

IN THE BOROUGH OF SWALE
NOTICE OF PUBLIC PATH ORDER
HIGHWAYS ACT 1980

THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZF5 (PARTS) FAVERSHAM)
PUBLIC PATH EXTINGUISHMENT ORDER 2016

The above named Order made on 13th May 2016 under Section 118 of the Highways Act 1980 will extinguish:-

The entire width of that length of Public Footpath numbered ZF5 which commences at a point on the unaffected length of Public Footpath ZF5 at NGR TR 0172 6188 (Point A) and runs in a north easterly direction for 65 metres to its connection with the unaffected length of Public Footpath ZF5 at NGR TR 0177 6193 (Point E).

The entire width of that length of Public Footpath numbered ZF5 which commences at a point on the unaffected length of Public Footpath ZF5 at NGR TR 0180 6196 (Point F) and runs in a north north easterly, north north westerly then north westerly direction for 72 metres to its connection with the unaffected length of Public Footpath ZF5 at NGR TR 0177 6202 (Point X).

All directions general, all distances approximate.

A copy of the Order and the Map have been placed and may be seen free of charge at the Offices of Swale Borough Council, Swale House, East Street, Sittingbourne, Kent, ME10 3HT or at the Kent County Council, PROW & Access Service, Invicta House, Maidstone, Kent, ME14 1XX, during office hours. Copies of the Order and Map may be purchased there at the price of £5.

Any representation about or objection to the Order may be sent in writing to Graham Rusling at the Kent County Council (address as below). (Tel: 03000 413449) (email: graham.rusling@kent.gov.uk) not later than 18th July 2016. Please state the grounds on which they are made.

Please note that objections/representations cannot be treated as confidential and may come into the public domain. Copies of any objections or representations received may be disclosed to interested parties, including the Planning Inspectorate where the case is referred to it for determination.

If no such representations or objections are duly made to the Order (or to any part of it), or if any so made are withdrawn, the Kent County Council may confirm the Order as an unopposed Order.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to the Secretary of State for the Environment for confirmation any representations and objections which have not been withdrawn will be sent with the Order.

PROW & Access Service
Invicta House
Maidstone
Kent
ME14 1XX
Tel: 03000 413449
Dated: 17th June 2016



**This document is available in alternative formats and can be explained
in a range of languages.**

PUBLIC PATH EXTINGUISHMENT ORDER

IN THE BOROUGH OF SWALE

HIGHWAYS ACT 1980

**THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZF5 (PARTS) FAVERSHAM)
PUBLIC PATH EXTINGUISHMENT ORDER 2016**

This Order is made by the Kent County Council under Section 118 of the Highways Act 1980 ("the 1980 Act") because it appears to the authority that the public footpath described in paragraph 1 below is not needed for public use.

Swale Borough Council has been consulted as required by Section 120 (2) of the 1980 Act.

BY THIS ORDER :-

1. The public right of way over the land situate at Faversham and shown by continuous bold lines on the map attached to this Order and described in the schedule to this Order shall be extinguished after 365 days from the date of confirmation of this Order.

GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 13th DAY OF MAY IN THE YEAR TWO THOUSAND AND SIXTEEN.

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

.....*[Signature]*.....
AUTHORISED SIGNATORY



615-2016

SCHEDULE

PART 1

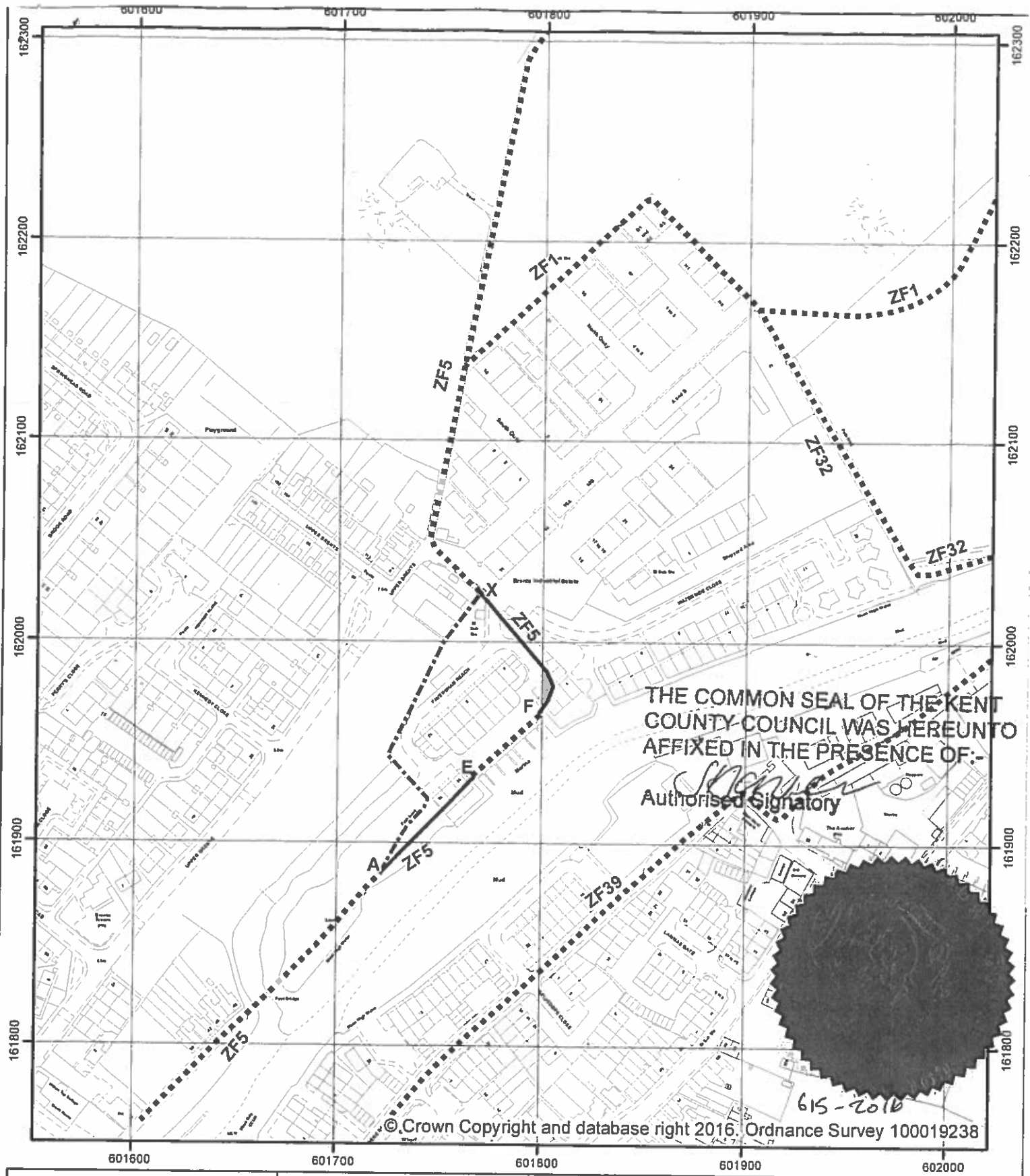
DESCRIPTION OF ROUTE TO BE EXTINGUISHED

The entire width of that length of Public Footpath numbered ZF5 which commences at a point on the unaffected length of Public Footpath ZF5 at NGR TR 0172 6188 (Point A) and runs in a generally north easterly direction for approximately 65 metres to its connection with the unaffected length of Public Footpath ZF5 at NGR TR 0177 6193 (Point E). Between the Points A-E on the Order plan.

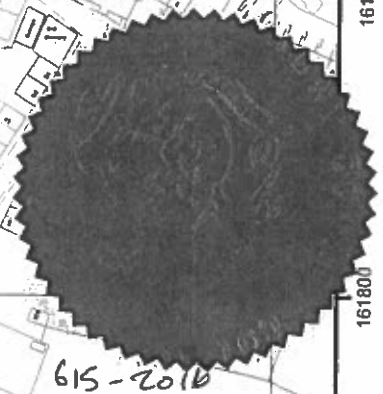
The entire width of that length of Public Footpath numbered ZF5 which commences at a point on the unaffected length of Public Footpath ZF5 at NGR TR 0180 6196 (Point F) and runs in a generally north north easterly, north north westerly then north westerly direction for approximately 72 metres to its connection with the unaffected length of Public Footpath ZF5 at NGR TR 0177 6202 (Point X). Between the Points F-X on the Order plan.

HIGHWAYS ACT 1980

**THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZF5 (PARTS) FAVERSHAM)
PUBLIC PATH EXTINGUISHMENT ORDER 2016**






THE COMMON SEAL OF THE KENT COUNTY COUNCIL WAS HEREUNTO AFFIXED IN THE PRESENCE OF:-
[Signature]
 Authorised Signatory



615-2016

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-  Lengths of ZF5 to be extinguished
-  Unaffected route
-  Other unaffected public highway

Highways Act 1980
The Kent County Council (Public Footpath ZF5 (parts) Faversham) Public Path Extinguishment Order 2016.

Produced by the KCC Public Rights of Way and Access Service.
 Please note: this map extract is not a legal record of the alignment or existence of a public right of way. No measurements should be taken from it.



1:2,500



Created by:	NB	Issue Date:	11/05/2016
Checked by:	GR	Reference:	PROW/ZF5/EO



IN THE BOROUGH OF SWALE
NOTICE OF PUBLIC PATH ORDER
HIGHWAYS ACT 1980
THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZF43 (PARTS) FAVERSHAM)
PUBLIC PATH CREATION ORDER 2016

The above named Order made on 13th May 2016 under Section 26 of the Highways Act 1980 will add:-

A new length of Public Footpath numbered ZF43 which commences at NGR TR 0174 6192 (Point B) and runs in a south easterly direction passing over a ramp for 18 metres to NGR TR 0176 6191 (Point C), north easterly for 21 metres to NGR TR 0177 6192 (Point D), north westerly for 13 metres to its connection with the unaffected length of Public Footpath ZF5 at NGR TR 0177 6193 (Point E). The new length of Public Footpath ZF43 will have a width of 2.0 metres (measured from the landward edge of the pile capping beam) except between the points B-C where the width will be reduced to 1.5 metres.

A new length of Public Footpath also numbered ZF43 which commences from a point on the unaffected length of Public Footpath ZF5 at NGR TR 0180 6196 (Point F) and runs in a south easterly direction for 11 metres to NGR TR 0181 6196 (Point G), then east north easterly through north north easterly for 24 metres to NGR TR 0183 6197 (Point H), then north westerly through north north easterly passing along a cantilever walkway for approximately 15 metres to NGR TR 0182 6198 (Point I), then north easterly for 6 metres to NGR TR 0183 6199 (Point J), then south south easterly for 18 metres to NGR TR 0183 6197 (Point K), then east north easterly for 157 metres to NGR TR 0198 6203 (Point L) and then northerly passing over a ramp for 10 metres to its connection with Public Footpath ZF32 at NGR TR 0198 6204 (Point M). The new length of Public Footpath ZF43 will have a width of 2.0 metres (measured from the landward edge of the pile capping beam) between the points F-G and K1-L and between the points G-H the width will be 1.8 metres, between the points H-I-J the width will be 1.4 metres, between the points J-K the width will be 1.3 metres, between the points K-K1 the width will be 1.8 metres and between the points L-M the width will be 1.5 metres.

All directions general, all distances approximate.

A copy of the Order and the Map have been placed and may be seen free of charge at the Offices of Swale Borough Council, Swale House, East Street, Sittingbourne, Kent, ME10 3HT or at the Kent County Council, PROW & Access Service, Invicta House, Maidstone, Kent, ME14 1XX, during office hours. Copies of the Order and Map may be purchased there at the price of £5.

Any representation about or objection to the Order may be sent in writing to Graham Rusling at the Kent County Council (address as below). (Tel: 03000 413449) (email: graham.rusling@kent.gov.uk) not later than 18th July 2016. Please state the grounds on which they are made.

Please note that objections/representations cannot be treated as confidential and may come into the public domain. Copies of any objections or representations received may be disclosed to interested parties, including the Planning Inspectorate where the case is referred to it for determination.

If no such representations or objections are duly made, or if any so made are withdrawn, the Kent County Council may confirm the Order as an unopposed Order. If the Order is sent 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.

**PROW & Access Service
Invicta House
Maidstone
Kent
ME14 1XX
Tel: 03000 413449**



Dated: 17th June 2016

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PUBLIC PATH CREATION ORDER

IN THE BOROUGH OF SWALE

HIGHWAYS ACT 1980

**THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZF43 (PARTS) FAVERSHAM)
PUBLIC PATH CREATION ORDER 2016**

This Order is made by the Kent County Council ("the authority") under section 26 of the Highways Act 1980 ("the 1980 Act") because it appears to the authority that, having regard to the matters set out in section 26(1), there is a need for a public footpath over the land to which this Order relates, and that it is expedient that the path should be created.

Swale Borough Council has been consulted as required by Section 26(3) of the 1980 Act.

BY THIS ORDER:

1. There shall be at the end of 365 days from the date of confirmation of this Order, a public footpath over the land situate at Faversham described in Part 1 of the schedule to this Order and shown by bold black dashes on the map attached to this Order.

**GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 13th DAY
OF MAY IN THE YEAR TWO THOUSAND AND SIXTEEN**

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

S. Baver
.....
AUTHORISED SIGNATORY



614 - 2016

SCHEDULE

PART I

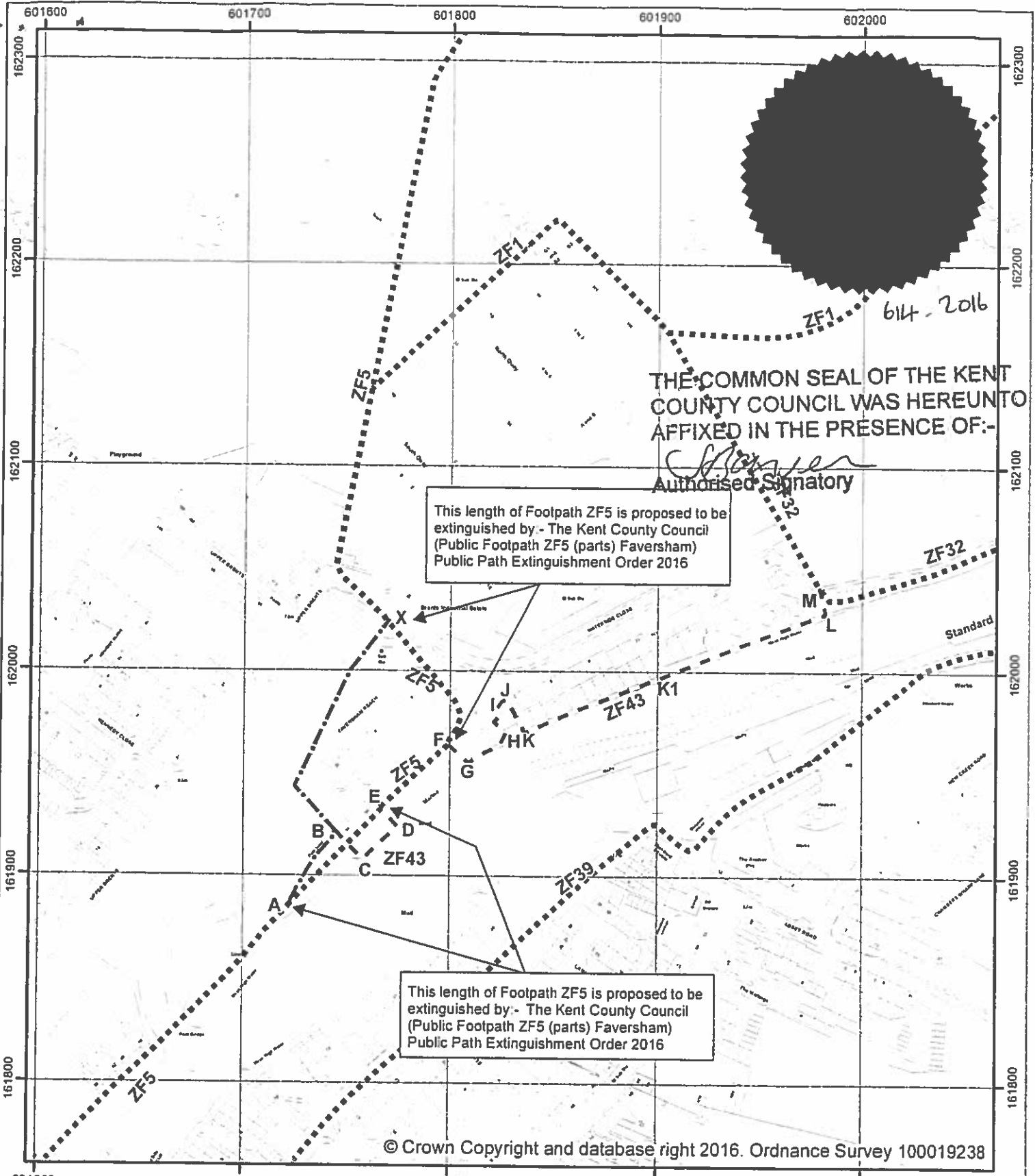
DESCRIPTION OF LAND ON WHICH WAY IS TO BE CREATED

A new length of Public Footpath numbered ZF43 which commences at NGR TR 0174 6192 (Point B) and runs in a generally south easterly direction passing over a ramp for approximately 18 metres to NGR TR 0176 6191 (Point C), generally north easterly for approximately 21 metres to NGR TR 0177 6192 (Point D), generally north westerly for approximately 13 metres to its connection with the unaffected length of Public Footpath ZF5 at NGR TR 0177 6193 (Point E). Between the Points B-C-D-E on the Order Plan. The new length of Public Footpath ZF43 will have a width of 2.0 metres (measured from the landward edge of the pile capping beam) except between the points B-C where the width will be reduced to 1.5 metres.

A new length of Public Footpath also numbered ZF43 which commences from a point on the unaffected length of Public Footpath ZF5 at NGR TR 0180 6196 (Point F) and runs in a generally south easterly direction for approximately 11 metres to NGR TR 0181 6196 (Point G), then generally east north easterly through north north easterly for approximately 24 metres to NGR TR 0183 6197 (Point H), then generally north westerly through north north easterly passing along a cantilever walkway for approximately 15 metres to NGR TR 0182 6198 (Point I), then generally north easterly for approximately 6 metres to NGR TR 0183 6199 (Point J), then generally south south easterly for approximately 18 metres to NGR TR 0183 6197 (Point K), then generally east north easterly for approximately 157 metres to NGR TR 0198 6203 (Point L) and then generally northerly passing over a ramp for approximately 10 metres to its connection with Public Footpath ZF32 at NGR TR 0198 6204 (Point M). Between the Points F-G-H-I-J-K-K1-L-M on the Order Plan. The new length of Public Footpath ZF43 will have a width of 2.0 metres (measured from the landward edge of the pile capping beam) between the points F-G and K1-L and between the points G-H the width will be 1.8 metres, between the points H-I-J the width will be 1.4 metres, between the points J-K the width will be 1.3 metres, between the points K-K1 the width will be 1.8 metres and between the points L-M the width will be 1.5 metres.

HIGHWAYS ACT 1980

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH ZF43 (PARTS) FAVERSHAM) PUBLIC PATH CREATION ORDER 2016



THE COMMON SEAL OF THE KENT COUNTY COUNCIL WAS HEREUNTO AFFIXED IN THE PRESENCE OF:-

[Signature]
 Authorised Signatory

This length of Footpath ZF5 is proposed to be extinguished by - The Kent County Council (Public Footpath ZF5 (parts) Faversham) Public Path Extinguishment Order 2016

This length of Footpath ZF5 is proposed to be extinguished by - The Kent County Council (Public Footpath ZF5 (parts) Faversham) Public Path Extinguishment Order 2016

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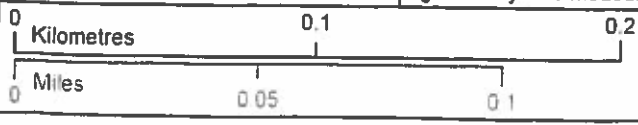
- - - Proposed creation
- Unaffected route
- . - . Other unaffected public highway

Highways Act 1980
The Kent County Council (Public Footpath ZF43 (parts) Faversham)
Public Path Creation Order 2016.

Produced by the KCC Public Rights of Way and Access Service.
 Please note: this map extract is not a legal record of the alignment or existence of a public right of way. No measurements should be taken from it.



1:2,500



Created by:	NB	Issue Date:	11/05/2016
Checked by:	GR	Reference:	PROW/ZF43/CO



STATEMENT TO ACCOMPANY

**THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH ZF5 (PARTS) FAVERSHAM)
PUBLIC PATH EXTINGUISHMENT ORDER 2016**

**THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH ZF43 (PARTS)
FAVERSHAM) PUBLIC PATH CREATION ORDER 2016**

THIS STATEMENT DOES NOT FORM PART OF THE ORDER

Under The Highways Act 1980, the County Council has the power to make Orders to create, extinguish or divert footpaths, bridleways and restricted byways.

The County Council may make an Order under Section 118 of the Highways Act 1980 to extinguish a public right of way if it is satisfied that the path or way is not needed for public use.

The County Council may make an Order under Section 26 of the Highways Act 1980 where it appears to a local authority that there is a need for a footpath, bridleway or restricted byway and the County Council is satisfied that having had regard to the extent to which the path or way would add to the convenience or enjoyment of a substantial section of the public, or to the convenience of persons resident in the area.

The Orders have been made by the County Council to provide a solution to the long standing obstruction to access through Faversham Reach Estate, by resolving issues of blight in respect of the 5 properties that obstruct the public footpath; by delivering the creek side access identified within the Street Scape Strategy and emergent Neighbourhood Plan; by addressing the long standing failure to deliver the creek side access through a section 106 agreement at Waterside Close, by providing access that most closely reflects the Government's desire to provide access around the coast of England and by discharging the County Council's statutory obligations.

The Orders will come into force only after they have been confirmed; making and advertising the Orders simply provides an opportunity for objections or representations to be made.

Objections or representations relating to the Orders must be made in writing to Graham Rusling at the address below, not later than 18th July 2016.

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, the Council may refer the Order(s) and objections to the Department of the Environment for determination. An Inspector from the Planning Inspectorate will then either take written representations or hear the objections at a Public Inquiry or Hearing. The Inspector can confirm the Order(s), confirm it with modifications, or refuse to confirm it. If no objections are received the Council may confirm the Order(s) itself, but it has no power to modify Orders.

**Kent County Council, PROW & Access Service, Invicta House, County Hall,
Maidstone, Kent, ME14 1XX - Tel: 03000 413449**

Date: 17th June 2016