

IN THE BOROUGH OF TONBRIDGE AND MALLING
TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257
WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53(A)(2)

THE KENT COUNTY COUNCIL
(RESTRICTED BYWAY MR247B (PART), WROTHAM)
PUBLIC PATH DIVERSION AND DEFINITIVE
MAP AND STATEMENT MODIFICATION ORDER 2020

This Order is made by the Kent County Council under Section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert the restricted byway 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: the extraction of sand and clay (TM/02/2663/MR97) at Park Farm Quarry at Wrotham

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 (Map Sheet 039 (TQ65NW)) for the County of Kent 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:-

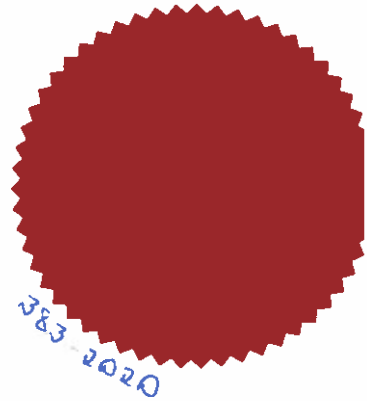
1. The restricted byway over the land shown by a bold black line on the attached map and described in Part I of the schedule to this Order ("the schedule") shall be diverted and the definitive map and statement (Map Sheet 039 (TQ65NW)) for the County of Kent shall be modified as provided below.
2. There shall be created to the reasonable satisfaction of the Kent County Council an alternative highway for use as a replacement for the said restricted byway as provided in Part II of the schedule and shown by bold black dashes with v shapes in the gaps, on the attached map.
3. The diversion of the restricted byway shall have effect on the date on which the Kent County Council certifies that the terms of Article 2 have been complied with and upon the occurrence of certification, the definitive map for the County of Kent (Map Sheet 039 (TQ65NW)) shall be modified by deleting from it the path or way referred to in Part I of this Order and the path or way referred to in Part II of this Order shall be added to it, and the definitive statement shall be modified as described in Part III of the schedule.
4. The applicant is required to pay for the costs of bringing the new route into a fit condition for public use.
5. The relevant date of this Order will be as specified in paragraph 3.

GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 9th
DAY OF June IN THE YEAR TWO THOUSAND AND TWENTY

THE COMMON SEAL OF THE KENT COUNTY COUNCIL
was hereto affixed in the presence of:-



Authorised Signatory



This Order was confirmed by the Kent County Council
on this 24th day of SEPTEMBER
in the year two thousand and twenty



Authorised signatory

SCHEDULE

PART I

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that length of restricted byway numbered MR247B which commences at NGR TQ 6189 5815 (Point A) and runs in a generally south-easterly through to south south-easterly direction for approximately 222 metres to NGR TQ 6201 5797 (Point B). As shown by the solid black line between points A-B on the Order Plan.

PART II

DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAY

A new length of restricted byway numbered MR247B with a width of 4.0 metres, which commences at NGR TQ 6189 5815 (Point A) and runs in a generally southerly direction for approximately 73 metres to NGR TQ 6187 5808 (Point C) and then in a generally west-north-westerly direction for approximately 20 metres to NGR TQ 6186 5809 (Point D) and then continues in a generally south-south westerly direction for approximately 58 metres to NGR TQ 6182 5804 (Point E) and then in a generally east-south easterly direction for approximately 153 metres to NGR TQ 6196 5797 (Point F), continuing in a generally east-north-easterly direction for approximately 22 metres to NGR TQ 6198 5798 and then in a generally east-south-easterly direction for approximately 23 metres to NGR TQ 6201 5797 (Point B).

As shown by the broken black line with v shapes in the gaps between points A-C-D-E-F-B on the Order Plan.

PART III

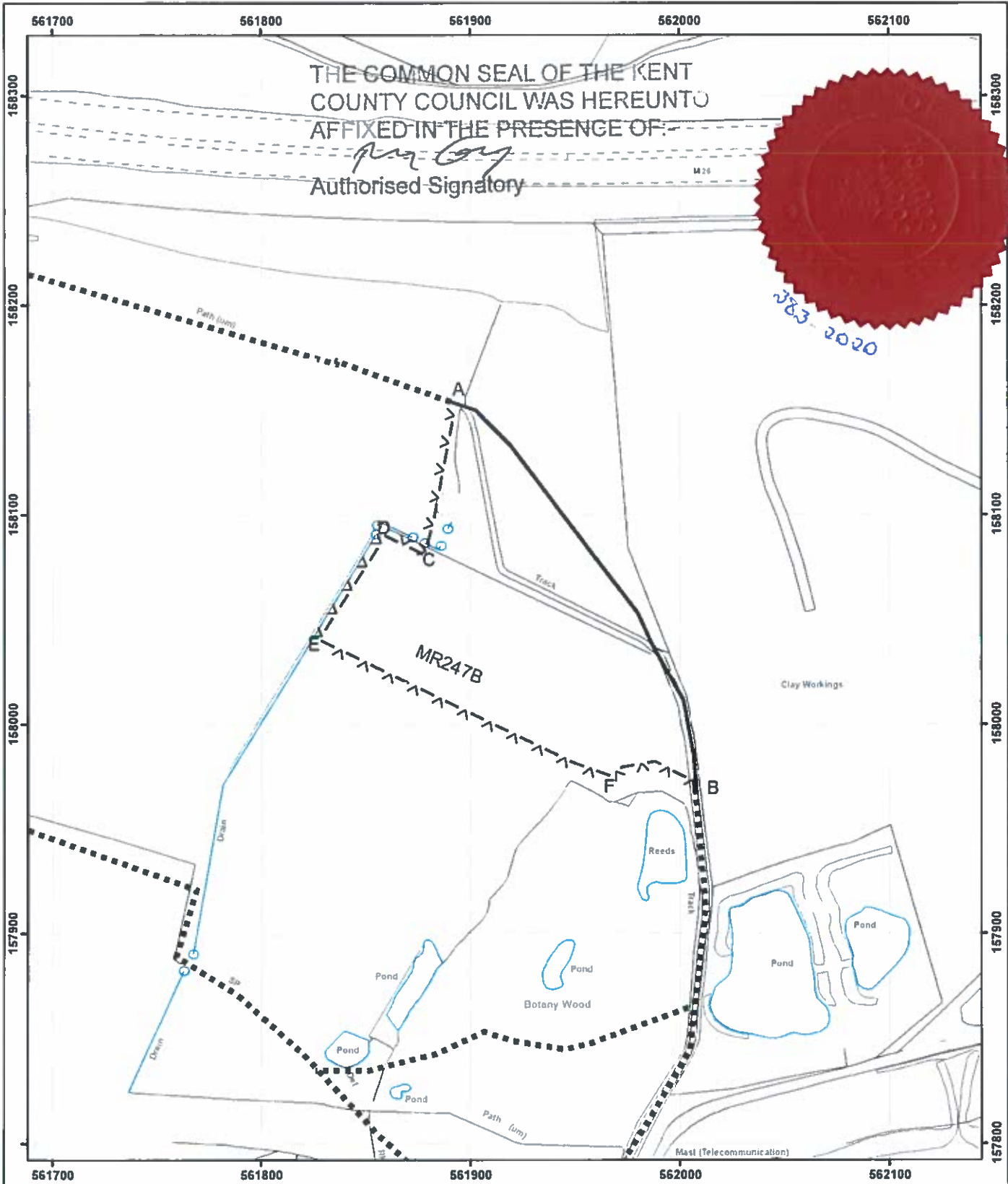
MODIFICATION OF DEFINITIVE STATEMENT

The entry for Restricted Byway MR247B is modified by the addition of the following: -

Part diverted by The Kent County Council (Restricted Byway MR247B (Part), Wrotham) Public Path Diversion and Definitive Map and Statement Modification Order 2020 with a width of 4.0 metres for the new length of path.

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Key	Route to be stopped up
---v---v---v---	Route to be Added
.....	Unaffected Routes

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Created by:	WJB
Checked by:	MMcL
Date:	22/05/2020
Reference:	PROW/MR247B/1587

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