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Jennifer Bradley  
Gateshead Metropolitan Borough  
Council  
Civic Centre  
Regent Street  
Gateshead  
NE8 1HH

Your Ref: JB/TH/1358  
Our Ref: FPS/H4505/4/6  
Date:

**22 SEP 2015**

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Dear Ms Bradley

HIGHWAYS ACT 1980 SECTION 119  
Gateshead Metropolitan Borough Council  
Public Path Diversion Order Footpath Blaydon 11 (Part) Diversion Order 2015

I enclose herewith

1. a copy of the Inspector's decision with regard to the above-named Order.
2. two leaflets entitled *Our Complaints Procedure* and *Challenging the Decision in the High Court*.
3. one of the sealed Orders.

If you have any queries about the enclosed decision, please contact the Quality Assurance Unit at The Planning Inspectorate, 1/23 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN

Tel: 0303 444 5884

<http://www.planningportal.gov.uk/planning/appeals/planninginspectorate/feedback/>

An electronic version of the decision will shortly appear on the Inspectorate's website.

<http://www.planningportal.gov.uk/planning/countryside/rightsofway/onlinerow/onlinerow>

Yours sincerely

*Jean McEntee*  
(Rights of Way Section)

Despatch 1OMA

Gateshead Council Corporate Services & Governance		
23 SEP 2015		
DIR	LDPS	LIT
	JB	





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## Order Decision

by **Michael R Lowe** BSc (Hons)

an Inspector appointed by the Secretary of State for Environment, Food and Rural Affairs

Decision date: **22 SEP 2015**

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**Order Ref: FPS/H4505/4/6**

**The Borough Council of Gateshead**

- This Order is made under Section 119 of the Highways Act 1980 (the 1980 Act) and is known as the **Footpath Blaydon 11 (part) Diversion Order 2015**.
  - The Order is dated 13 January 2015 and proposes to divert part of Footpath 11 at Newhouse Farm, Chopwell, Gateshead as shown on the Order map and described in the schedule.
  - There was one objection outstanding when the Borough Council of Gateshead (the Council) submitted the Order for confirmation, subject to modifications, to the Secretary of State for Environment, Food and Rural Affairs.
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### Decision

1. I confirm the Order subject to the following modifications, which do not require advertisement:

In the description column of Part 3 of the Schedule delete the existing text and insert:

for Grid Reference NZ11145818 'Wooden wide-post and rail stile approved by the Borough Council of Gateshead as being in accordance with all relevant current legislation and guidance including BS5709:2006 at Point B on the Order map.' and

for Grid Reference NZ11155818 'Wooden wide-post and rail stile approved by the Borough Council of Gateshead as being in accordance with all relevant current legislation and guidance including BS5709:2006, near Point B on the Order map.'

### Background and Reasons

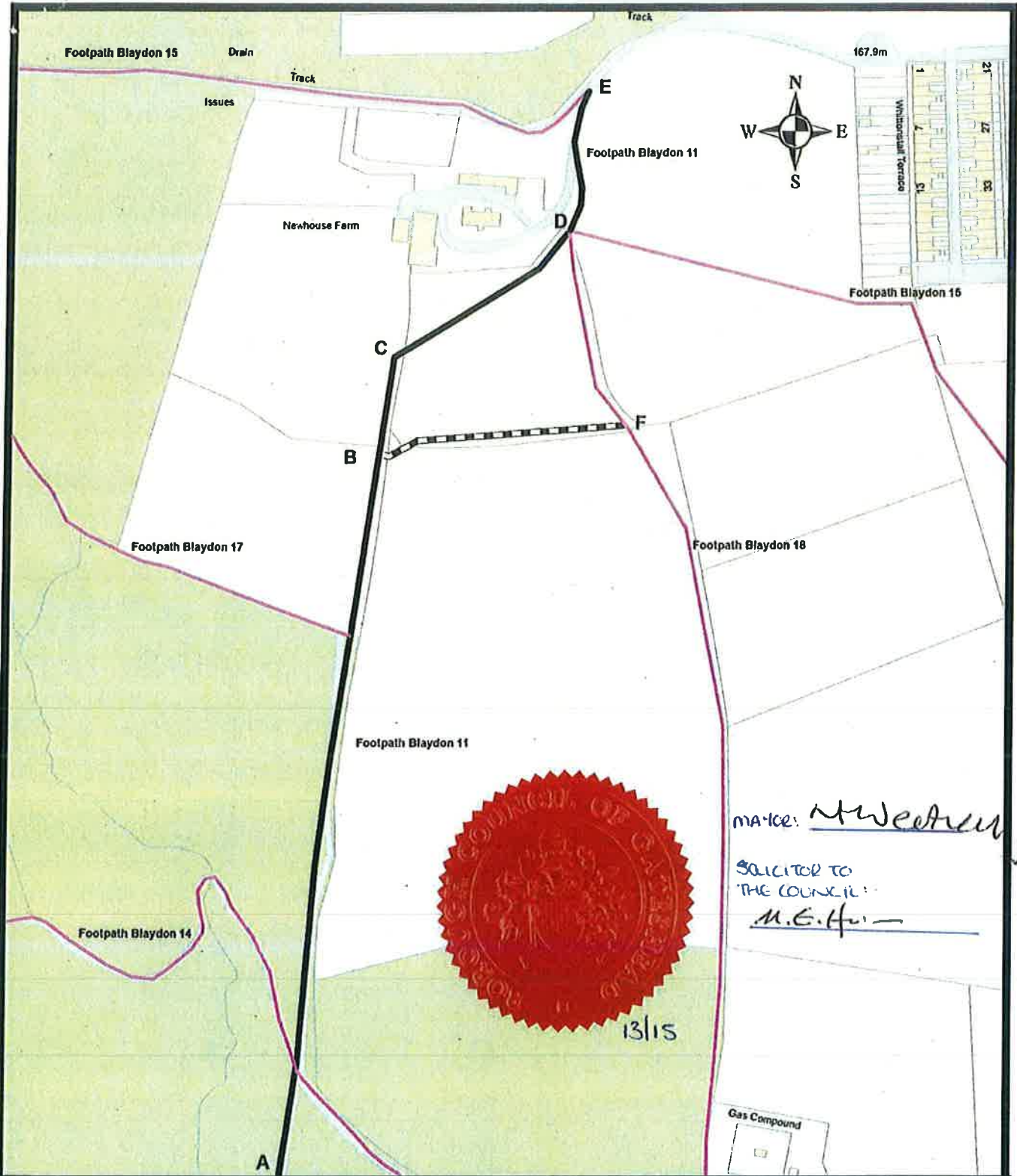
2. Following an application from the owner of Newhouse Farm, Chopwell the Council made the Order. Before making the Order the Authority carried out consultations and no objections or representations were received. After the publication of the Order one objection was made on the ground that no design standard is detailed for the two stiles that are proposed to be constructed across the diverted footpath.
3. The Council agrees that a specification for the stiles is required and has therefore submitted the Order to the Secretary of State seeking confirmation of the Order with modifications to the limitations and conditions. I agree that a design specification is appropriate and I have therefore modified the Council's Order in accordance with its request.
4. Having regard to the Council's Statement of Grounds on which it is considered the Order should be confirmed, I am satisfied that the Order meets the criteria for confirmation set out in section 119 of the 1980 Act when modified to amend description of the limitations and conditions of the stiles along the diverted route.

**Conclusion**

5. Having regard to all these and all other matters before me I conclude that the Order should be confirmed, with the modifications as set out above.

*Michael R Lowe*

INSPECTOR



**Footpath Blaydon No. 11 Part Diversion Plan  
Newhouse Farm, Chopwell.**

- A - B - C - D - E Footpath Blaydon No 11
- B - F Diverted Route
- B - C - D Section to be Diverted
- Other Gateshead Footpaths

Scale 1:2500



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MAKER: M. E. H.  
SOLICITOR TO  
'THE COUNCIL'  
M. E. H.

