

**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
(FOOTPATHS 16 AND 17 LITTLE BRICKHILL (PARTS)) 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 those parts of the footpaths to which this Order relates in order to enable development to be carried out in accordance with planning permission reference 19/01412/REM granted under Part III of the Town and Country Planning Act 1990, namely the Eaton Leys residential development, Little Brickhill.

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 Public Footpath 16 Little Brickhill over the land shown by a bold black continuous line on the attached map and described in Part 1(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 (1) of the Schedule and shown by bold black dashes on the attached map.

3. The Public Footpath 17 Little Brickhill over the land shown by a bold black continuous line on the attached map and described in Part 1(2) 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.
4. 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 (2) of the Schedule and shown by bold black dashes on the attached map
5. The diversion of the footpaths shall have effect on the date on which Milton Keynes Council certifies that the terms of Articles 2 and 4 above have been complied with and upon the occurrence of those diversions the Definitive map for Milton Keynes shall be modified by deleting from it the paths or ways referred to in Articles 1 and 3 of this Order and the paths or ways referred to in Articles 2 and 4 of this Order shall be added to it and the definitive statement shall be modified as described in Part 3 of the Schedule.
6. Where immediately before the date on which the footpaths are 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.

SCHEDULE

PART 1

Description of site of existing path or way

(1) Existing Public Footpath 16, Little Brickhill (Part)

From point A at its junction with Public Footpath 17, Little Brickhill at OS Grid Reference SP 89007 33274 in a general south easterly direction for approximately 467 metres to point D at OS Grid Reference SP 89234 32868.

This existing path has a length of approximately 467 metres and a width of 1 metre throughout and is indicated by the points stated above on the Order map by a bold black continuous line.

(2) Existing Public Footpath 17, Little Brickhill (Part)

From point A along a grass surface path at OS Grid Reference SP 89007 33274, in a south south westerly direction for approximately 294 metres to point C at OS Grid Reference SP 88913 32995.

This existing path has a length of approximately 294 metres and a width of 1 metre throughout and is indicated by the points stated above on the Order map by a bold black continuous line.

PART 2

Description of site of alternative highway

(1) Alternative Public Footpath 16, Little Brickhill (Part)

From point A at its junction with Public Footpath 17, Little Brickhill at OS Grid Reference SP 89007 33274 in a general south easterly direction for approximately 110 metres to point K at OS Grid Reference SP 89058 33180, then in a general southerly direction for approximately 18 metres to point L at OS Grid Reference SP 89057 33162, then in a general easterly direction for approximately 25 metres to point M at OS Grid

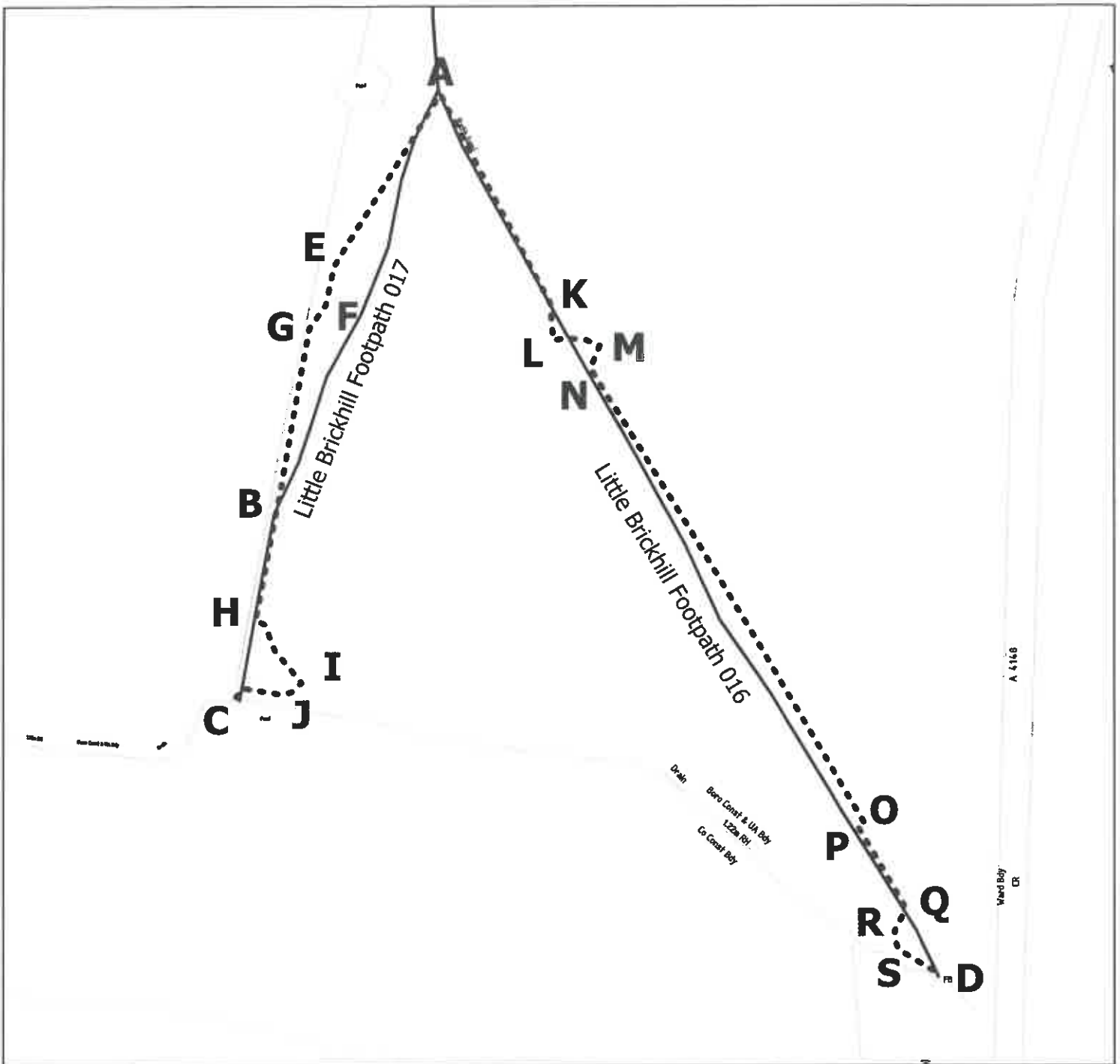
Reference SP 89082 33158, then continuing in a general south westerly direction for approximately 15 metres to point N at OS Grid Reference SP 89072 33146, then in a general south easterly direction for approximately 244 metres to point O at OS Grid Reference SP 89201 32939, then travelling in a general south westerly direction for 7 metres to point P at OS Grid Reference SP 89196 32935, then in a general south easterly direction for 43 metres to point Q at OS Grid Reference SP 89221 32901, then in a general south westerly direction for 16 metres to point R at OS Grid Reference SP 89212 32888, then continuing in a general south south easterly direction for 10 metres to point S at OS Grid Reference SP 89216 32879, then in a general south easterly direction for 23 metres to point D at OS Grid Reference SP 89234 32868.

The alternative way will travel upon a hard surface and have a length of approximately 511 metres and a width of 2 metres throughout as indicated by the points stated above on the Order map by bold black dashed lines.

(2) Alternative Public Footpath 17, Little Brickhill (Part)

From point A at OS Grid Reference SP 89007 33274 in a general south south westerly direction for approximately 94 metres to point E at OS Grid Reference SP 88957 33195, then in a general southerly direction for approximately 13 metres to point F at OS Grid Reference SP 88957 33182, then travelling in a general south south westerly direction for approximately 23 metres to point G at OS Grid Reference SP 88942 33166, continuing in a general southerly direction for approximately 86 metres to point B at OS Grid Reference SP 88930 33081, then in a general southerly direction for approximately 47 metres to point H at OS Grid Reference SP 88921 33035, then in a general south easterly direction for approximately 40 metres to point I at OS Grid Reference SP 88944 33003, then travelling in a general south westerly direction for approximately 12 metres to point J at OS Grid Reference SP 88935 32996, then continuing in a general westerly direction for approximately 22 metres to point C at OS Grid Reference SP 88913 32995.

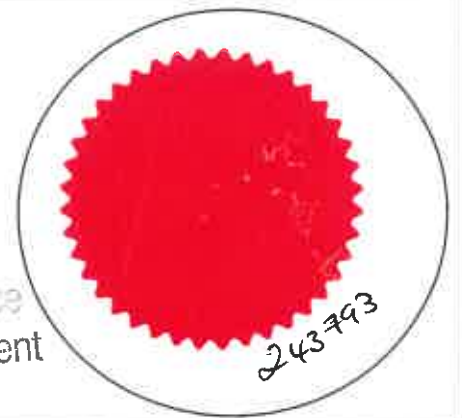
The alternative way will travel upon a hard surface and will have a length of approximately 337 metres and a width of 2 metres throughout as indicated by the points stated above on the Order map by bold black dashed lines.



Map referred to in the Council of the Borough of Milton Keynes
 (Footpaths 16 & 17, Little Brickhill (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 Service
 Legal Department



Authorised Signatory

Key: _____ Existing
 Proposed Diversion



Scale: 1:2500



Plan by

Tel: MK

20/4/2021

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 OS [100019593]

Ref:

PART 3

Modification of Definitive Statement Variation of Particulars of Path or Way

Footpath 16, Little Brickhill

Add:-

From: SP 89007 33274

To: SP 89233 32864

From junction with Little Brickhill Footpath 17, south east for approximately 511 metres with minor deviations to junction with Great Brickhill Footpath 3 (Buckinghamshire).

Width: 2 metres throughout

Footpath 17, Little Brickhill

Add:-

From: SP 89026 33593

To: SP 88913 32995

From Watling Street, south for approximately 322 metres to field boundary, then south-south west for approximately 337 metres with minor deviations to terminate at junction with Great Brickhill Footpath 1A (Buckinghamshire).

Width: 2 metres between SP 89007 33274 and SP 88913 32995

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

Dated this 18th day of May 2021.

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Authorised Signatory

Head of Service
Legal Department

