

## **PUBLIC PATH DIVERSION ORDER**

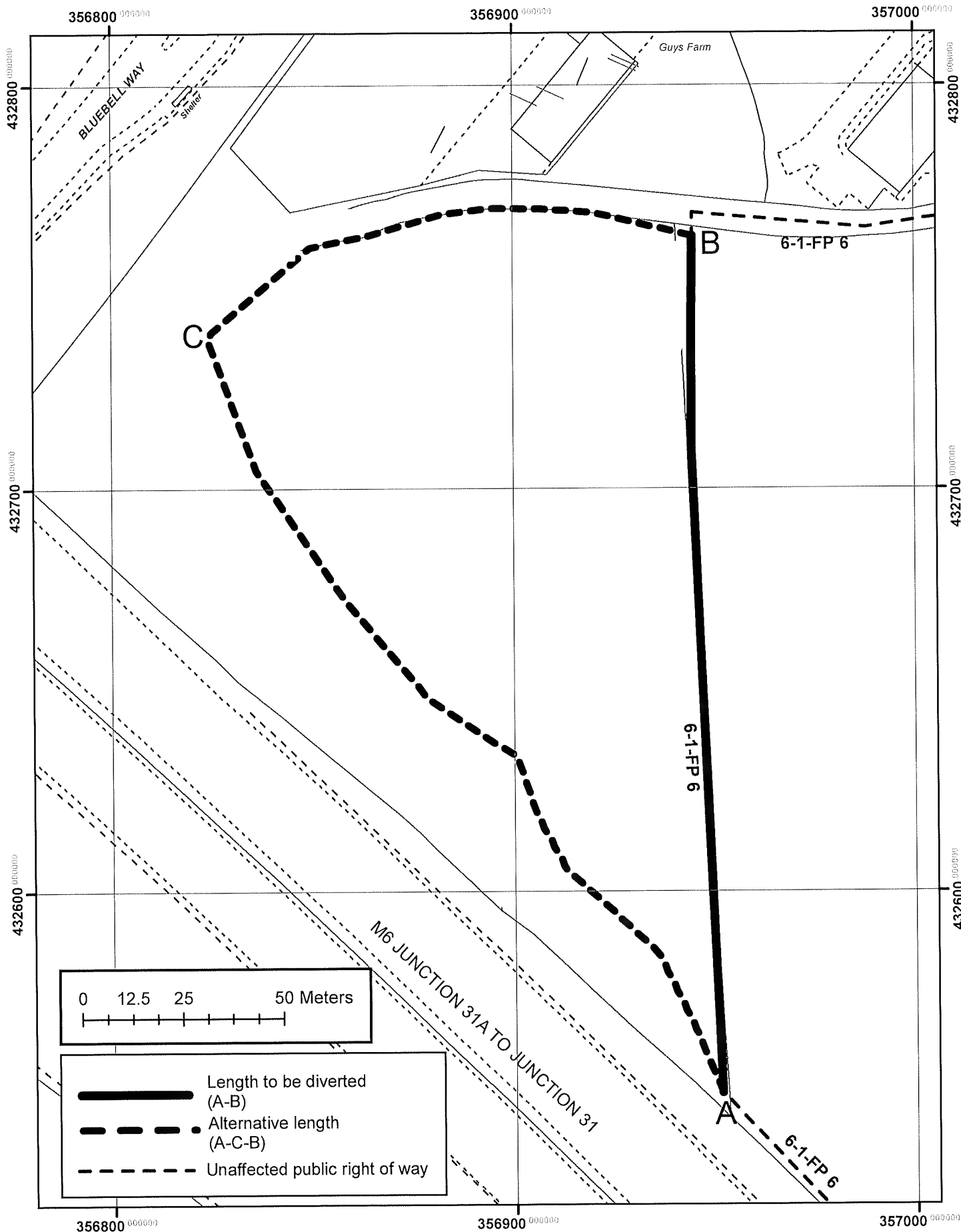
### **TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257**

#### **CITY OF PRESTON (DIVERSION OF PART OF FOOTPATH FULWOOD 6 (6-1-FP 6), SOUTH OF BLUEBELL WAY, PRESTON EAST) ORDER 2022**

This Order is made by Preston City Council 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 (reference number 06/2022/0003) for the development of 1 no. industrial unit (Class B2 and Class B8) with ancillary office floorspace and associated landscaping and infrastructure at Preston East Employment Area, Bluebell Way, Fulwood, Preston.

#### **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 Preston City 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 Preston City Council certify that the terms of Article 2 have been complied with.
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule:
  - (i) construction of 2 metres wide bitmac surfaced footpath and
  - (ii) such other works as may be notified to Henry Boot Barnfield (Preston East) Limited (Company Number 09794805) following inspection by Lancashire County Council.
5. Where immediately before the date on which any footpath affected by this Order 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.
6. The aforesaid Henry Boot Barnfield (Preston East) Limited shall pay the costs of providing an alternative highway to the reasonable satisfaction of Preston City Council as described in Article 2 above.



Preston  
City  
Council

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TOWN AND COUNTRY PLANNING ACT 1990  
SECTION 257  
CITY OF PRESTON (DIVERSION OF PART OF FOOTPATH FULWOOD 6,  
SOUTH OF BLUEBELL WAY, PRESTON EAST) ORDER 2022

Scale 1:2500 @A4  
Plan Ref: RJP211-748v1

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The digitised Rights of Way information should be used for guidance only as its accuracy cannot be guaranteed. Rights of Way information must be verified on the ground. Do not rely on this map for legal purposes.

## SCHEDULE

All lengths and compass directions are approximate and points are as indicated on the attached map.

### PART 1

#### Description of site of existing path or way

The entire width of that part of Footpath Fulwood 6 (6-1-FP 6) from the point where the footpath changes direction to run north from the M6 Motorway at point A (SD 5695 3255), running north for 215 metres to a point 10 metres north of the warehouse located off Trefoil Way at point B (SD 5694 3276), as indicated on the map.

### PART 2

#### Description of site of alternative highway

A bitmac surfaced public footpath from the same point where the footpath changes direction to run north from the M6 Motorway at point A (SD 5695 3255), running generally north north west for 230 metres to an unmarked point on the development site at point C (SD 5682 3273), then generally east for 130 metres to the same point 10 metres north of the warehouse located off Trefoil Way at point B (SD 5694 3276). A total length of 360 metres.

The width of the footpath between point A (SD 5695 3255), running via point C (SD 5682 3273) to point B (SD5694 3276) will be 2 metres.

THE COMMON SEAL OF )  
PRESTON CITY COUNCIL )  
was affixed on the 13<sup>th</sup> day )  
of December 2022 )  
in the presence of:- )



████████████████████  
AUTHORISED SIGNATORY

## CONFIRMATION OF ORDER

This Order was confirmed as an unopposed Order by the Preston City Council on the 2<sup>nd</sup> day of February 2023.

Signed on behalf of the Preston City Council

.....  
[REDACTED]  
.....  
Authorised by the Preston City Council to sign in that behalf

PRESTON CITY COUNCIL CERTIFIED  
ON THE 16<sup>TH</sup> DAY OF JUNE 2023  
THAT THE TERMS OF ARTICLE  
2 IN THIS ORDER HAD BEEN  
COMPLIED WITH.

[REDACTED]  
AUTHORISED BY THE PRESTON CITY COUNCIL  
TO SIGN IN THAT BEHALF.