# MEDWAY COUNCIL

# TEMPORARY PUBLIC PATH DIVERSION ORDER

# TOWN AND COUNTRY PLANNING ACT 1990 - SECTION 257 & 261

# (PUBLIC FOOTPATHS RS90, RS95, RS352 (PART) HOO)

# TEMPORARY DIVERSION ORDER 2017

This Order is made by Medway Council ("the authority") under Section 257 and 261

of the Town and Country Planning Act 1990 because it is satisfied that it is

necessary to temporarily divert the sections of footpaths to which this Order relates

in order to allow development to be carried out in accordance with planning

permission granted under Part Ill of the Town and Country Planning Act 1990

namely mineral extraction at Kingsnorth Quarry, Stoke Road, Hoo St Werburgh,

Rochester, Kent.

## BY THIS ORDER:

1. The footpath over the land shown by a bold continuous line on the

attached map and described in Part 1 of the Schedule to this Order

('The Schedule') shall be temporarily diverted, for a period of up to 10

years as provided below.

2. There shall be created to the reasonable satisfaction of Medway Council

temporary alternative footpaths for use as replacements for the said

footpaths as provided in Part 2 of the Schedule and shown by bold

dashed lines on the attached map.

3. The temporary diversion of the footpath shall have effect on the date

which Medway Council certify 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 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.

5. On restoration of the site subject to mineral extraction, the sections of

footpaths are to be reconstructed on their original lines to the

satisfaction of Medway Council.

6. This Order may be cited as Medway Council (Public Footpaths RS90,

RS95, RS352 (Part) Hoo) Temporary Diversion Order 2017.

RS90

## MEDWAY COUNCIL

## (PUBLIC FOOTPATHS RS90, RS95, RS352 (PART) HOO)

## TEMPORARY DIVERSION ORDER 2017

## SCHEDULE

## PART 1

### Description of Site of Existing Paths or Ways

RS90

Footpath commencing from Point A NGR 579483 172036, proceeding for a distance

of 466 metres in a east north east direction to a Point B NGR 579930 172232 on an

unmade surface, having a width of 2 metres.

The remaining path which is not subject to this diversion application continues to

Jacobs Lane.

RS95

Footpath commencing from a Point F NGR 579640 172646 proceeding for a

distance of 206 metres in a east south east direction to a Point G NGR 579840

172595 on a unmade surface, having a width of 2 metres.

The remaining path which is not subject to this diversion application continues in an

easterly direction to Jacobs Lane.

RS352

Footpath commencing from a Point **H** NGR 579948 172634 proceeding in a south

south east direction for a distance of 283 metres to a Point I NGR 579953 172321

on an unmade surface having a width of 2 metres. The remaining path which is not

subject to this diversion application continues in a southerly direction to RS90.

## PART2

### Description of Site of Temporary Alternative Highway

RS90

Footpath commencing from a Point B NGR 579930 172232, proceeding for a

distance of 55 metres in a east north east direction to a Point C NGR 579970

172264, turning north north west for 486 metres to Point D NGR 579780 172708

then in a west south west direction for 758 metres to a Point E NGR 579138 172312

and finally in a south south east direction for 438 metres to a Point A NGR 579483

172036, path having a width of 2 metres.

RS95

Footpath commencing from Point F NGR 579640 172646 proceeding for a distance

of 166 metres in an easterly direction to Point D NGR 579780 172708 then turning

south for 134 metres to Point G NGR 579840 172595 on a unmade surface, having

a width of 2 metres.

RS352

Footpath commencing from a Point H NGR 579948 172634 proceeding in a south

easterly direction for a distance of 283 metres to a Point I NGR 579953 172321

on an unmade surface having a width of 2 metres.



Dated this 17 day of MAY 2017

EXECUTED AS A DEED by

affixing THE COMMON SEAL

of MEDWAY COUNCIL

in the presence of

Authorised signatory



