

**Delegated Decision**

**11 January 2019**

**Public Footpath No. 1 Cassop-cum-  
Quarrington, Proposed Stopping-up and  
Definitive Map and Statement  
Modification Order**

**Ordinary Decision No.**



---

## **Report of Regeneration and Local Services**

**Adrian White, Head of Transport and Contract Services**

### **Electoral division affected:**

Coxhoe

### **Purpose of the Report**

- 1 To consider changes to the Public Rights of Way network
- 2 Public Footpath No. 1 Cassop-cum-Quarrington, proposed Stopping-up and Definitive Map and Statement Modification Order

### **Executive summary**

- 3 To enable development in accordance with outline planning permission granted 18 September 2018, namely the construction of a roundabout and access road as part of the Integra 61 development, it is necessary to stop-up a short section of Public Footpath No. 1 Cassop-cum-Quarrington.
- 4 Consultations on the proposed stopping-up have been carried out and no objections have been received.

### **Recommendation**

- 5 The proposal is in accordance with the Council's policy and the statutory framework on the stopping-up of public rights of way.
- 6 It is RECOMMENDED that a Stopping-Up and Definitive Map and Statement Modification Order be made under the provisions of the Town and Country Planning Act 1990 and the Wildlife and Countryside Act 1981 to stop-up part of Public Footpath No. 1 Cassop-cum-Quarrington to enable development to proceed in accordance with planning permission and the Order shall subsequently be either confirmed or referred to the Secretary of State for determination, and

that the Corporate Director of Resources be informed accordingly, as per paragraph 77 of the Constitution of the County Council.

## **Background**

- 7 An application has been received on behalf of the developers of the Integra 61 site at Bowburn to stop-up a short section of Public Footpath No. 1 Cassop-cum-Quarrington, to enable the construction of a roundabout on the site access road, for which planning permission has been granted, as shown on the attached plan.
- 8 Footpath No. 1 crosses the development site and will therefore be affected by the proposed development, which cannot proceed without the stopping-up of a short section of the Public Footpath. The Order is therefore necessary to enable development to proceed in accordance with planning permission granted.
- 9 The proposal is to stop-up the section of Footpath No. 1 which crosses the northern side of the proposed roundabout.
- 10 The new roads will be adopted as highways maintained at public expense, and pedestrian refuges will be provided to enable users of Public Footpath No. 1 to cross the new road safely.
- 11 Consultations have been carried out with the Local Members, the Cabinet Portfolio Holder, the Ramblers' Association and other user groups. No objections have been received.

## **Options**

- 12 This is the minimum stopping-up possible to enable the development to proceed. The proposal retains and protects public access at this location.
- 13 Retaining the footpath across the roundabout would create a potential safety issue and be confusing on Ordnance Survey maps.

## **Conclusion**

- 14 Agreed to the Stopping-up Order in accordance with the Recommendation.

---

**Contact:** Mike Ogden

Tel: 03000 265331

---

---

## **Appendix 1: Implications**

---

### **Legal Implications**

N/A

### **Finance**

The applicant will cover the administrative and advertising costs for making the Order.

### **Consultation**

Consultations have been carried out with the Local Members, the Cabinet Portfolio Holder, the Ramblers' Association, other user groups and Utility Companies. No objections have been received. If the Order is made the initial consultations are followed up by a Statutory Consultation period.

### **Equality and Diversity / Public Sector Equality Duty**

The crossings of the new road will be as accessible as possible for the location.

### **Human Rights**

All those affected by this proposal have the opportunity to submit objections and to represent their case at a Highways Committee and/or Public Inquiry.

### **Crime and Disorder**

N/A

### **Staffing**

N/A

### **Accommodation**

N/A

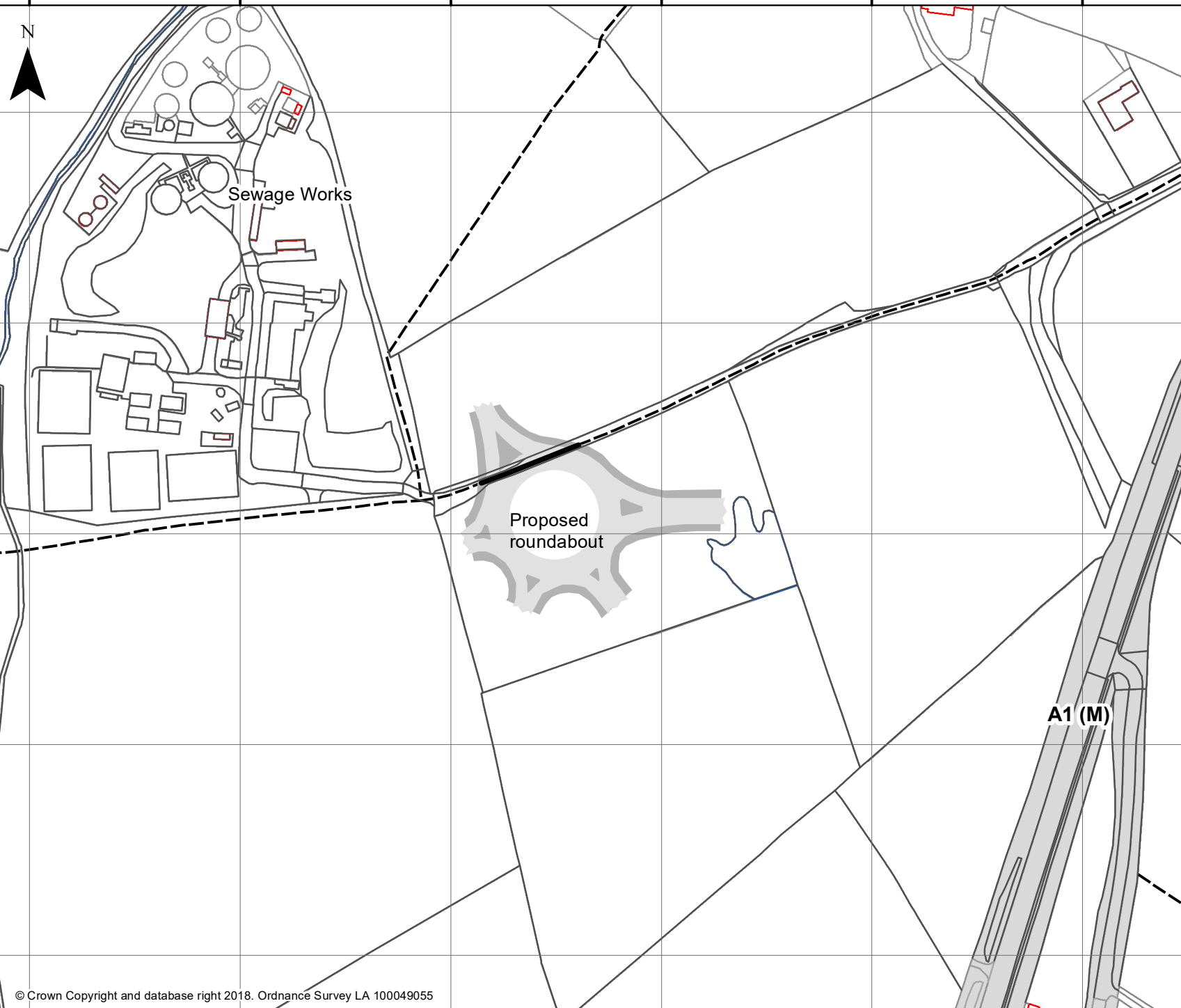
### **Risk**

N/A

### **Procurement**


N/A

430100 430200 430300 430400 430500 430600




Ian Thompson  
Corporate Director  
Regeneration and  
Local Services  
Durham County Council  
County Hall  
Durham DH1 5UQ


**Draft Order Plan  
Cassop Fp 1**

Footpath to be extinguished  


Scale 1: 2,500

Public Rights of Way /  
Highways not affected by  
the proposal

 Footpath

 Adopted  
Highway

Drawn: 20 November 2018

Postcode: DH6 5NP

430100 430200 430300 430400 430500 430600