

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990: SECTION 257

The Stroud District Council Footpath CST19 and CST21, Dursley Rugby Football Club, Stinchcombe, Section 257 Diversion Order 2023

1. **IN THIS ORDER** the following expressions shall have the following meanings attributed to them:
 - 1.1 “**Applicant**” means Dursley Rugby Football Club who has applied for this Order to be made;
 - 1.2 “**Certificate of Completion**” means confirmation in writing provided by the Highway Authority certifying that it is satisfied that the Works have been properly carried out at the cost of the Applicant;
 - 1.3 “**Consent**” means the planning permission granted on the 31 March 2020 in respect of reference number S.20/0698/FUL for the carrying out of the Development;
 - 1.4 “**Development**” means the change of use from agricultural to F2 (sports pitches) at Dursley Rugby Football Club, The Avenue, Stinchcombe, Gloucestershire;
 - 1.5 “**Footpaths**” means public footpaths, Footpath CST19 and CST21;
 - 1.6 “**Highway Authority**” means Gloucestershire County Council of Shire Hall, Westgate Street, Gloucester GL1 2TG
 - 1.7 “**New Route**” means the route shown by a dashed black line between points B-B1-A-H-G-F as marked on the attached plan and described in Part II of the Schedule to this Order;
 - 1.8 “**Original Sections**” means the Original Section CST19 and Original Section CST21;
 - 1.9 “**Original Section CST19**” means that section of the Footpath shown by a solid black line between points B-D-A as marked on the attached plan and described in Part I of the Schedule to this Order;
 - 1.10 “**Original Section CST21**” means that section of the Footpath shown by a solid black line between points D-C-E-F as marked on the attached plan and described in Part I of the Schedule to this Order;
 - 1.11 “**Works**” means the works for the purpose of creating a right of way over the New Route as specified in Part III of the Schedule to this Order.

2. **THIS ORDER IS MADE** by Stroud District Council under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert the Footpath

in order to enable the Development to be carried out in accordance with the Consent granted under Part III of the Town and Country Planning Act 1990.

3. BY THIS ORDER:

- 3.1 The Original Sections shall be diverted as provided for herein;
- 3.2 The New Route shall be created as an alternative public right of way for use as a replacement for the Original Sections, subject to the issue of the Certificate of Completion;
- 3.3 The Works shall be carried out at the cost of the Applicant;
- 3.4 The diversion of the Original Sections shall take effect from the date of issue of the Certificate of Completion for the Works; and,
- 3.5 Where immediately before the date on which this order comes into effect there is apparatus in, on, over, under, along or across the Original Sections belonging to statutory undertakers for the purpose of carrying on their undertaking, those undertakers shall continue to have the same rights in respect of that apparatus as they then had.

4. **THIS ORDER SHALL COME INTO FORCE** on the date of issue of the Certificate of Completion for the Works and may be cited as the "Stroud District Council Footpath CST19 and CS21 Dursley Rugby Football Club, Stinchcombe, Section 257 Diversion Order 2023".

SCHEDULE

PART I

Description of the Original Section CST19

The section of Footpath situated between points A (OS Grid Reference 373206 199145), D (OS Grid Reference 373357 199104) and B (OS Grid Reference 373258 199234) marked on the attached plan with a solid black line which measures approximately 230 metres long and unknown width.

Description of the Original Section CST21

The section of Footpath situated between points D (OS Grid Reference 373357 199104), C (OS Grid Reference 373342 199080), E (OS Grid Reference 373310 198966) and F (OS Grid Reference 373221 198973) marked on the attached plan with a solid black line which measures approximately 245 metres long and unknown width.

PART II

Description of New Route

The route shown by a dashed black line on the attached plan commencing at B (OS Grid Reference 373397 199168), where the route heads north-west 155 metres to point B1 (OS Grid Reference 373258 199234), where the route heads south-west 105 metres to point A (OS Grid Reference 373206 199145), where the route heads south-west 135 metres to point H (OS Grid Reference 373167 199016), where the route heads east 65 metres to point G (OS Grid Reference 373226 198996), where the route heads south 25 metres to point F (OS Grid Reference 373221 198973) and is approximately 2 metres in width.

PART III

Description of the Works

The Footpath is to remain a grass track. A Hunters Gate will be present at points A and H, and a Kissing Gate at point G.

The Order is made this

22nd day of August 2023

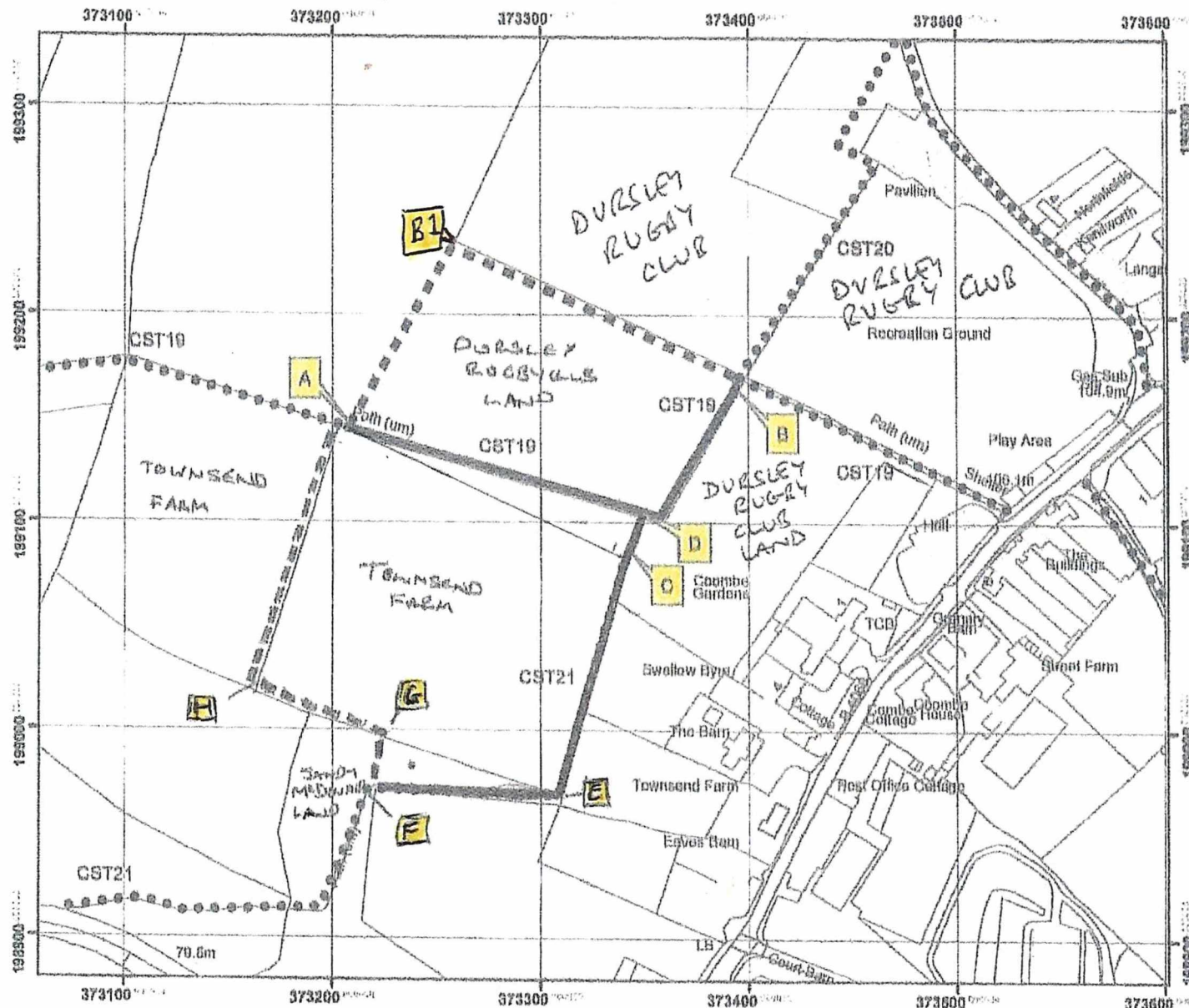
THE COMMON SEAL of the)
STROUD DISTRICT COUNCIL)
was hereunto affixed in the presence of:)



Cheryl Hester

Authorised Officer

*Cheryl hester
Chief planning Advocate*



**PROPOSED DIVERSION
OF PART OF PUBLIC
FOOTPATH CST 19
AND CST 21 IN THE
PARISH OF
STINCHCOMBE**

Key

**Footpath Proposed
to be Stopped Up**

Proposed New Footpath

Unaffected Right of Way



Drawn by: SKML.

Date: 23rd March 2020

1:2,500

Chad
6847

