

TOWN AND COUNTRY PLANNING ACT 1990

THE DIVERSION OF HIGHWAY

(YORKSHIRE & HUMBER) (NO.) ORDER 202

The Secretary of State makes this Order in exercise of powers under section 247 of the Town and Country Planning Act 1990 ("the Act").

1. (1) The Secretary of State authorises the diversion of the highway specified in the Schedule to this Order and shown on plan site plan 1 and 2 numbered NATTRAN/Y&H/S247/6321, to enable development to be carried out in accordance with the planning permission granted by East Riding of Yorkshire Council, under reference

(2) The diversion of the said highway shall be affected by -

- (a) the stopping up of the length of highway specified in the Schedule to this Order and shown on the site plan 1; and
- (b) the provision by the developer to the reasonable satisfaction of East Riding of Yorkshire Council of a new highway along the diverted route described in the Schedule (to take the place of the length of stopped up highway in (a) above) and given the reference letter A on the site plan 2.

2. No part of the highway to be stopped up in pursuance of Article 1 (2) (a) of this Order shall take place earlier than the date on which the Council certify to the developer that the provisions of Article 1 (2) (b) have been complied with.

3. Where immediately before the date of this Order there is any apparatus of statutory undertakers under, in, on, over, along or across any highway authorised to be stopped up pursuant to this Order then, subject to section 261(4) of the Act, those undertakers shall have the same rights as respects that apparatus after that highway is stopped up as they had immediately beforehand.

4. This Order shall come into force on the

Signed by authority of
the Secretary of State
202

TIM BRIMELOW
An Official in the
National Transport Casework Team
Department for Transport

THE SCHEDULE

The highway to be diverted is at Preston in the East Riding of Yorkshire, shown on the plan as:-

Description of highway to be diverted

Highway to be stopped up	New diverted highway
A length of an unnamed footpath which lies off Luck Lane. It commences from its junction with Luck Lane (marked x on the plan) and extends in a north easterly direction for 182.01 metres (marked 1 on site plan 1).	A length of unnamed footpath. It commences from its junction with Staithes Road (marked x on the plan) and extends in a north westerly direction to its junction with the unnamed footpath for a distance. It has a maximum length of 154.5 metres and has a width of 3.5 metres (marked A on site plan 2).