has been made in the interest of the owner of the land crossed by the path and is expedient in the interests of the owner. The path will not be substantially less convenient nor less enjoyable to the public as a consequence of the diversion.

2. RECOMMENDATIONS

That the Head of Planning and Strategic Housing be authorised to make the Order and carry out public consultation, consistent with the drafted Order attached to this report.

3. BACKGROUND

- 3.1 Planning permission was granted on 18th May 2017 for the “Demolition of existing structures and erection of ten dwellings with associated garages, car parking and landscaping.” – application reference 16/03533/FUL.
- 3.2 As a result of the implementation of the planning permission, it will be necessary to divert a section of footpath 168/1, as described in the attached draft order.

4. FINANCIAL IMPLICATIONS

None

5. ALTERNATIVES/OPTIONS

None.

6. REASONS

See section 3.

7. PROCEDURAL MATTERS

- 7.1. At this stage Officers are only seeking authority to make the Order and consult upon it. If objections are raised, it will not be possible for the Local Planning Authority to confirm the Order. In these circumstances the Order and any objections to it will be considered by the Planning Inspectorate on behalf of the Secretary of State.

7.2 The Inspectorate does not consider the need for the development to which the Order relates. However, account must be taken of the effect of the Order on those entitled to the right which would be affected.

Giles Hughes
Head of Planning and Strategic Housing

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Date: 2nd May 2017

Background Papers:

Draft order attached