

BRECKLAND COUNCIL

REPORT OF THE DIRECTOR OF CORPORATE RESOURCES to the GENERAL PURPOSES COMMITTEE – 12TH JANUARY 2011 (Author: Graham Parfitt – Legal Executive)

PROPOSED DIVERSION: CRF 21 KENNINGHALL

1. Purpose of Report

The report seeks authority to make an Order under Section 257 of the Town and Country Planning Act 1990 in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 to the applicant Kenninghall Parish Council who are the landowners.

2. Recommendations

It is recommended that the Council/Committee:

2.1 Makes the Order

Note: In preparing this report, due regard has been had to equality of opportunity, human rights, prevention of crime and disorder, environmental and risk management considerations as appropriate. Relevant officers have been consulted in relation to any legal, financial or human resources implications and comments received are reflected in the report.

3. Information, Issues and Options

3.1 Background

3.1.1 Please refer to the attached copy plan. The plan, for identification purposes only, shows the route of the existing CRF No 21 Kenninghall as indicated by a bold broken line and the proposed diversion is shown by a bold continuous line.

3.1.2 Kenninghall Parish Council are the applicants in this matter. The reason for the proposed diversion is to enable the erection of 12 houses and garages at the Kenninghall Memorial Hall site.

3.2 Issues

3.2.1 None

3.3 Options

3.3.1 To make the Order.

3.3.2 Not to make the Order.

3.4 Reasons for Recommendation(s)

3.4.1 In response to consultation, Norfolk County Council have raised no objections to the proposed development on public rights of way grounds.

3.4.2 The cost of making and advertising the Order will be met by the Applicant.

4. Risk and Financial Implications

4.1 Risk

4.1.1 There are no risk implications

4.2 Financial

4.2.1 There are no financial implications

5. Legal Implications

5.1 None

6. Other Implications [*Insert statement or confirm 'none' as appropriate at each sub-paragraph*]

a) Equalities: None

b) Section 17, Crime & Disorder Act 1998: None

c) Section 40, Natural Environment & Rural Communities Act 2006: None

d) Human Resources: None

e) Human Rights: None

f) Other: [e.g. Children's Act 2004] None

7. Alignment to Council Priorities

7.1 Prosperous communities

8. Ward/Community Affected

8.1 Kenninghall

Background Papers

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Key Decision Status (Executive Decisions only):

Not a key decision

Appendices attached to this report:

Location Plan showing the proposed diversion