

From: RM PROW Planning [<mailto:PROWplanning@suffolk.gov.uk>]
Sent: 29 December 2015 12:35
To: Planning.Help
Cc: martyn@stutchburyassociates.com; Colin Bird
Subject: RE: Planning Consultation-DC/15/2424/OUTLand Adj Haverhill Business ParkBumpstead RoadHaverhill

Our Ref: W301/013/ROW669/15

For The Attention of: Chris Rand

Public Rights of Way Response

Thank you for your consultation concerning the above application.

Public Footpath 13 is recorded through the proposed development area.

Government guidance considers that the effect of development on a public right of way is a material consideration (Rights of Way Circular 1/09 – Defra October 2009, para 7.2) and that public rights of way should be protected

We have **no objection** to the proposed works.

Informative Notes:

Note that the granting of planning permission is separate to any consents that may be required in relation to Public Rights of Way.

- The alignment, width, and condition of the Public Rights of Way providing for their safe and convenient use shall remain unaffected by the development unless otherwise agreed in writing by the Rights of Way & Access Team.
- Should a Public Right of Way require a temporary closure in the interest of public safety, prior to commencement of works, the applicant/agent is to apply for a Traffic Regulation Order (TRO) and submit the application to SCC Public Rights of Way & Access Team.

“Public Rights of Way Planning Application Response - Applicant Responsibility” and a digital plot showing the definitive alignment of the route as near as can be ascertained; which is for information only and is not to be scaled from, is attached.

Regards

Jackie Gillis
Rights of Way Support Officer

Countryside Access Development Team

Rights of Way and Access

Resource Management, Suffolk County Council

Endeavour House (Floor 5, Block 1), 8 Russell Road, Ipswich, IP1 2BX

☎ (01473) 260811 | ✉ jackie.gillis@suffolk.gov.uk |

🌐 <http://publicrightsofway.onesuffolk.net/> | [Report A Public Right of Way Problem Here](#)

For great ideas on visiting Suffolk's countryside visit www.discoverysuffolk.org.uk

-----Original Message-----

From: planning.helpdesk@stedsbc.gov.uk [<mailto:planning.helpdesk@stedsbc.gov.uk>]

Sent: 10 December 2015 15:31

To: RM PROW Planning

Subject: Planning Consultation-DC/15/2424/OUTLand Adj Haverhill Business ParkBumpstead RoadHaverhill

Planning consultation Please see attached

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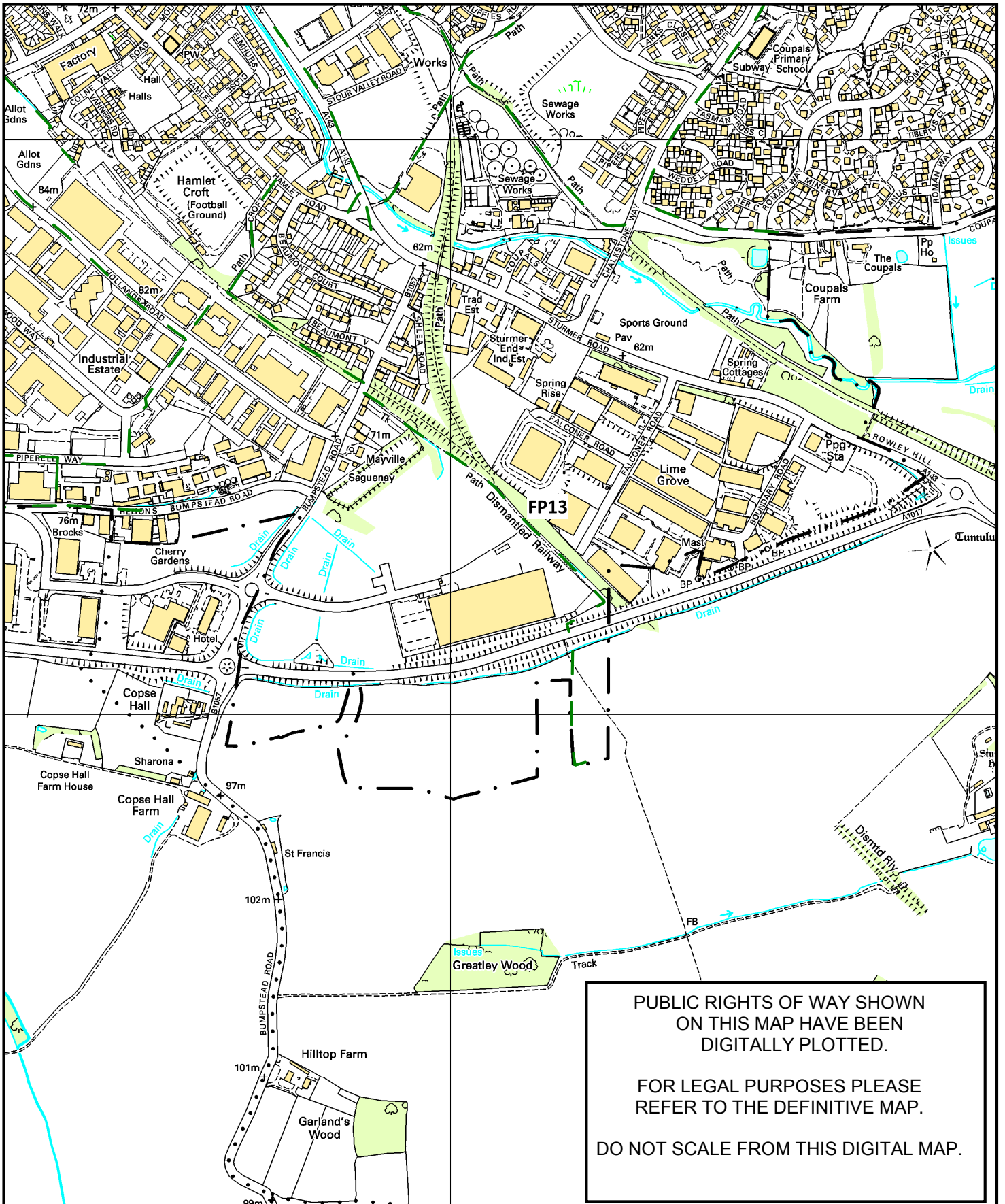
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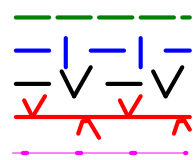
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**DC/15/2424/OUT Land adj Haverhill Business Park, Bumpstead Road, Haverhill
Public Footpath 13**



Resource Management
Endeavour House, 8 Russell Road, Ipswich, Suffolk. IP1 2BX



Ordnance Survey MasterMap

- Public Footpath
- Bridleway
- Restricted Byway
- Byway
- Definitive Map Parish Boundary

Scale 1:7500



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Date: 29/12/2015

Public Rights of Way

Planning Application Response - Applicant Responsibility

1. There must be no interference with the surface of the right of way as a result of the development.
2. The right of way must be kept clear and unobstructed for users and no structures, eg gates, placed upon the right of way.
3. Planning permission does not give you permission to alter or change the surface of a public right of way. The Area Rights of Way Office must approve any proposed works to the surface of the route(s). For further information and advice go to <http://publicrightsofway.onesuffolk.net/assets/Traffic-Regulation-docs/Appl-form-guidance-for-works-on-ROW-01-12.pdf> or telephone 0345 606 6067.
4. Any damage to the surface of the route(s) as a result of the development must be made good by the applicant.
5. The Highways Authority is not responsible for maintenance and repair of the route beyond the wear and tear of normal use for its status and it will seek to recover the costs of any such damage that it has to remedy.
6. The applicant must have private rights to take motorised vehicles over the public right of way. Without lawful authority it is an offence under the Road Traffic Act 1988 to take a motorised vehicle over a public right of way other than a byway. We do not keep records of private rights.
7. If the public right of way is temporarily affected by works which will require it to be closed, a Traffic Regulation Order will need to be sought from the County Council. A fee is payable for this service. For further information and advice go to <http://publicrightsofway.onesuffolk.net/assets/Traffic-Regulation-docs/Guidance-to-applicants-on-applying-for-temp-closures-01-12.pdf> or telephone 0345 606 6067.
8. There may be other public rights of way that exist over this land that have not been registered on the Definitive Map. These paths are either historical paths that were never claimed under the National Parks and Access to the Countryside Act 1949, or paths that have been created by public use giving the presumption of dedication by the land owner whether under the Highways Act 1980 or by Common Law. This office is not aware of any such claims.
9. Public rights of way are protected by law. If you wish to build upon, block, divert or extinguish a right of way within the development area marked on the planning application an order must be made, confirmed and brought into effect by the local planning authority, using powers under s257 of the Town and Country Planning Act 1990.

There are four different statuses of public rights of way:

- **Public footpath** – this should only be used by people **on foot**, or using a mobility vehicle.
- **Public bridleway** – in addition to people on foot, bridleways may also be used by someone on a **horse** or someone riding a **bicycle**.
- **Restricted byway** – this has similar status to a bridleway, but can also be used by a ‘non-motorised vehicle’, for example a **horse and carriage**.
- **Byway open to all traffic (BOAT)** – these can be used by **all vehicles**, including motorised vehicles as well as people on foot, on horse or on a bicycle.

More information about Public Rights of Way can be found via <http://publicrightsofway.onesuffolk.net>