

## NOTICE OF PUBLIC PATH ORDER

### TOWN AND COUNTRY PLANNING ACT 1990- SECTION 257 AND PARAGRAPH 1 OF SCHEDULE 14

#### LEEDS CITY COUNCIL (FOOTPATHS AND BRIDLEWAYS AT THORPE PARK) STOPPING UP ORDER 2015

The above Order was made on 26 February 2015 under Section 257 of the Town and Country Planning Act. The effect of the Order will be to extinguish four footpaths and two bridleways at Thorpe Park, Leeds as specified in the schedule below and as shown on the Order Map. Alternative routes include four footpaths, 3 bridleway and a footpath upgraded to bridleway as specified in the schedule below. Additional roads and cycleways will also be provided. The developer has also agreed to provide and dedicate additional paths through landscaped areas but the exact alignment of these is yet to be determined.

A copy of the order and the order map may be seen free of charge at Legal Services, Reception Desk, St. George House, Great George Street, Leeds LS1 3DL, (KB/SJH874230), from 9.30am to 4.00pm on Monday to Friday and also at Cross Gates Library, Farm Road, Leeds, LS15 7LB during normal opening hours until 31 March 2015. Copies of the Order and Map may be bought at the address below at the price of £5.

Any representation or objection relating to the order must be sent in writing to Legal Services, Leeds City Council, St. George House, Great George Street, Leeds LS1 3DL, (KB/SJH/874230/D212-006), not later than 31 March 2015, and applicants are requested to state the grounds on which it is made.

If no such representations or objections are duly made, or if any so made are withdrawn, Leeds City Council may themselves confirm the Order as an unopposed Order. If the Order is submitted to the Secretary of State for the Environment for confirmation any representations and objections which have not been withdrawn will be sent with the Order.

#### SCHEDULE

##### Paths to be Stopped Up

Leeds Bridleway No. 263 commencing from a Point A, SE 3762 3380, proceeding for a distance of 538 metres to a Point B, SE 3808 3377, at the junction with Austhorpe Bridleway No. 5

Austhorpe Bridleway No. 5 commencing from a Point B, SE 3808 3377, at the junction with Leeds Bridleway No. 263, and proceeding for a distance of 181 metres to a Point C, SE 3831 3381, on Austhorpe No. 5

Leeds Footpath No. 126 commencing from a Point D, SE 3791 3381, at the junction with Park Approach, and proceeding for a distance of 712 metres to a Point E, SE 3824 3442, at the junction with Manston Lane

Two sections of Leeds Footpath No. 117 commencing from a Point F, SE 3824 3443, at the junction with Manston Lane, and proceeding for a distance of 24 metres to a Point G, SE 3824 3445, on Leeds No. 117 and another section commencing from a Point H, SE 3819 3442, at the junction with Manston Lane, and proceeding for a distance of 66 metres to a Point I, SE 3812 3444, on Leeds No. 117

Leeds Footpath No. 127 commencing from a Point J, 3763 3408, at the junction with the unaffected section of Leeds Footpath No. 127, and proceeding for a distance of 431 metres to a Point K, 3803 3415, at the junction with Leeds Footpath No. 126

#### New Paths

Leeds Bridleway No. 263 commencing from a Point L, SE 3765 3392, at the junction with the unaffected section of Leeds Bridleway No. 263, and proceeding for a distance of 1030 metres to a Point M, SE 3831 3407, at the junction with Leeds Bridleway No. 271

Leeds Footpath No. 126 commencing from a Point D, SE 3791 3381, at the junction with Park Approach, and proceeding for a distance of 1157 metres to a Point E, SE 3824 3442, at the junction with Manston Lane

Two sections of Leeds Footpath No. 117 commencing from a Point N, SE 3811 3442, at the junction with Manston Lane, and proceeding for a distance of 145 metres direction to a Point G, SE 3824 3445, on Leeds No. 117 and another section commencing from a Point O, SE 3812 3443, at the junction with Leeds Footpath No. 117 and proceeding for a distance of 8 metres to a Point I, SE 3812 3444, on Leeds No. 117

Leeds Bridleway No. 271 commencing from a Point C, SE 3831 3381, at the junction with Austhorpe Bridleway No. 5, and proceeding for a distance of 731 metres to a Point P, 3847 3444, at the junction with Manston Lane

Leeds Bridleway No. 272 commencing from a Point U, SE 3828 3405 at the junction with Leeds Bridleway No. 263 and proceeding for a distance of 42 metres to a Point V, SE 3831 3401, at the junction with Leeds Bridleway No. 271

Leeds Footpath No. 128 commencing from a Point Q, SE 3766 3411, on Leeds No. 128, and proceeding for a distance of 29 metres to a Point R, SE 3766 3414 , at the junction with Leeds Bridleway No. 263

#### Upgraded Path

Austhorpe Bridleway No. 1, a footpath (Austhorpe 6) upgraded to bridleway commencing from Point S, SE 3819 3367, at the junction with a roundabout on the north side of the M1 for a distance of 227 metres to a Point T, SE 3833 3381, at the junction with Austhorpe Bridleway No. 5

DATED 3 March 2015

Leeds City Council  
Legal Services  
Civic Hall  
Leeds  
LS1 1UR

## STATEMENT OF REASONS

### TOWN AND COUNTRY PLANNING ACT 1990

#### **LEEDS CITY COUNCIL (FOOTPATHS AND BRIDLEWAYS AT THORPE PARK) STOPPING UP ORDER 2015**

Under Section 257 the Town and Country Planning Act 1980, Leeds City Council as the Highway Authority for Leeds has the power to make orders to stop up (close) or divert public rights of way if they are satisfied that it is necessary to do so in order to allow development to be carried out. A notice that such an Order has been made has to be advertised on the site of the path(s) in question and in the local press. This provides an opportunity for objections or representations to be made to the proposed change.

Leeds City Council has made an Order to extinguish parts of four footpaths and two bridleways. Alternative routes will be provided. This Statement has been prepared to explain various aspects of the Order.

#### **THIS STATEMENT DOES NOT FORM PART OF THE ORDER**

Leeds City Council has made the Extinguishment Order because planning permission has been granted for a mixed use development including residential, retail, offices, leisure facilities, car parking and a new link road which requires the extinguishment of four footpaths and two bridleways. Alternative routes will include four new footpaths, three new bridleways, a footpath up-graded to bridleway, cycleways and roads.

Leeds City Council is satisfied that the Order complies with the following legal grounds and tests laid down in the Town and Country Planning Act 1990, Section 257, namely that in the paths require extinguishment to allow the development to be carried out in accordance with planning permission and that alternative highways should be provided as replacements for the paths to be stopped up or diverted or that existing highways should be improved.

**THE ORDER WILL COME INTO EFFECT ONLY AFTER IT HAS BEEN CONFIRMED:** making and advertising the Order simply provides an opportunity for objections or representations to be made.

Objections or representations relating to the Order must be made in writing by Tuesday 31 March 2015 to the Legal Services at the address which is given in the Notice.

The Leeds City Council will be willing to discuss the concerns of those considering objecting or making representations relating to the Order. Anyone wishing to do so may contact Claire Tregembo in the Public Rights of Way Section on 0113 3782875 between 9.00 am and 4.00 pm, Mondays to Fridays inclusive.

The right of objection to an Order is a statutory right, but it should be exercised in a reasonable manner. The costs involved in dealing with objections to Orders may be awarded against objectors in cases of unreasonable behaviour.

If any objections are made and not withdrawn, then the Council will have to refer the Order to the Department of the Environment for determination. An Inspector from the Planning Inspectorate will then hear the objections at a Public Inquiry or Hearing, or in writing if the objectors agree. The Inspector can confirm an Order, confirm it with modifications, or refuse to confirm it. If no objections are received or if any objections received are subsequently withdrawn, the Council will be able to confirm the Order itself but it has no power to modify Orders.

Where a new path is being created by a Diversion Order, the change will come into effect only after Leeds City Council certify that the alternative highways for use as replacements have been provided to the reasonable satisfaction of the Council



**LEEDS CITY COUNCIL**

**PUBLIC PATH STOPPING UP ORDER**

**TOWN AND COUNTRY PLANNING ACT 1990 - SECTION 257**

**LEEDS CITY COUNCIL  
(FOOTPATHS AND BRIDLEWAYS AT THORPE PARK)  
STOPPING UP ORDER 2015**

This Order is made by Leeds City Council ('the Authority') under Section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to stop up the footpaths and bridleways to which this Order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 namely a mixed use development of offices, retail, residential and leisure facilities with associated roads, parking and landscaping at Thorpe Park, Leeds.

**BY THIS ORDER:**

1. The footpaths and bridleways over the land shown by bold continuous lines on the attached map and described in Part 1 of the Schedule to this Order ('The Schedule') shall be stopped up as provided below
2. There shall be created to the reasonable satisfaction of Leeds City Council alternative highways for use as replacements for the said footpaths and bridleways as provided in Part 2 of the Schedule and shown by bold black dashes and solid lines with cross bars on the attached map
3. The footpath over the land described in Part 3 of the Schedule and running from point S to point T on the attached map shall be improved to the reasonable satisfaction of Leeds City Council by the upgrading of the footpath and bridleway
4. The stopping up of the footpaths and bridleways shall have effect on the date which Leeds City Council certify that the terms of Article 2 and Article 3 have been complied with
5. Where immediately before the date on which the footpath or bridleway is stopped up there is apparatus under, in 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 Paths or Ways**

**Leeds Bridleway No. 263**

Part of a bridleway commencing from a Point A, SE 3762 3380, at the junction with the unaffected section of Leeds Bridleway No. 263, and proceeding for a distance of 538 metres in a generally easterly, then a north north easterly, then an easterly, then a generally south easterly, then an easterly, then a north easterly, then an easterly, then an east north easterly, then an easterly, direction with a width of 3 metres, then in a southerly, then a



south south easterly and finally an easterly direction with a width of 4 metres, to a Point B, SE 3808 3377, at the junction with Austhorpe Bridleway No. 5.

#### Austhorpe Bridleway No. 5

Part of a bridleway commencing from a Point B, SE 3808 3377, at the junction with Leeds Bridleway No. 263, and proceeding for a distance of 181 metres in an east north easterly direction to a Point C, SE 3831 3381, at the junction with the unaffected section of Austhorpe Bridleway No. 5, and having a width of 3.7 metres.

#### Leeds Footpath No. 126

Part of a footpath commencing from a Point D, SE 3791 3381, at the junction with Park Approach, and proceeding for a distance of 712 metres in a north westerly, then a northerly, then a north north easterly direction with a width of 2 metres, then a north north easterly, then a northerly, then a north easterly and finally a north north easterly direction with a width of 0.9 metres to a Point E, SE 3824 3442, at the junction with Manston Lane.

#### Leeds Footpath No. 117

Part of a footpath commencing from a Point F, SE 3824 3443, at the junction with Manston Lane, and proceeding for a distance of 24 metres in a northerly direction to a Point G, SE 3824 3445, at the junction with the unaffected section of Leeds Footpath No. 117 and having a width of 0.9 metres.

#### Leeds Footpath No. 117

Part of a footpath commencing from a Point H, SE 3819 3442, at the junction with Manston Lane, and proceeding for a distance of 66 metres in a west north westerly direction to a Point I, SE 3812 3444, at the junction with the unaffected section of Leeds Footpath No. 117 and having a width of 0.9 metres.

#### Leeds Footpath No. 127

Part of a footpath commencing from a Point J, 3763 3408, at the junction with the unaffected section of Leeds Footpath No. 127, and proceeding for a distance of 431 metres in an east north easterly, then a north easterly, then an easterly then an east south easterly, then an easterly, then an east north easterly, then an easterly and finally an east north easterly direction to a Point K, 3803 3415, at the junction with Leeds Footpath No. 126, and having a width of 0.9 metres.

## PART 2

### Description of Site of Alternative Highway

#### Leeds Bridleway No. 263

A bridleway commencing from a Point L, SE 3765 3392, at the junction with the unaffected section of Leeds Bridleway No. 263, and proceeding for a distance of 1030 metres along a crushed stone surface in a northerly, then a westerly, then a northerly, then a north north easterly, then a north easterly, then and easterly, then a south easterly, then a generally easterly, then an east south easterly, then an easterly, then a north easterly, then an easterly, then a south easterly, then a south south easterly, then a southerly, then an easterly, then an east south easterly, then an easterly and finally a north north easterly direction to a Point M, SE 3831 3407, at the junction with Leeds Bridleway No. 271, and having a width of 4 metres.



#### Leeds Footpath No. 126

A footpath commencing from a Point D, SE 3791 3381, at the junction with Park Approach, and proceeding for a distance of 1157 metres along a metalled surface in an easterly, then an east south easterly, then an east north easterly, then an east south easterly, then a south easterly, then an easterly, then a north easterly, then a north north easterly, then a northerly, then a north westerly, then a north easterly, then a northerly, then a north easterly, then a north north easterly, then a northerly, then an easterly, then a north north easterly, then a north north westerly, then an east north easterly, then a north north easterly, then a north westerly and finally a westerly direction to a Point E, SE 3824 3442, at the junction with Manston Lane, and having a width of 3 metres.

#### Leeds Footpath No. 117

A footpath commencing from a Point N, SE 3811 3442, at the junction with Manston Lane, and proceeding for a distance of 145 metres along a metalled surface in a northerly, then an easterly, then a north easterly direction to a Point G, SE 3824 3445, at the junction with the unaffected section of Leeds Footpath No. 117, and having a width of 2 metres.

#### Leeds Footpath No. 117

A footpath commencing from a Point O, SE 3812 3443, at the junction with Leeds Footpath No. 117, and proceeding for a distance of 8 metres along a metalled surface in a northerly direction to a Point I, SE 3812 3444, at the junction with the unaffected section of Leeds Footpath No. 117, and having a width of 2 metres.

#### Leeds Bridleway No. 271

A bridleway commencing from a Point C, SE 3831 3381, at the junction with Austhorpe Bridleway No. 5, and proceeding for a distance of 446 metres along a crushed stone surface in a northerly, then a north north westerly direction and then for a distance of 285 metres along a metalled surface in a north north easterly, then a north easterly, then a north north easterly and finally an easterly direction to a Point P, SE 3847 3444, at the junction with Manston Lane, and having a width of 4 metres.

#### Leeds Bridleway 272

A bridleway commencing from a Point U, SE 3828 3405 at the junction with Leeds Bridleway No. 263 and proceeding for a distance of 42 metres along a crushed stone surface in a south easterly direction to a Point V, SE 3831 3401, at the junction with Leeds Bridleway No. 271 and having a width of 4 metres.

#### Leeds Footpath No. 128

A footpath commencing from a Point Q, SE 3766 3411, at the junction with the unaffected section of Leeds Footpath No. 128, and proceeding for a distance of 29 metres along a crushed stone surface in a northerly direction to a Point R, SE 3766 3414, at the junction with Leeds Bridleway No. 263, and having a width of 2 metres.

PART 3

Description of Existing Highway to be Improved

Austhorpe Bridleway No. 1

A footpath upgraded to bridleway commencing from Point S, SE 3819 3367, at the junction with a roundabout on the north side of the M1, and proceeding along the route of Austhorpe Footpath No. 6 on a crushed stone surface for a distance of 227 metres in an east north easterly, then a northerly, then an east north easterly, then a northerly and finally a north north easterly direction to a Point T, SE 3833 3381, at the junction with Austhorpe Bridleway No. 5, and having a width of 4 metres.

THE COMMON SEAL of

LEEDS CITY COUNCIL

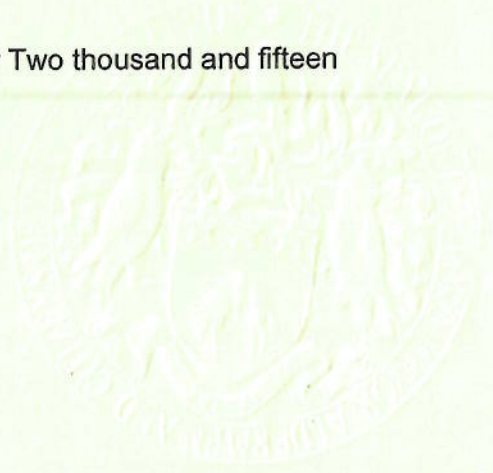
was hereunto affixed this twenty sixth day of February Two thousand and fifteen

in the presence of:-

Name ..... CAROLINE ALLEN .....

Signature ..... [Handwritten Signature] .....

Job Title ..... HEAD OF SERVICE .....



47000  
9001 No. 12796





Leeds City Council  
(Footpaths and Bridleways at Thorpe Park)  
Stopping Up Order 2015

26 February 2015