

From: [REDACTED]
Subject: Re: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley
Date: 12 January 2024 19:47:57
Attachments: [DIVERSION OF PUBLIC FOOTPATHS GKE 38 AND GDY 57.docx](#)

Hi [REDACTED]

[REDACTED] submit the enclosed objection. Is it OK in this form or do I need to send a copy by post?

Regards - [REDACTED]

On Tue, 9 Jan 2024 at 15:11, [REDACTED] wrote:

The above Public Path Diversion Order was made on the 19th December 2023. The notice will be advertised in The Gloucester Citizen on Thursday 11th January 2024 and notices will be put up on site on the same day where they shall remain for 28 days. Representations or objections should be made in writing to the Principal Public Rights of Way Officer, Gloucestershire County Council, Shire Hall, Westgate Street, Gloucester, GL1 2TG and should be received by the 8th February 2024.

I have attached a copy of the Order and Notice for your information. If you have any queries please do not hesitate to contact me.

Kind regards

[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

Tel: [REDACTED]

Email: [REDACTED]

[REDACTED]
Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

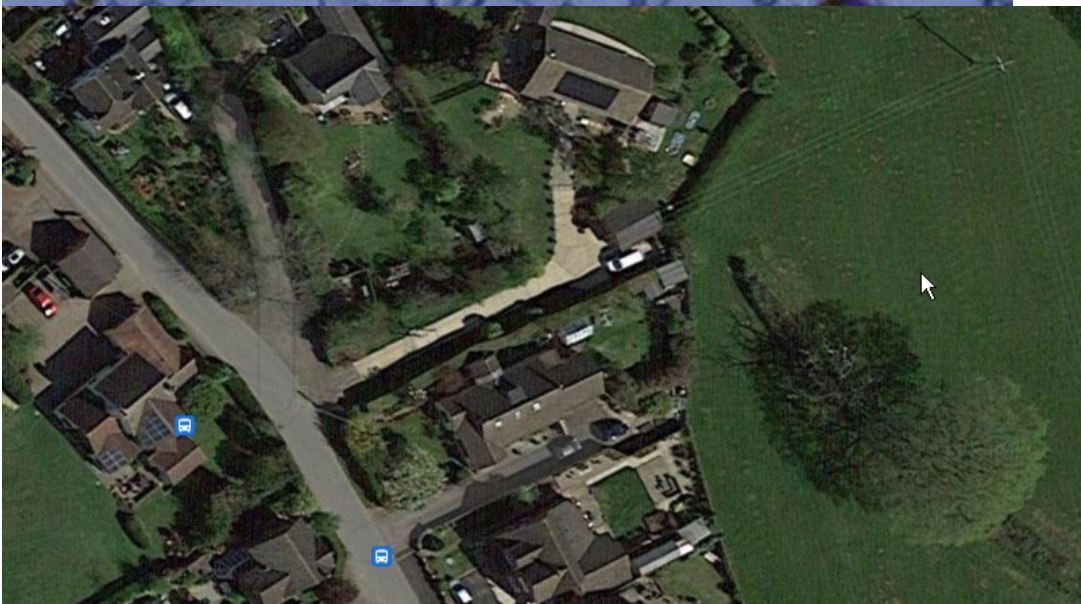
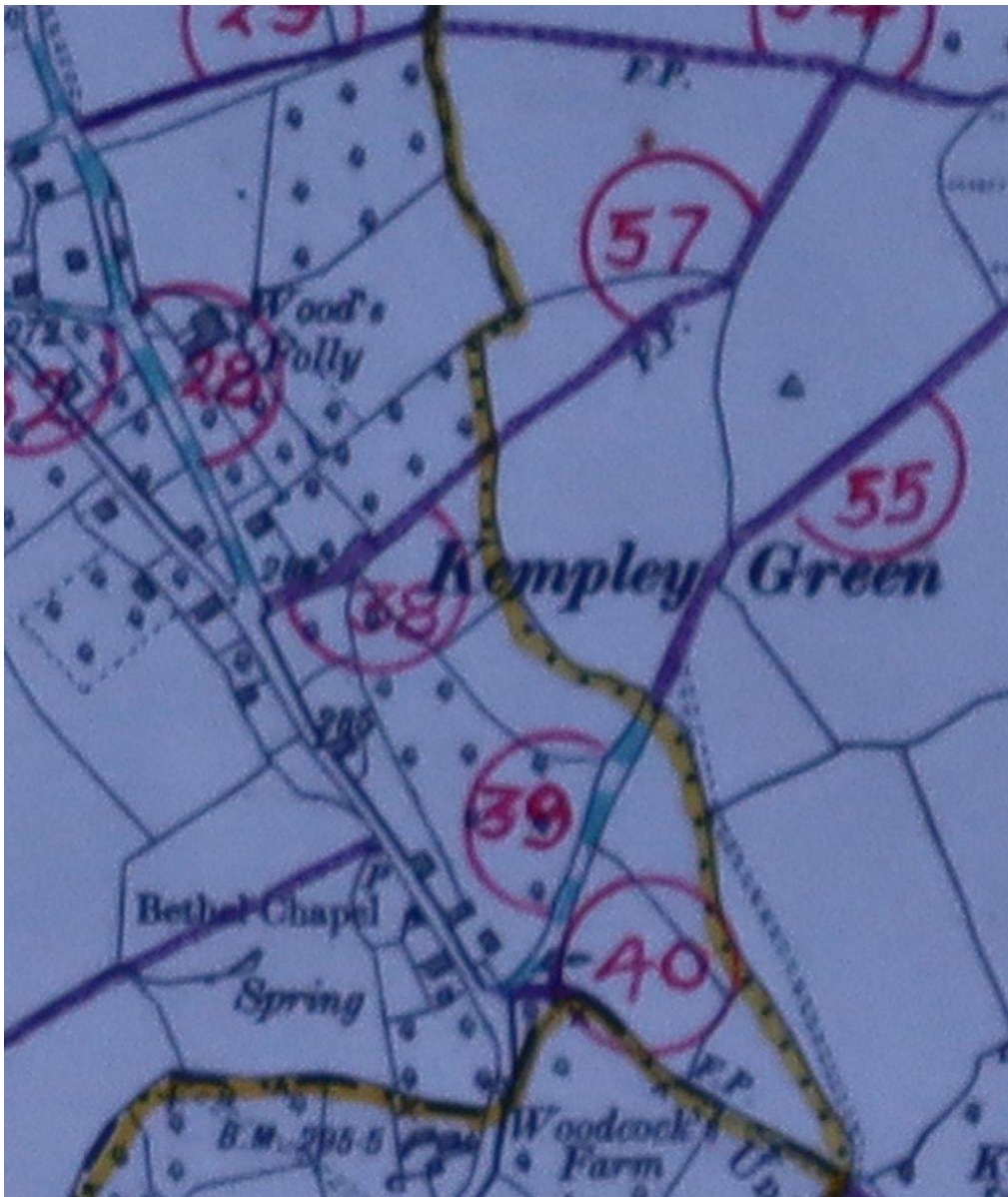
January 2023

Reference: public path diversion order for footpaths GKE 38 and GDY 57 at The Redlands and Felania

Objection

[REDACTED] object to the Proposed diversion of footpaths GKE 38 and GDY 57. The footpath network is a “public good” that provides a right of access to the countryside. While use of the car has caused the footpath/bridleway network to be neglected as a means of getting around, the last few years have seen widespread recognition of the health benefits. To realise the potential of active travel there needs to be a coherent network of public rights of way which avoid the conflict and intimidation encountered by pedestrians when using many country roads. Therefore [REDACTED] object to any reduction in the utility of footpath network.

In this case the footpaths provide a link midway between GKE 29 and GKE 39 and provide a more natural onward link to GKE 33 (the Daffodil Way). The right of way is clearly depicted on the Definitive Map including the driveway now visibly claimed (see sign in photo) by the owners of The Redlands. The presence of infrastructure supporting utilities on the land claimed for driveway underlines the use of the PROW.





Photographs of point C

The proposed diversion is a typical case which [REDACTED] regularly encounter where property owners fully aware of a right of way on their land chose to prevent its use. Due to this trend the PROW network is being eroded.



Photograph of point B

The photographs show that in this case the property owners have clearly prevented the use of the link and therefore it is not possible to establish current demand.

The alternative provided in no way contributes to the utility of the footpath network as it is hard to imagine a requirement to cut from halfway along GDY 55 to halfway along GDY 54 as these rights of way diverge. The existing route of the rights of way was established to provide convenient access midway in the village street where bus stops are provided and to give an onward link to GKE 33. A full network of footpaths provides resilience in the event of issues on individual links - for example see photo of flooding on GKE 39.



Photograph of point D

██████████ campaigns to defend footpaths and protect the places people like to walk, promoting the positive benefits of being outdoors and close to nature.

████████████████████

██

DIVERSION OF PUBLIC FOOTPATHS GKE 38 AND GDY 57

From: [REDACTED]
Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley
Date: 15 January 2024 08:47:18

[REDACTED]

I acknowledge receipt of your objection to the proposed diversion; the format is fine, I don't need a copy by post.

Kind regards,

[REDACTED]

Public Path Order Officer
Public Rights of Way
Gloucestershire County Council
5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG
Tel: [REDACTED]
Email: [REDACTED]

From: [REDACTED]
Sent: Friday, January 12, 2024 7:47 PM
To: [REDACTED]
Subject: Re: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

[REDACTED]

[REDACTED] submit the enclosed objection. Is it OK in this form or do I need to send a copy by post?

[REDACTED]

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I have attached a copy of the Order and Notice for your information. If you have any queries please do not hesitate to contact me.

Kind regards

[REDACTED]

On Mon, 15 Jan 2024 at 10:30, [REDACTED]
wrote:

[REDACTED]
[REDACTED]

I wondered if you and/or another representative from [REDACTED] would be willing to meet [REDACTED] on site along with Kempley Parish Council to discuss the diversion?

Kind regards,

[REDACTED]

[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

Tel: [REDACTED]

Email: [REDACTED]

From: [REDACTED]

Sent: Monday, January 15, 2024 8:47 AM

To: [REDACTED]

Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

[REDACTED]

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[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

Tel: [REDACTED]

Email: [REDACTED]

From: [REDACTED]

Sent: Friday, January 12, 2024 7:47 PM

To: [REDACTED]

Subject: Re: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

[REDACTED]

[REDACTED] submit the enclosed objection. Is it OK in this form or do I need to send a copy by post?

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wrote:

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Kind regards

[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

[REDACTED]

-

From:

[REDACTED]

Subject:

Re: FW: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

Date:

09 February 2024 08:34:34

[REDACTED]

Very sorry - I missed this email.

I would be willing to meet on site to discuss this on [REDACTED]

[REDACTED]

On Mon, 15 Jan 2024 at 10:30, [REDACTED]
wrote:

[REDACTED]

I wondered if you and/or another representative [REDACTED] would be willing to meet [REDACTED] site along with Kempley Parish Council to discuss the diversion?

Kind regards,

[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

From: [REDACTED]

Sent: Monday, January 15, 2024 8:47 AM

To: [REDACTED]

Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

[REDACTED]

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Kind regards,

[REDACTED]

[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: Friday, January 12, 2024 7:47 PM

To: [REDACTED]

Subject: Re: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

[REDACTED]

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Kind regards

[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

[REDACTED]

--

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Gloucestershire County Council

accepts no liability in connection therewith.

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From: [REDACTED]
Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley
Date: 09 February 2024 09:12:27

[REDACTED]

Thanks for getting back to me. [REDACTED] on leave this week and next, but once [REDACTED] back I'll get back to you with some possible dates for a meeting on site.

Kind regards,

[REDACTED]

Public Path Order Officer
Public Rights of Way
Gloucestershire County Council
5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

From: [REDACTED]
Sent: Friday, February 9, 2024 8:34 AM
To: [REDACTED]
Subject: Re: FW: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

[REDACTED]

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[REDACTED]

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[REDACTED]

I wondered if you and/or another representative [REDACTED] would be willing to meet [REDACTED] on site along with Kempley Parish Council to discuss the diversion?

Kind regards,

[REDACTED]

Public Path Order Officer
Public Rights of Way
Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

From: [REDACTED]

Sent: Monday, January 15, 2024 8:47 AM

To: [REDACTED]

Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

[REDACTED]

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Kind regards,

[REDACTED]

[REDACTED]

Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

From: [REDACTED]

Sent: Friday, January 12, 2024 7:47 PM

To: [REDACTED]

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Kind regards


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From: [REDACTED]
To: [REDACTED]
Subject: [REDACTED]
Date: 13 February 2024 07:21:15

[REDACTED]

See below, one for you.

Best wishes

[REDACTED]

From: [REDACTED]
[REDACTED]
Sent: Monday, February 12, 2024 9:58 pm
To: [REDACTED]
Subject: [REDACTED]

Please can you send a copy of the order and order map for this proposed diversion.

Thank you

[REDACTED]

[REDACTED]

From: [REDACTED]
Subject: [REDACTED]
Date: 13 February 2024 10:05:41
Attachments: [Sealed diversion order GDY 57, GKE 38.pdf](#)
[GDY 57, GKE 38 made order notice.pdf](#)

Good morning,

Please find attached as requested a copy of the made order (including order plan) and order notice for this diversion order.

Kind regards,

[REDACTED]

[REDACTED]

Public Path Order Officer
Public Rights of Way
Gloucestershire County Council
5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

[REDACTED]

Sent: Tuesday, February 13, 2024 7:21 AM

[REDACTED]

Subject: [REDACTED]

[REDACTED]

Sent: Monday, February 12, 2024 9:58 pm

[REDACTED]

Subject: [REDACTED]

Please can you send a copy of the order and order map for this proposed diversion.

Thank you

[REDACTED]

From: [REDACTED]
To: [REDACTED]
Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley
Date: 20 February 2024 09:23:44

[REDACTED]

I hope you are well. I wondered if you would be available on any of the following dates/times for a meeting on site to have a look at the Kempley diversion with [REDACTED]

Tuesday 27th Feb at 10.00 or 13.00
Monday 11th March at 10.00 or 13.00
Tuesday 12th March at 13.00
Thursday 14th March at 10.00 or 13.00

It would be helpful if you could please let me know a few of the above times that work for you, as I'm hoping a representative from the Parish Council can meet us as well.

Kind regards,

[REDACTED]

[REDACTED]
Public Path Order Officer
Public Rights of Way
Gloucestershire County Council
5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

From: [REDACTED]
Sent: Friday, February 9, 2024 9:12 AM
To: [REDACTED]
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[REDACTED]

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[REDACTED]

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[REDACTED]

I wondered if you and/or another representative [REDACTED] would be willing to meet [REDACTED] on site along with Kempley Parish Council to discuss the diversion?

Kind regards,

[REDACTED]

Public Path Order Officer
Public Rights of Way
Gloucestershire County Council
5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

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Sent: Monday, January 15, 2024 8:47 AM

To: [REDACTED]

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[REDACTED]

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Kind regards,

[REDACTED]
[REDACTED]
Public Path Order Officer
Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

From: [REDACTED]

Sent: Friday, January 12, 2024 7:47 PM

To: [REDACTED]

Subject: Re: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

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Kind regards

[REDACTED]
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From: [REDACTED]
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED] GCC Public Footpaths GDY57 and GKE38 diversion order 2023
Date: 21 February 2024 13:26:39
Attachments: [GR_GKE38_GDY57_DMMO_2024-02-06.pdf](#)

[REDACTED]

[REDACTED] have visited the site and undertaken more research and so is updating its response, attached.

As you can see we are implacable in our objection to the order. In the light of this is it still worth a discussion on site?

[REDACTED]

Attn: [REDACTED] Public Path Order Officer,
c/o Principal Rights of Way Officer,
Gloucestershire County Council
Shire Hall, Westgate Street, Gloucester, GL1 2TG

[REDACTED]
[REDACTED]
6 February 2024

**Reference: GKE/38/TH - GLOUCESTERSHIRE COUNTY COUNCIL PUBLIC FOOTPATHS
GDY57 (PART) (PARISH OF DYMOCK) AND GKE38 (PARISH OF KEMPLEY) DIVERSION
ORDER 2023**

Any representations about or objections to the Order may be sent in writing to the Principal Rights of Way Officer, Gloucestershire County Council, Shire Hall, Westgate Street, Gloucester, GL1 2TG (email: prow@gloucestershire.gov.uk) not later than 8th February 2024. Please state the grounds on which they are made. (Please quote reference GKE/38/TH).

Objection:

This is an objection to the above Order made on 19th December 2023 under Section 119 of the Highways Act 1980, and Section 53A (2) of the Wildlife and Countryside Act 1981, which if confirmed, will divert those lengths of public footpath described in Part 1 of the Schedule to a line as described in Part 2 of the Schedule.

As is usual this diversion order comprises two parts:-
an extinguishment order (Part 1) and a creation order (Part 2).

This is an objection to Part 1, an extinguishment of a path to the centre of the village. Paths GKE38 and GDY57 should be retained.

Part 2 is welcome. It appears to be a lost way - a path not yet shown on the definitive map. The missing path can be added.

GKE38 / GDY57 provides convenient access to the centre of Kempley Green with enjoyable views over the village and hills beyond. Loss of the path would result in an inconvenient and circuitous route to the centre via the outskirts of the village.

Redlands has been constructed to one side of the path and appears to use the line of the path for access. Any concerns of security and privacy should be little different from any other property adjoining a path or road as demonstrated by the other houses within the village. Retaining the path can be considered a security benefit as passers-by may notice anything untoward.

Obstructions:

Highways Act 1980 section 137:- *If a person, without lawful authority or excuse, in any way wilfully obstructs the free passage along a highway he is guilty of an offence and liable to imprisonment for a term not exceeding 51 weeks or a fine or both.*

GKE38 is currently obstructed by a garage and a hedge where it enters Kempley Green. GKE38 and GDY57 are names of the same path either side of the Kempley and Dymock Parish boundary respectively. The path is also obstructed by a fence at the Parish Boundary hedge. Obstructions should be removed and the order considered as if obstructions are not present.

It is not necessary to remove the path in the Interest of the Landowner as the garage could be located to one side of the path and the hedge could contain a suitable gap.

[REDACTED]
[REDACTED]
[REDACTED]

Further detail is shown on subsequent pages. Paths should be at least 2 metres wide with 0.5metre clearance to any boundary, suitably drained and with gates in preference to stiles. This path should be retained.

campaigns to defend footpaths and protect the places people like to walk, promoting the positive benefits of being outdoors and close to nature.

Diversion of Public Footpaths GKE38 (Kempley) and GDY57 (Dymock)
GR_GKE38_GDY57_2024-02-06

Location:

The order map below highlights points A B C and D.

A-B is GDY57 in Dymock Parish and proposed for extinguishment.

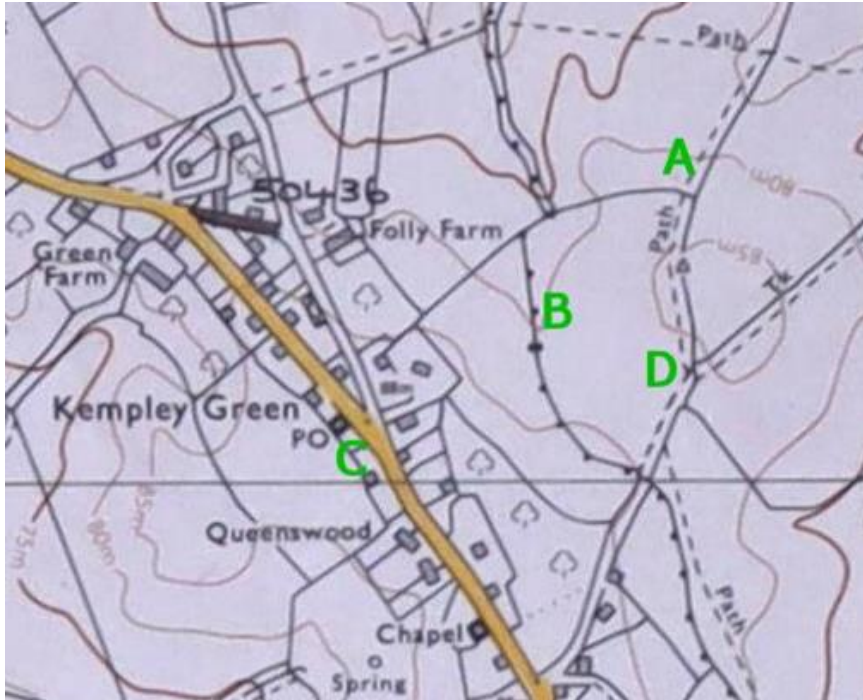
B-C is GKE38 in Kempley Parish and proposed for extinguishment.

A-D is the proposed new path in Dymock Parish, which appears to be a lost way.

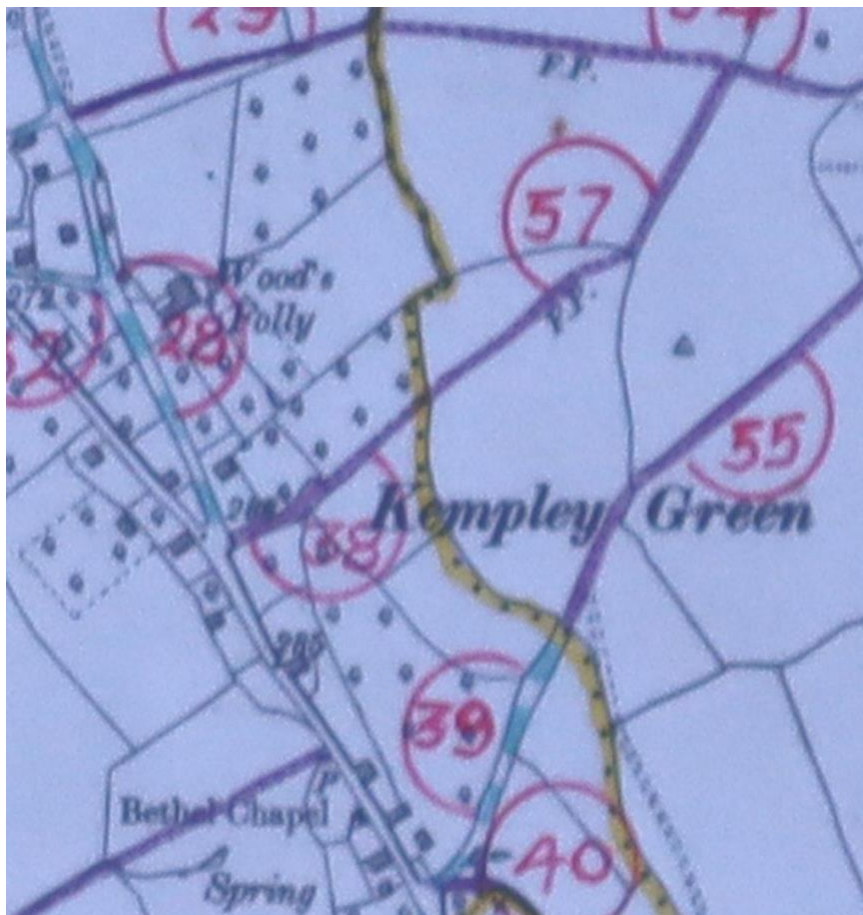


Roads Map

County roads are shown and numbered on a separate map to Public Rights of Way. Although the path A-B-C is not shown, there is a useful link marked 'Path' from A-D:



Definitive Map of Public Rights of Way



Kempley GKE Path numbers are to the left (west) of the yellow highlighted Parish Boundary.

Dymock GDY Path numbers are to the right (east) of the yellow highlighted Parish Boundary.

An alignment can be seen of the missing or new path along the hedge line south of '57'.

Definitive Statements

Definitive statement for GKE38 submitted by Parish

(It also shows that a path GKE37 was removed at draft map stage)

8	FP	FP No.	HEREFORD COUNTY BOUNDARY.	N.E.	FP/GKE 33	WEST OF MOOR HOUSE.	17, 16.	Shown on 6" O.S. 1924 Edition. Submitted by
	GKE 36	Hereford-	SOUTH EAST OF FISHPOOL.					Parish Council.
		shire.						
	FP							
	GKE 37					GKE 37 deleted at modified Draft Map Stage.		
8	FP	3/55	SOUTH OF WOODS FOLLY.	N.E.	FP/GDY 57	DYMOCK PARISH BOUNDARY. EAST	51, 50.	Shown on 6" O.S. 1924 Edition. Submitted by
	GKE 38		KEMPLEY.			OF WOODS FOLLY.		Parish Council.
8	CRF	3/55	SOUTH OF BETHEL CHAPEL.	N.	FP/GDY 55	DYMOCK PARISH BOUNDARY.	45.	Shown on 6" O.S. 1924 Edition. Submitted by
	GKE 39		KEMPLEY GREEN.			SOUTH EAST KEMPLEY GREEN.		Parish Council.

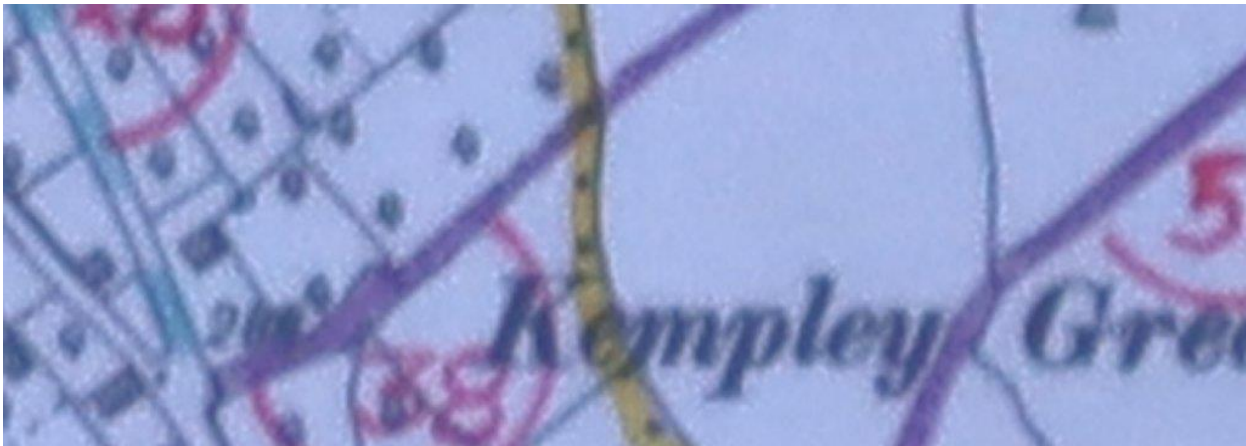
Definitive statement for GDY57 submitted by Parish

8	FP	FP/GDY 55	S.W. OF NEW GRANGE.	S.E.	FP/GDY 58	W. OF MURRELL'S COTTAGE.	379, 86, 71,	Submitted by Parish Council. Shown on 6"
	GDY 56						46.	O.S. 1924 Edition.
8	FP	FP/GKE 38	E. OF KEMPLEY GREEN.	N.E.	FP/GDY 54	W. OF NEW GRANGE.	88, 377.	Submitted by Parish Council. Shown on 6"
	GDY 57							O.S. 1924 Edition.
8	FP	FP/GDY 59	S.E. OF KEMPLEY GREEN.	N.E.	40409	W. OF MURRELL'S COTTAGE.	78, 79, 80,	Submitted by Parish Council. Shown on 6"
	GDY 58						83, 84, 45a,	O.S. 1924 Edition.
							46, 47, 70.	

It may not be uncommon for a Parish to miss a path at this stage (perhaps such as the one proposed to be created by this order).

Obstruction of GKE38

Enlarging the Definitive Map below at GKE38 indicates the boundary within Kempley Green and shows it has an interesting shape with a bulge.





National Library of Scotland allows overlay of aerial images with the 1901 OS 25 inch map.

The reason for the above shape of GKE38 becomes apparent as the shape of the plot shows.

The route of the footpath is now obstructed by a garage building and what may be an old pond planted with trees.



In 2009 the garage is just being built. A clear view through can be seen. The foreground electricity poles may also indicate public space.



In 2023 the garage is complete. A leylandii type hedge has grown too.

Obstruction at Parish Boundary GKE38/GDY57

Photograph from GDY57 across the hedge and Parish boundary looking past one tree, a second tree and poles in the distance along the line of GKE38 towards the houses.

The hedge has a fence with extra posts obstructing the path.

The line of the path can still be seen on the ground through the hedge.

**Proposed new path or reinstatement of a lost way**

View from point A looking towards point D along the hedge and field boundary.

Field gates are already in place at either end of the proposed path as though it already exists. The path could be at least 3 metres wide here as a headland to the field.

It seems obvious from maps, gates and lie of the land that this is a missing path that could be of benefit to local people and for the footpath network.

There is no need to extinguish GKE38 and divert GDY57 when including this linking path on the definitive map.



From:**Subject:**

GCC Public Footpaths GDY57 and GKE38 diversion order 2023

Date:

12 March 2024 10:44:00



Thank you for your email below, and apologies for the delay in responding.

If [REDACTED] are intending to maintain their objection to the diversion then, as you suggest, there probably isn't much to be gained from meeting you on site.

The PROW team believe the proposal meets the required legal tests for a diversion, and it is also in line with DEFRA's 'Government guidance on diversion or extinguishment of public rights of way that pass through private dwellings, their curtilages and gardens, farmyards and industrial or commercial premises', issued in August 2023, which can be viewed here:

<https://www.birketts.co.uk/app/uploads/2023/08/Presumptions-guidance-for-diverting-or-extinguishing-rights-of-way.pdf>

In light of the [REDACTED] objection to the Public Path Diversion Order under Section 119 of the Highways Act 1980 we will be submitting the Order to the Secretary of State for Environment for confirmation. The Secretary of State appoints the Planning Inspectorate to consider the proposals and the objections and their decision will be made in due course. Below is a link to a document produced by the Planning Inspectorate, entitled Guidance on Procedures for Considering Objections to Definitive Map and Public Path Orders, which you may find useful:

<https://www.gov.uk/government/publications/rights-of-way-guidance-booklet/guidance-on-procedures-for-considering-objections-to-definitive-map-and-public-path-orders-html>

Kind regards,



Public Path Order Officer

Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

**From:****Sent:** Wednesday, February 21, 2024 1:26 PM**To:**

2023

[REDACTED]

[REDACTED] have visited the site and undertaken more research and so is updating its response, attached.

As you can see we are implacable in our objection to the order. In the light of this is it still worth a discussion on site?

[REDACTED]

[REDACTED]

From: [REDACTED]
Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley
Date: 18 January 2024 12:11:16
Attachments: [Footpath GDY 57_GKE 38 - Dymock - OR NETWORK MAP.doc](#)
[Footpath GDY57_GKE38 - Dymock.doc](#)

Good afternoon,

Please find attached Openreach's response to the footpath notice.

If you have any questions, please feel free to call.

Kind Regards

[REDACTED]
 Network Rearrangement Technical Engineering Professional
 Openreach
 [REDACTED]

Web: openreach.co.uk

We build and maintain the digital network that enables more than 600 providers to deliver broadband to homes, hospitals, schools and businesses large and small. Our engineers work in every community, every day, because we believe everyone deserves decent and reliable broadband.

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Openreach Limited

Registered Office: Kelvin House, 123 Judd Street, London WC1H 9NP
 Registered in England and Wales no. 10690039

From: [REDACTED]
Sent: Tuesday, January 9, 2024 3:12 PM
To: [REDACTED]
Subject: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

You don't often get email from [REDACTED] [Learn why this is important](#)

The above Public Path Diversion Order was made on the 19th December 2023. The notice will be advertised in The Gloucester Citizen on Thursday 11th January 2024 and notices will be put up on site on the same day where they shall remain for 28 days. Representations or objections should be made in writing to the Principal Public Rights of Way Officer, Gloucestershire County Council, Shire Hall, Westgate Street, Gloucester, GL1 2TG and should be received by the 8th February 2024.

I have attached a copy of the Order and Notice for your information. If you have any queries please do not hesitate to contact me.

Kind regards

[REDACTED]
Public Path Order Officer
Public Rights of Way
 Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG



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Gloucestershire County Council
 Shire Hall
 5th Floor West
 Block 5
 Gloucester
 GL1 2TG

Openreach Network Alterations
 Weston-super-Mare TE
 52-70 The Boulevard
 Weston-super-Mare
 North Somerset
 BS23 1PQ

Tel:
 Fax:
 Email: k

Our Ref.
 Your Ref. Footpath GDY57 & GDK 38

DATE: 18th January 2024

Proposed changes to the Rights of Way network in respect of public footpaths GDY 57 and GDK 38 at The Redlads and Felania in the parish of Dymock and Kempley

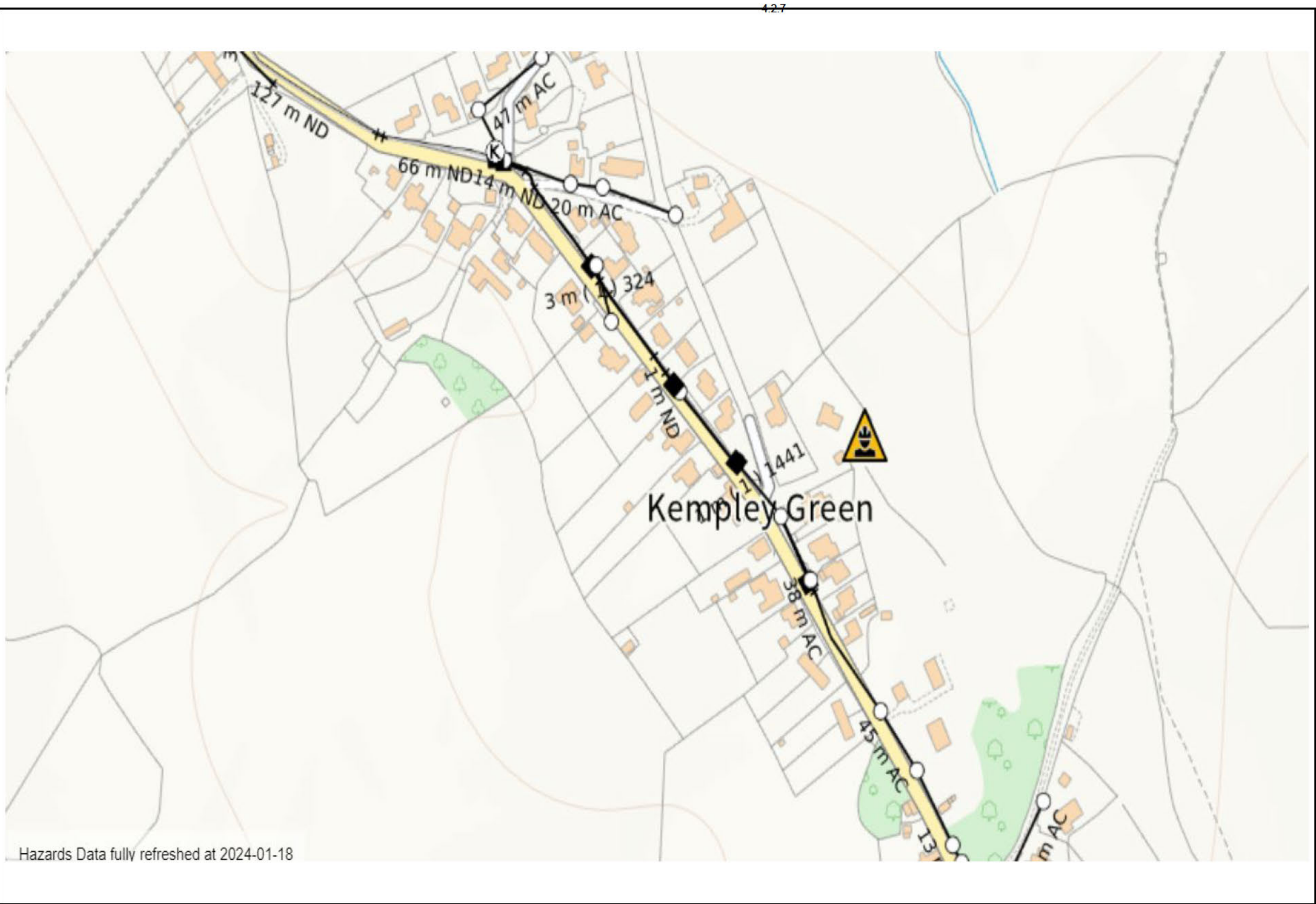
Thank you for the copy of your proposals and location map.

Openreach does appear to have apparatus in the area of your proposals (see plan).

Openreach will not object to these proposals, however, we will insist on maintaining our rights under the appropriate legislation. If our plant has to be resited then charges will be raised to recover these costs.

If you have any queries regarding this matter please do not hesitate to contact me.

Network Alterations Project Engineer



Legend

CAUTION AREA

BT.CAUTION_AREA

EQUIPMENT

- FIBRE, TCODE
 COPPER, CABINET
 COPPER, DP

DUCT

- AERIAL
 TUNNEL
 DUCT

PROPOSED

- AERIAL
 DUCT

STRUCTURE

- YCODE
 CABINET SHELL
 SPLIT COUPLING
 POLE
 KIOSKS
 MANHOLE
 JOINTBOX
 CHANGE OF STATE
 DUCT TEE

PROPOSED

- MANHOLE
 JOINTBOX
 DUCT TEE

Other proposed plant is shown using dashed lines.

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IMPORTANT WARNING:
Information regarding the location of BT apparatus is given for your assistance and is intended for general guidance only. No guarantee is given of its accuracy. It should not be relied upon in the event of excavations or other works being made near to BT apparatus, which may exist at various depths and may deviate from the marked route.

Existing BT plant may not be recorded.
Information valid at time of preparation.

FOR FREE ON-SITE LOCATION & MARKING SERVICE EMAIL
CLICK-BEFORE-YOU-DIG cbvd@openreach.co.uk

NOT TO SCALE



Main Street, Kempsey Dymock, GL18 2BN

Grid Reference: 367850, 229210

Drawing 1 of 1

Our Ref: BNSR11/907978/CL

Drawn: 18/01/2024

openreach

From: [REDACTED]
Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley
Date: 17 April 2025 09:51:00

[REDACTED]

In light of an objection to this Public Path Diversion Order under Section 119 of the Highways Act 1980, we will be submitting the Order to the Secretary of State for Environment for determination. The Secretary of State appoints the Planning Inspectorate to consider the proposals and the objections and their decision will be made in due course. Below is a link to a document produced by the Planning Inspectorate, entitled Guidance on Procedures for Considering Objections to Definitive Map and Public Path Orders, which you may find useful:

<https://www.gov.uk/government/publications/rights-of-way-guidance-booklet/guidance-on-procedures-for-considering-objections-to-definitive-map-and-public-path-orders-html>

Please could you let me know if you would like the Planning Inspectorate to keep you informed of progress of the diversion order.

Kind regards,

[REDACTED]
Public Path Order Officer
Public Rights of Way
 Gloucestershire County Council
 5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

Please report highway issues online at www.gloucestershire.gov.uk/fixmystreet
 Or download the app: FixMyStreet

My usual work days are Tuesdays, Wednesdays and Thursdays. Outside of my work days, if you have an urgent enquiry, please email prow@gloucestershire.gov.uk

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From: [REDACTED]
Sent: 18 January 2024 12:11
To: [REDACTED]
 [REDACTED]

Subject: RE: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

Good afternoon,

Please find attached Openreach's response to the footpath notice.

If you have any questions, please feel free to call.

Kind Regards

[REDACTED]
Network Rearrangement Technical Engineering Professional
Openreach

Web: openreach.co.uk

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Openreach Limited

Registered Office: Kelvin House, 123 Judd Street, London WC1H 9NP
Registered in England and Wales no. 10690039

From: [REDACTED]

Sent: Tuesday, January 9, 2024 3:12 PM

To: [REDACTED]

Subject: Public path diversion order - footpaths GDY 57 and GKE 38 at The Redlands and Felania, parishes of Dymock and Kempley

You don't often get email from [REDACTED]

[Learn why this is important](#)

The above Public Path Diversion Order was made on the 19th December 2023. The notice will be advertised in The Gloucester Citizen on Thursday 11th January 2024 and notices will be put up on site on the same day where they shall remain for 28 days. Representations or objections should be made in writing to the Principal Public Rights of Way Officer, Gloucestershire County Council, Shire Hall, Westgate Street, Gloucester, GL1 2TG and should be received by the 8th February 2024.

I have attached a copy of the Order and Notice for your information. If you have any queries please do not hesitate to contact me.

Kind regards

[REDACTED]
Public Path Order Officer
Public Rights of Way

Gloucestershire County Council

5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG

[REDACTED]

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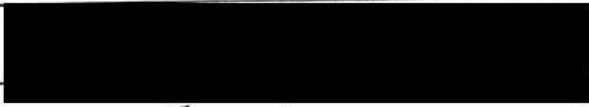
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Received 07.02.24

NORTH DEAN RIGHTS OF WAY ASSOCIATION



FOOTPATHS GRE 38/GOY 57 REDLANDS/FELANIA



The above association has no objection to the enclosed
path diversion

Yours Sincerely





Public Rights of Way
Block 5, 5th Floor West
Shire Hall
Gloucester
GL1 2TH

Please ask for: [REDACTED]

email: [REDACTED]

Our ref: [REDACTED]

Your ref:

Date: 13 March 2024

Proposed diversion of footpaths GKE 38 and GDY 57 at The Redlands and Felania, parishes of Kempley and Dymock

In light of an objection to this Public Path Diversion Order under Section 119 of the Highways Act 1980, we will be submitting the Order to the Secretary of State for Environment for determination. The Secretary of State appoints the Planning Inspectorate to consider the proposals and the objections and their decision will be made in due course. I have enclosed a document produced by the Planning Inspectorate, entitled Guidance on Procedures for Considering Objections to Definitive Map and Public Path Orders, which you may find useful.

Please could you let me know if you would like the Planning Inspectorate to keep you informed of progress of the diversion order.

Yours sincerely,

[REDACTED]

[REDACTED]

Public Path Orders Officer

From: [REDACTED]
Subject: GKE38
Date: 01 August 2024 12:05:33

[You don't often get email from [REDACTED]. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

[REDACTED]
As [REDACTED] has now departed could you give me an update on the present situation regarding GKE38 and it's proposed diversion.

Thanks

[REDACTED]

[REDACTED]

From: [REDACTED]
Subject: RE: GKE38
Date: 13 August 2024 15:15:00

[REDACTED]

There was an objection when the diversion order was made and published, which means that Gloucestershire County Council doesn't have the power to confirm the order and complete the legal diversion of the footpath.

We are intending to submit the order to the Secretary of State, who appoints the Planning Inspectorate to make an independent determination on whether the order should be confirmed or not confirmed. As you are an interested party to the order, we will inform you when we submit it to the Planning Inspectorate (PINs).

Kind regards,

[REDACTED]
[REDACTED]
Public Path Order Officer
Public Rights of Way
Gloucestershire County Council
5th Floor West, Block 5, Shire Hall, Westgate Street, Gloucester GL1 2TG
[REDACTED]

Please report highway issues online at www.gloucestershire.gov.uk/fixmystreet
Or download the app: FixMyStreet

My usual work days are Tuesdays, Wednesdays and Thursdays. Outside of my work days, if you have an urgent enquiry, please email prow@gloucestershire.gov.uk

-----Original Message-----

From: [REDACTED]
Sent: Thursday, August 1, 2024 12:05 PM
To: [REDACTED]
Subject: GKE38

[You don't often get email from [REDACTED] Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

As [REDACTED] has now departed could you give me an update on the present situation regarding GKE38 and it's proposed diversion.

Thanks
[REDACTED]

Sent from my iPhone

From: [REDACTED]
Subject: GKE 38
Date: 23 November 2024 12:05:02

[You don't often get email from [REDACTED] Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

[REDACTED],
I attended the Kempley Parish Council meeting on Monday evening.
I was told by [REDACTED] that the necessary paperwork has now been submitted to SoS.
Could you please confirm what progress if any is being made?
[REDACTED]

[REDACTED]

There was an objection when the diversion order was made and published, which means that Gloucestershire County Council doesn't have the power to confirm the order and complete the legal diversion of the footpath.

We are intending to submit the order to the Secretary of State, who appoints the Planning Inspectorate to make an independent determination on whether the order should be confirmed or not confirmed. As you are an interested party to the order, we will inform you when we submit it to the Planning Inspectorate (PINs).

Kind regards,

[REDACTED]