

the Test Valley Borough Council Offices, Military Road, Canterbury and may be obtained free of charge from the Secretary of State (quoting ref. RSE 5062/0/0/35/1/25) at the address stated below.

During the above-mentioned period of 28 days, anyone may object to the making of the Order by writing to the Secretary of State, quoting ref. RSE 5062/0/0/35/1/25, and addressing their objection to the Director, South East Network Management Division, Department of Transport, Federated House, London Road, Dorking, Surrey RH4 1SZ.

C. E. Strang, a Senior Executive Officer in the Department of Transport. (T6350RL.) (10 SI)

TOWN AND COUNTRY PLANNING ACT 1971

The Extinguishment of Vehicular Rights (County of Suffolk) (No. 1) Order 19

The Secretary of State for Transport hereby gives notice that the Order under section 212 of the above Act, now superseded by the Town and Country Planning Act 1990, to provide for the extinguishment (with exceptions) of any right which persons may have to use vehicles on part of Brook Street, Woodbridge, Suffolk, referred to in the notice published on 21st July 1988 (Ref. 538241/17/01), will not be made, the application for the Order having been withdrawn.

R. J. Gow, Senior Executive Officer in the Department of Transport, Heron House, 49-51 Goldington Road, Bedford MK40 3LL. (T6333NL.) (18 SI)

TOWN AND COUNTRY PLANNING ACT 1990

The Secretary of State for Transport hereby gives notice that he has made an Order under section 247 of the above Act entitled "The Stopping up of Highways (County of Derbyshire) (No. 4) Order 1990" authorising the stopping up of the following lengths of highway:

High Street, 32 metres from its junction with London Road for a distance of 66 metres in a south-westerly direction.

Bloomfield Street, 26 metres from its junction with London Road for a distance of 77 metres in a south-westerly direction.

to enable development consisting of the erection of a day hospital and temporary car park to be carried out by Southern Derbyshire Health Authority.

Copies of the Order may be obtained, free of charge, on application to the Director of Network Management and Construction, Department of Transport, East Midlands Region, Room 805, Cranbrook House, Cranbrook Street, Nottingham NG1 1EY (quoting EMCM 505035/1/150) and may be inspected at all reasonable hours at Room 128, City Secretary's Department, The Council House, Corporation Street, Derby.

Any person aggrieved by the Order and desiring to question the validity thereof, or of any provision contained therein, on the ground that it is not within the powers of the above Act or that any requirement of that Act or of any regulation made thereunder has not been complied with in relation to the Order, may, within 6 weeks of 14th December 1990 apply to the High Court for the suspension or quashing of the Order or of any provision contained therein.

K. I. McKenzie, Deputy Director of Network Management and Construction, East Midlands Region of the Department of Transport. (T3476NL.) (17 SI)

TOWN AND COUNTRY PLANNING ACT 1990

(A)

The City of Durham, Bowburn Public Path No. 13 Temporary Division (No. 1) Order 1990

Whereas the Secretary of State for the Environment (hereinafter called "The Secretary of State") is satisfied that it is necessary to divert the footpath to which this Order relates for a period not exceeding 29 years for the purpose of enabling minerals to be worked by surface working in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990, or the enactments replaced by that part of that Act and that it can be restored, after the minerals have been worked, to a condition not substantially less convenient to the public.

Now, therefore, the Secretary of State in pursuance of the powers in that behalf conferred by sections 247 and 261 of the Town and Country Planning Act 1990 and all other enabling powers hereby makes the following Order:

- (1) The footpath described in Part I of the Schedule hereto and shown by a bold black line on the map annexed hereto shall be diverted as provided by this Order for a period not exceeding 29 years.
- (2) There shall be created to the reasonable satisfaction of the Durham County Council alternative footpaths in the situation and along the lines described in Part II of the Schedule hereto, and shown by broken lines on the map annexed hereto for use as replacements for the footpath referred to in Article 1 above, for a period not exceeding 29 years.
- (3) The diversion of the footpath referred to in Article 1 above shall have effect on the date on which it is certified by the Durham County Council that the provisions of Article 2 above have been complied with.
- (4) Before the expiration of the said period not exceeding 29 years the footpath referred to in Article 1 above and described in Part I of the Schedule hereto shall be restored to a condition as substantially convenient to the public as it was prior to the diversion.
- (5) The highways referred to in Article 2 above and described in Part II of the Schedule hereto shall be stopped-up at the expiration of a period of 29 years from the date referred to in Article 3 above or on the date upon which it is certified by the Council that the footpath referred to in Article 1 above has been restored in accordance with the provisions of Article 4 above, whichever is the sooner.
- (6) R & A Young Mining Limited is hereby required to pay the cost of carrying out the above mentioned works.
- (7) Where immediately before the date on which a highway is diverted in pursuance of this Order there is apparatus on, under or over that highway belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.
- (8) This Order may be cited as the City of Durham, Bowburn Public Path No. 13 Temporary Diversion (No. 1) Order 1990.

SCHEDULE

Part I

Description of Site of Existing Path

The length of footpath to be diverted starts from a point 570 metres to the north-west of the unclassified road No. C12a which runs in a north-easterly direction from Bowburn to Cassop Moor and marked "A" on the map annexed hereto to a point on the unclassified road marked "B" on the map.

The existing footpath is shown by a bold black line on the map annexed hereto.

PART II

Description of Site of Alternative Footpaths

A new length of footpath starting from a point marked 'A' on the map 570 metres to the north-west of the unclassified road No. C12a which runs in a north-easterly direction from Bowburn to Cassop Moor running in a northerly direction to a point marked 'C' on the map then in an easterly direction to a point marked 'D' on the map and in a southerly direction to a point on classified road No. C12a marked 'B' on the map.

A new length of footpath starting from a point marked 'A' on the map 570 metres to the north-west of the unclassified road No. C12a which runs in a north-easterly direction from Bowburn to Cassop Moor running generally in a south-easterly direction and then in a north-easterly direction to a point on the classified road No. C12a marked 'F'.

The alternative footpaths are shown by broken black lines on the map annexed hereto.

D. A. Caudle, signed by authority of the Secretary of State for the Environment by an Assistant Secretary in the Department of the Environment.

DEPARTMENT OF THE ENVIRONMENT

(B)

NOTICE OF PUBLIC PATH ORDER

TOWN AND COUNTRY PLANNING ACT 1990

Notice is hereby given that the Secretary of State for the Environment in exercise of the powers conferred on him by sections 247, 253 and 261 of the Town and Country Planning Act 1990, and all other powers enabling him in that behalf, proposes to make an Order if planning permission is granted for development to be carried out, consisting of the extraction of Opencast Coal, to R & A