

## Decision under Delegated Powers

### Officer Requesting Decision

Building Control Manager

### Officer Making the Decision

Head of Planning and Growth

### Recommendation

**To make a Footpath diversion Order under Section 257 of the Town and Country Planning Act 1990 for Footpath i43 (Part), from Butcher's Lane, Seagrave to Swan Street, Sileby Leicestershire, as identified in the Order and the accompanying schedule and plans.**

### Reason

To allow development granted under planning permission P/12/2235/2 to proceed in accordance with the approved plans.

### Authority for Decision

Under the provisions of the Constitution authority to confirm footpath diversion orders where no objections are received is directed to the Head of Planning and Growth. (Pt2a) Decision under Delegated Powers to Officers, Section 37 under the delegation of Council Functions.

### Decision and Date



21 February 2024

### Background

The diversion of Footpath i43 (Part), from Butcher's Lane, Seagrave to Swan Street, Sileby Leicestershire, is necessary as part of the planning application submitted by Bellway Homes East Midlands Ltd for the erection of new dwellings (Planning application reference P/12/2235/2).

Statutory consultees have been consulted to divert part of Footpath i43 and no objections have been received. In accordance with the Act, an order can be made by the authority providing the footpath is still available but will be required to be diverted to allow development granted by the authority to be carried out. If any formal objections are received to the Order the authority will be required to refer it to the Secretary of State for confirmation.

### Financial Implications

None

### **Risk Management**

Risk Identified	Likelihood	Impact	Risk Management Actions Planned
That the decision to divert the footpath is challenged by an aggrieved party	Remote (1)	Significant (2)	Consultation has been carried out in preparing the Order. Nevertheless, legal support will be obtained as required.

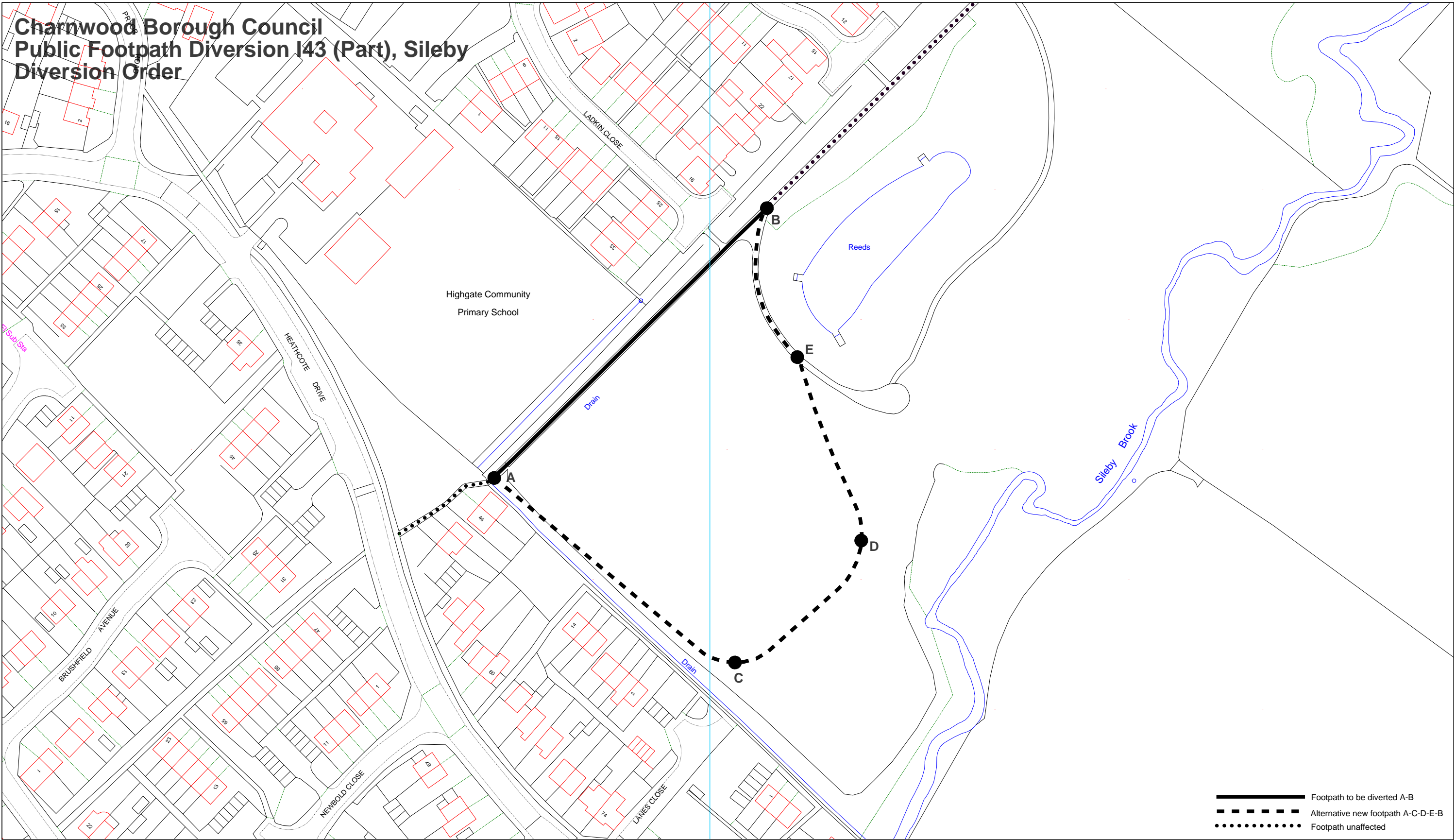
### **Key Decision:**

No

### **Background Papers:**

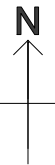
Application for diversion of Footpath i43 (Part) Draft Order

**Charnwood Borough Council  
Public Footpath Diversion I43 (Part), Sileby  
Diversion Order**



- Footpath to be diverted A-B
- Alternative new footpath A-C-D-E-B
- Footpath unaffected

Charnwood Borough Council  
Council Offices  
Southfield Road  
Loughborough  
Leicestershire  
LE11 2TX  
[www.charnwood.gov.uk](http://www.charnwood.gov.uk)



Scale: 1:1250  
Date: 27-02-2019 Time: 13:42:35  
This material has been reproduced from  
Ordnance Survey digital map data with  
the permission of the Controller of  
Her Majesty's Stationary Office.  
Unauthorised reproduction infringes  
Crown copyright and may lead to  
prosecution or civil proceedings.  
© Crown copyright.  
Licence No. 100023558  
Any Aerial Photography shown is copyright  
of UK Perspectives