

MALDON DISTRICT COUNCIL

**PUBLIC PATH DIVERSION ORDER 2024
FOOTPATH 17 WOODHAM MORTIMER**

**IN
THE DISTRICT OF MALDON**

**TOWN & COUNTRY PLANNING ACT 1990 - SECTION 257
PUBLIC PATH DIVERSION ORDER**

MALDON DISTRICT COUNCIL

TOWN & COUNTRY PLANNING ACT 1990 - SECTION 257

PUBLIC PATH DIVERSION ORDER

FOOTPATH 17 WOODHAM MORTIMER

This Order is made by MALDON DISTRICT COUNCIL ("the authority") under section 257 of the Town & Country Planning Act 1990 ("the 1990 Act") because it is satisfied that it is necessary to divert part of 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 by Maldon District Council namely: Planning Application FUL/MAL/21/01276 Erection of a crematorium with ceremony hall, memorial arboretum and associated use of land, restoration of Coopers Monument, vehicular access, parking, landscaping, pedestrian crossing and diversion of footpath (PROW 269_17).

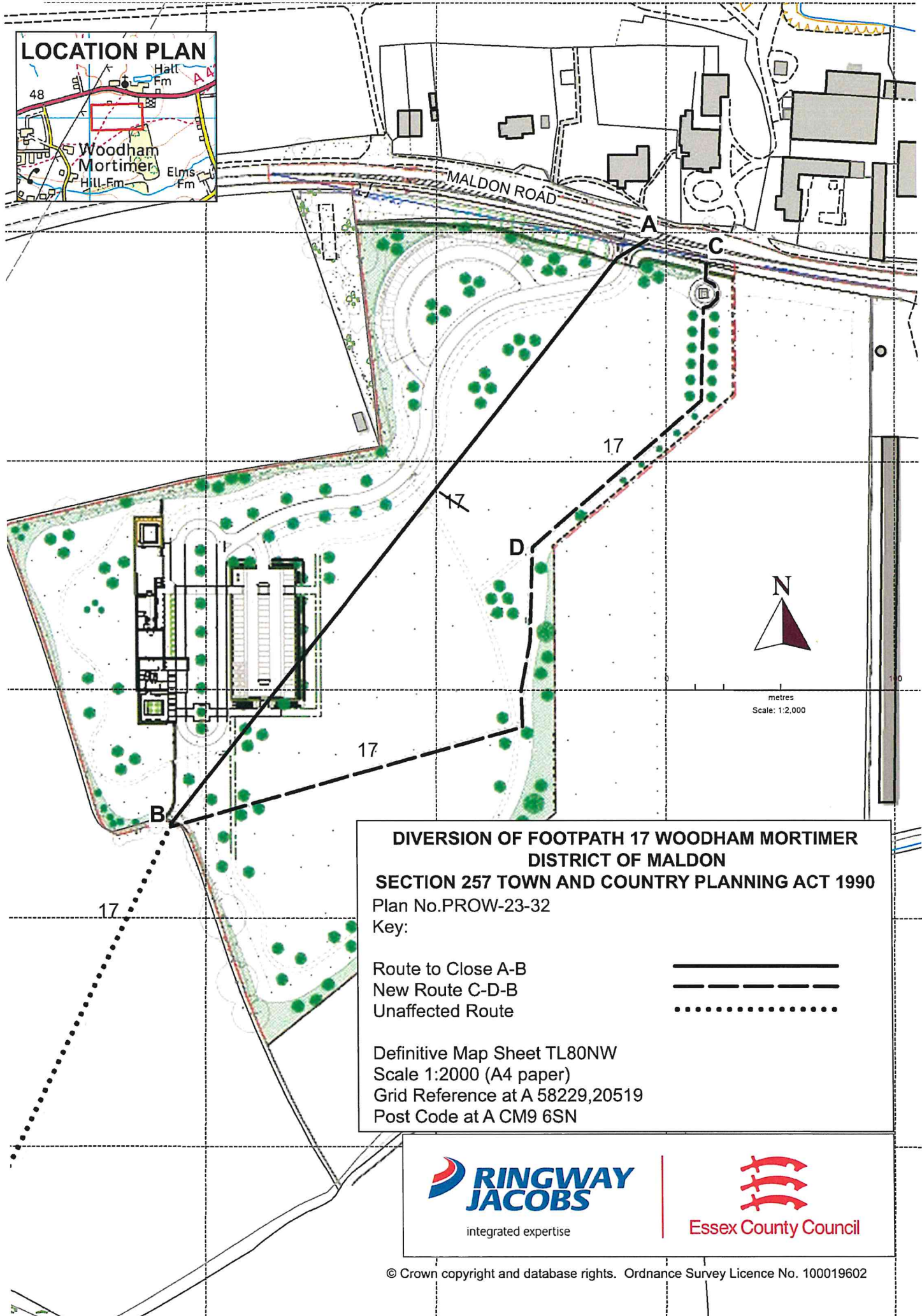
BY THIS ORDER:

1. A part length of the footpath over the land shown by a bold 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 Essex County 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 Essex County Council certify that the terms of Article 2 above have been complied with.
5. The applicant is hereby required to pay the full costs of seeking the diversion Order; this to include costs of advertising and administration,

accommodation costs for any resulting hearing or inquiry, and the removal or abandonment of any apparatus, including the cost of providing any telecom apparatus rendered useless under, in, on, over, along or across the path to be stopped up.

6. Where immediately before the date on which part of the footpath is diverted, there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying out their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

LOCATION PLAN



metres
Scale: 1:2,000

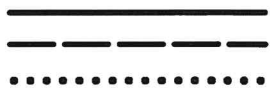
**DIVERSION OF FOOTPATH 17 WOODHAM MORTIMER
DISTRICT OF MALDON**

SECTION 257 TOWN AND COUNTRY PLANNING ACT 1990

Plan No. PROW-23-32

Key:

- Route to Close A-B
- New Route C-D-B
- Unaffected Route



Definitive Map Sheet TL80NW
Scale 1:2000 (A4 paper)
Grid Reference at A 58229,20519
Post Code at A CM9 6SN



SCHEDULE

[PART 1]

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A part length of Footpath 17 Woodham Mortimer shown by a bold continuous line on the Order Map starting from point **A** at grid reference 58229,20519 running in a south westerly direction from Maldon Road for a distance of approximately 330 metres to point **B** at grid reference 58208,20494 located at a field boundary where it continues unaffected.

[PART 1]

DESCRIPTION OF SITE OF NEW PATH OR WAY

A Footpath being 2 metres in width shown by a bold dashed line on the Order Map commencing at point **C** at grid reference 58231,20518 located approximately 28 metres further east along Maldon Road from the aforementioned point **A** continuing in a southerly direction around the eastern side of the Obelisk along a natural surfaced, tree lined path then in a south westerly direction for a total distance of approximately 165 metres to point **D** at grid reference 58224,20506 then continuing along a natural path in a southerly then south westerly direction for a distance of approximately 238 metres to the aforementioned point **B** where it continues unaffected.

Given under the Common Seal of the MALDON DISTRICT COUNCIL this day of 28/22024

The common seal of the
MALDON DISTRICT COUNCIL)
was hereunto affixed in the
presence of:-

) *R.A. Holmes*
)
)



Dated: 28 day of February 2024

PUBLIC PATH DIVERSION ORDER

**TOWN & COUNTRY PLANNING ACT
1990 Section 257**

Footpath 17 Woodham Mortimer
District of Maldon