

Proposed Diversion of Public Footpath No. 43 (part) in the Parish of Fradley and Streethay



Date: 20 June 2023
Contact Officer: Rhiannon Godley
Tel Number: 01543 308254
Email: Rhiannon.Godley@lichfielddc.gov.uk
Key Decision? NO
Local Ward Members: Councillors D Cross, M Wilcox and S Wilcox

REGULATORY AND LICENSING COMMITTEE

1. Executive Summary

- 1.1 To consider an application received from Fradley Residential LLP, Woolsington House, Woolsington, Newcastle Upon Tyne, NE13 8BF for the diversion of public footpath No. 43 (part) in the Parish of Fradley and Streethay. The application is to be considered under the Town and Country Planning Act, Section 257.

2. Recommendations

- 2.1 To approve the proposed diversion of Public Footpath No. 43 (part) in the Parish of Fradley and Streethay as set out in Appendix A to allow for necessary development.

3. Background

- 3.1 An application has been submitted under the Town and Country Planning Act 1990 from Fradley Residential LLP, Woolsington House, Woolsington, Newcastle Upon Tyne, NE13 8BF for the proposed diversion of Public Footpath No. 43 in the Parish of Fradley and Streethay.
- 3.2 The application has been made in connection with planning application 10/01498/OUTMEI for the demolition of existing buildings and redevelopment of the site to provide up to 750 new homes, primary school, health centre, nursery, public house, public and private open space, car and cycle parking together with landscaping and associated servicing (all matters reserved except points of access) and under the same application, highway improvement under reference 10/01498/OUTMEI.
- 3.3 Attached at Appendix A is a plan showing a route for Footpath No. 43 (part). The footpath route is shown as points A to N with a dashed black line. Following completion of the development it is proposed that this diverted route will become permanent.

Alternative Options	1. Leave the footpath as it is which will not allow for the development of the site
---------------------	-------------------------------------------------------------------------------------

Consultation	1. An informal consultation has taken place with Outside Bodies and Local Ward Members and there are no outstanding objections.
--------------	---------------------------------------------------------------------------------------------------------------------------------

Financial Implications	1. No financial implications for the Council have been identified. Administrative and advertisement cost will be incurred in the making of the Public Footpath Order, these will be met by the applicant.
Approved by Section 151 Officer	

Legal Implications	1. Not applicable
Approved by Monitoring Officer	

Contribution to the Delivery of the Strategic Plan	1. By enabling growth and development, footpath diversions contribute to the 'Delivering Prosperity' strategic objective.
----------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------

Equality, Diversity and Human Rights Implications	1. None identified
---------------------------------------------------	--------------------

Crime & Safety Issues	1. Not applicable
-----------------------	-------------------

Environmental Impact	1. Ensuring the protection of public rights of way by rerouting the footpath to enable development, rather than removing the footpath.
----------------------	----------------------------------------------------------------------------------------------------------------------------------------

GDPR / Privacy Impact Assessment	1. Not applicable
----------------------------------	-------------------

	Risk Description & Risk Owner	Original Score (RYG)	How We Manage It	Current Score (RYG)
A	Footpath diversion process not followed correctly and being challenged.	Green	We have an agreed process which follows the relevant legislation and also legal advice if required	Green
B				
C				
D				
E				

	Background documents Appendix A – Map of Proposed Diversion (Town and Country Planning Act 1990 Section 257)
--	-----------------------------------------------------------------------------------------------------------------

	Relevant web links
--	--------------------