

**EASTLEIGH BOROUGH COUNCIL**

**Town and Country Planning Act 1990 (TCPA 1990)**

**STOPPING UP OR DIVERSION ORDER REFERENCE: (Footpath labelled D-E-F, Hatch Farm, West End) Public Footpath Stopping Up Order 2016**

1. Eastleigh Borough Council (“the Council”) makes this order in exercise of its powers under section 257 of the TCPA 1990 as amended by the Greater London Authority Act 1999 and any other enabling powers.
2. The Council authorises the stopping up of an area of the highway being a footpath at land at Hatch Farm North of Barbe Baker Avenue West End Southampton Hampshire shown as a solid black line running from point D approximately south, before turning approximately south-east to point E on the attached plan (Plan) and measuring 273 metres long and 1.8 metres wide in order to enable the development described in the Schedule to be carried out in accordance with the planning permission submitted under Part III of the TCPA 1990 by Radian Group Limited of Collins House, Bishopstoke Road, Eastleigh, Hampshire, SO50 6AD, received by the Council on 14 December 2015 under reference F/15/77718.
3. An alternative highway being a footpath at land at Hatch Farm North of Barbe Baker Avenue West End Southampton Hampshire shown as a hatched black line commencing at point F and running approximately south to point E on the Plan and measuring 272 metres long and 2.0 metres wide shall be created to the reasonable satisfaction of the Council.
4. Where immediately before the date of this order any apparatus of statutory undertakers lies under, in, on, over, along or across any length of highway authorised to be stopped up pursuant to this order then, subject to section 261(4) of the TCPA 1990, those undertakers shall have the same rights in relation to that apparatus after the area is stopped up as they had immediately before.
5. This order shall come into force on the date on which notice that it has been confirmed is first published in accordance with Part II of Schedule 14 to the TCPA 1990 or the date on which the Council has certified that the terms of article 3 of this order have been complied with, whichever is the later and may be cited as (Footpath labelled D-E-F, Hatch Farm, West End) Public Footpath Stopping Up Order 2016.

Made: 8 April 2016

The Common Seal of the Eastleigh Borough Council  
was hereto affixed  
in the presence of:



.....  
Authorised Signatory



**Schedule      Development**

“Construction of 98no. dwellings with access from Barbe Baker Avenue and Barnsland, associated landscaping, parking, new footpath, childrens' play area, attenuation pond and diversion of 3no. public rights of way”, more particularly described in planning application F/15/77718 submitted to Eastleigh Borough Council on 14 December 2015.

