
REPORT TO:	ENVIRONMENTAL & DEVELOPMENT SERVICES COMMITTEE	AGENDA ITEM: 6
DATE OF MEETING:	7 th JANUARY 2003	CATEGORY: DELEGATED
REPORT FROM:	CHIEF EXECUTIVE	OPEN PARAGRAPH NO: N/A
MEMBERS' CONTACT POINT:	G R Fewkes (595725)	DOC: Diversion Dove Valley Park
SUBJECT:	Proposed Diversion Public Footpath No.9 (Part) Parish of Foston & Scropton	REF: GF/E/7/3/96
WARD(S) AFFECTED:	North West	TERMS OF REFERENCE: ES06

1.0 Recommendations

1.1 The Council is asked to consider whether to submit the Proposed Diversion of Footpath No.9 (part), Parish of Foston and Scropton, to the Planning Inspectorate for confirmation.

2.0 Purpose of Report

2.1 To consider the formal objections received to the proposed Diversion Order, and to determine whether to continue to support and promote the Order, and therefore to submit it to the Planning Inspectorate.

3.0 Detail

3.1 Members will recall that its Meeting on 11th July 2002, the Committee considered the above Public Footpath Diversion application (Minute No ES/18 refers). A copy of this report is attached, at Annexe 'A', for Member's information.

At that time it was agreed:

- (1) That the application be deferred to enable further research into the consultation undertaken for this application.
- (2) That, subject to the outcome of this research, authority may be delegated to the Chief Executive in consultation with the Chair of the Committee to approve the making of an Order, under the provisions of Section 257 of the Town and Country Planning Act 1990 (as amended), to divert part of the definitive line of Public Footpath No.9 in the Parish of Foston and Scropton.

(3) That, if appropriate, a further report be submitted to a future meeting of the Committee.

3.2 In accordance with Member's instructions, further consultation was undertaken with Church Broughton Parish Council and no objections were received. Accordingly, after consultation with the Chair, it was agreed to make the Footpath Diversion Order.

3.3 During the subsequent consultation period the objection from the adjoining pig unit was resubmitted. Accordingly, the Council is now unable to confirm the Diversion Order itself.

Members are asked to consider whether they wish to support the making of this Diversion Order and to submit the Order, along with the received objection, to the Planning Inspectorate.

4.0 Financial Implications

4.1 Please see earlier report.

5.0 Background Papers

5.1 Footpath Diversion File E/7/3/96