This order is made by Kettering Borough Council under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert the public footpath to which this order relates in order to enable development to be carried out in accordance with planning permissions:

1. Ref: KET/2008/0274/OUTLINE (approved 1 April 2010) and
2. Ref: KET/2013/0780/RM (approved 20 February 2014) and

granted under Part III of the Town and Country Planning Act 1990 by Kettering Borough Council for the construction of 5,500 dwellings and related development; Land east of Kettering North and east of Ise Lodge and East of Barton Road Kettering Northamptonshire

BY THIS ORDER

1. The footpath VD11 over the land shown by a bold broken red line on the attached drawing number HAN005/002 dated 20 April 2020 (‘the Plan’) and described in Part 1 of the Schedule to this order (“the Schedule”) shall be diverted as provided below.

2. There shall be created to the reasonable satisfaction of Kettering Borough Council an alternative public footpath for use as a replacement for the said existing footpath as provided in Part 2 of the Schedule and shown by the bold green line on the Plan.
3. The diversion of the footpath shall have effect on the date on which Northamptonshire County Council certify that the terms of Article 2 above have been complied with.

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.

Dated: 22 July 2020

THE COMMON SEAL of KETTERING
BOROUGH COUNCIL was hereunto
affixed in the presence of:-

Head of Democratic & Legal Services
(Proper officer for this purpose)
SCHEDULE

PART 1

Description of site of existing path or way

The existing route (does not have an awarded width) and is shown on the attached plan by the solid red line between the points marked A and B.

PART 2

Description of site of alternative footpath

3m wide surfaced footpath across Linear Park to the south of Primary Street from Access E (Barton Road) into Hanwood Park development

PART 3

Description of existing highway to be improved

Not applicable to this Order