

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER**

**TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257 AND
WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53A(2)**

**THE COUNCIL OF THE BOROUGH OF MILTON KEYNES
(FOOTPATH 25 NEWPORT PAGNELL (PART)) PUBLIC PATH
DIVERSION ORDER 2021**

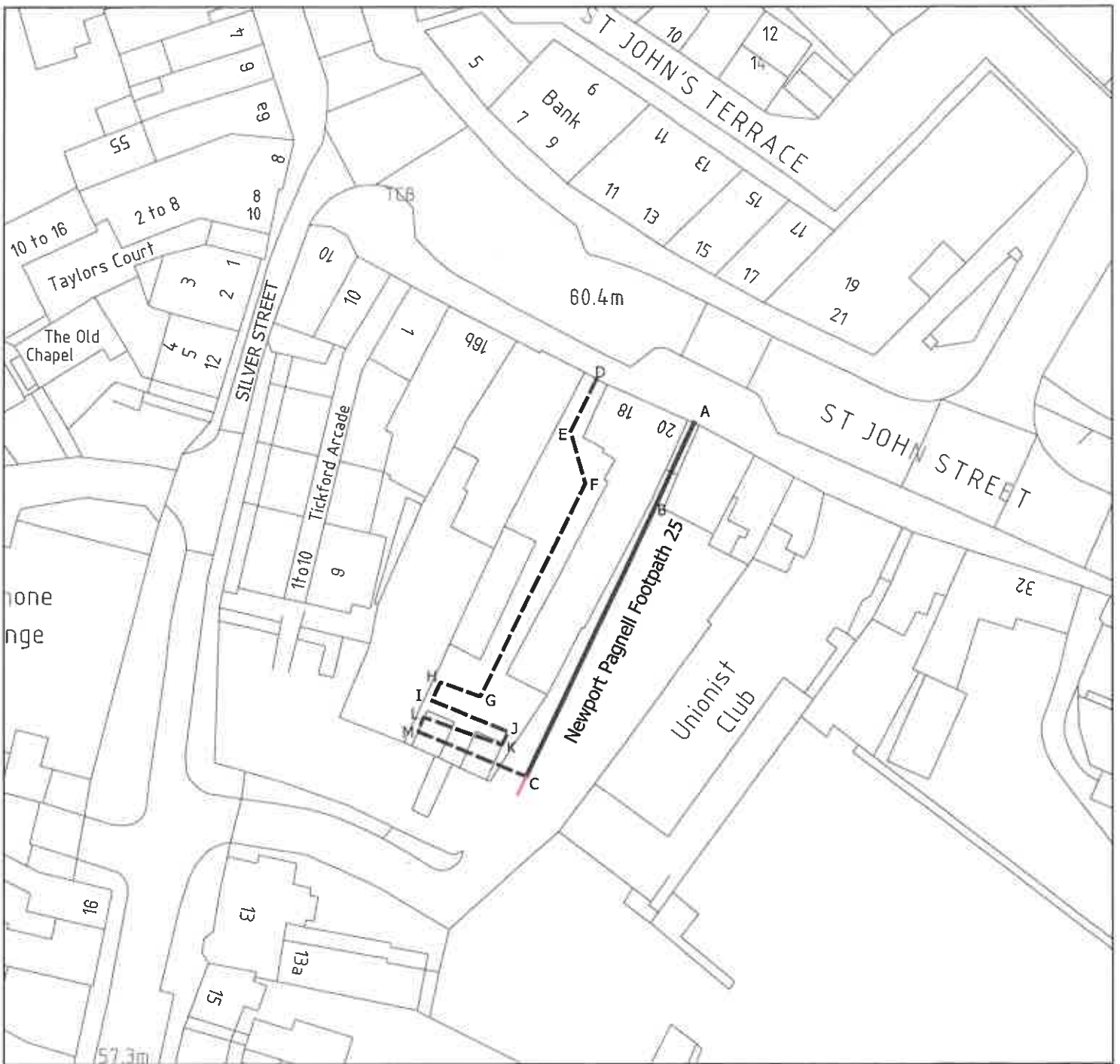
This Order is made by the Council of the Borough of Milton Keynes under Section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert that part of the footpath to which this Order relates in order to enable development to be carried out in accordance with planning permission reference 19/01975/FUL granted under Part III of the Town and Country Planning Act 1990, namely the conversion of an existing wine bar and restaurant to a public house and restaurant at 18-20 St John Street, Newport Pagnell.

This Order is also made under Section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Definitive Map and Statement for Milton Keynes require modification in consequence of the occurrence of an event specified in section 53(3)(a)(i) of the 1981 Act, namely, the diversion (as authorised by this Order) of a highway hitherto shown or required to be shown in the map and statement.

BY THIS ORDER:

1. The footpath over the land shown by a bold black continuous line on the attached map and described in Part 1 of the Schedule to this Order ('the Schedule') shall be diverted as provided below and the Definitive Map and Statement for Milton Keynes shall be modified.
2. There shall be created to the reasonable satisfaction of the Council of the Borough of Milton Keynes an alternative highway for use as a replacement for the said section of 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 confirmation of this Order when Milton Keynes Council have certified that the terms of Article 2 above have been complied with and upon the occurrence of that diversion the Definitive map for Milton Keynes shall be modified by deleting from it the path or way referred to in Article 1 of this Order and the path or way referred to in Article 2 of this Order shall be added to it and the definitive statement shall be modified as described in Part 3 of the Schedule.
4. Where immediately before the date on which the footpath 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.



Map referred to in the Council of the Borough of Milton Keynes
(Footpath 25, Newport Pagnell (part)) Public Path Diversion Order 2021

The common seal of the Council of the Borough of Milton Keynes
was hereunto affixed in the presence of:

[Handwritten signature]



~~HEAD OF LEGAL SERVICES AND MONITORING OFFICER~~ *PRINCIPAL SOLICITOR - LEGAL*

Key:

- A B C Proposed Extinguished
- D E F G H I J K L M C Proposed Diversion
- Unaffected Public Footpath



Scale: 1:500



GIS

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OS [100019593]

4/1/2021

Ref:

SCHEDULE

PART 1

Description of site of existing path or way

From point A at OS Grid Reference SP 87690 43866 at an alleyway between 20-22 St John Street, Newport Pagnell, travelling in a general south-south westerly direction for a distance of approximately 10 metres to point B at OS Grid Reference SP 87686 43857, then continuing in a general south-south westerly direction for a distance of approximately 32 metres to terminate at point C at OS Grid Reference SP 87671 43827 at the Silver Street public car park, as indicated by the points stated above on the Order map by a bold black continuous line.

This existing path has a length of approximately 42 metres and a width that varies between 0.8–1.2 metres from points A-B and a width that varies between 1.2–1.5 metres from points B-C.

PART 2

Description of site of alternative highway

From point D at OS Grid Reference SP 87679 43871 travelling in a general south-south westerly direction for approximately 6 metres to point E at OS Grid Reference SP 87676 43865, then in a general south easterly direction for approximately 6 metres to point F at OS Grid Reference SP 87678 43859, then continuing in a general south-south westerly direction for approximately 26 metres to point G at OS Grid Reference SP 87666 43836, then in a general west-north westerly direction for approximately 5 metres to point H at OS Grid Reference SP 87662 43837, then travelling in a general south-south westerly direction for approximately 1.8 metres to point I at OS Grid Reference SP 87661 43835, continuing in a general east-south easterly direction for approximately 9 metres to point J at OS Grid Reference SP 87670 43832, then in a general south-south westerly direction for approximately 1.8 metres to point K at OS Grid Reference SP 87669 43831, then travelling in a general west-north westerly direction for approximately 9 metres to point L at OS Grid Reference SP 87660 43834, then in a general south-south westerly direction for approximately 1.8 metres to point M at OS Grid Reference SP 87660 43832, continuing in a

general east-south easterly direction for approximately 13 metres to point C at OS Grid Reference SP 87686 43857, as indicated by the points stated above on the Order map by bold black dashed lines.

The alternative way will have a length of approximately 79 metres and a width of 1.8 metres throughout

A ramp with landing places will be present at points I-J-K-L-M-C at a gradient not exceeding 1:12.

PART 3

Modification of Definitive Statement Variation of Particulars of Path or Way

Footpath 25, Newport Pagnell

Delete:-

From point A on the map annexed to the above named Agreement of its junction with St John Street Newport Pagnell at No 22 St John Street in a south-south-westerly direction for a distance of approximately 48 metres to point B on the map as shown by a purple line.

Footpath 25, Newport Pagnell

Add:-

From: SP 87679 43871

To: SP 87671 43826

From 18 St John Street south-south west for approximately 79 metres to terminate at Silver Street public car park via ramp of approximately 35 metres.

Width: 1.8m throughout

GIVEN under the **Common Seal** of the
Council of the Borough of Milton Keynes.

Dated this *9th* day of *March* 2021.

[Signature]
.....
Authorised Signatory

DAVINE NGANI-OKETCH
PRINCIPAL SOLICITOR

