

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (NORTH WEST) (NO.) ORDER 201

The Secretary of State makes this Order in exercise of powers under section 247 of the Town and Country Planning Act 1990 ("the Act").

1. The Secretary of State authorises the stopping up of the highways described in the Schedule to this Order and shown on the plan numbered NATTRAN/NW/S247/3770, in order to enable development to be carried out in accordance with the planning permission granted by Carlisle City Council, under reference 18/1062.
2. No part of the said highways shall be stopped up pursuant to this Order until Cumbria County Council certify to the developer that the provisions of article 3 (1) of this Order have been complied with.
3. (1) The developer shall to the reasonable satisfaction of Cumbria County Council provide:-
 - (a) new highways as proposed and detailed in the approved planning permission, development plans and associated legal agreements; and
 - (b) improvement of the highways as proposed and detailed in the approved planning permission, development plans and associated legal agreements.
- (2) The new highways shall be highways which for the purposes of the Highways Act 1980 are highways maintainable at the public expense and Cumbria County Council shall be the highway authority for them.
4. Where immediately before the date of this Order there is any apparatus of statutory undertakers under, in, on, over, along or across any highway authorised to be stopped up pursuant to this Order then, subject to section 261(4) of the Act, those undertakers shall have the same rights as respects that apparatus after that highway is stopped up as they had immediately beforehand.
5. This Order shall come into force on the date on which notice that it has been made is first published in accordance with section 252(10) of the Act, and may be cited as the Stopping Up of Highways (North West) (No.) Order 201.

Signed by authority of
the Secretary of State
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DAVE CANDLISH
An Official in the
National Transport Casework Team
Department for Transport

THE SCHEDULE

Description of highways to be stopped up

The highways to be stopped up are at Carlisle in the City of Carlisle, shown on the plan and are:-

1. A length and part width of Rickerby Park. It commences from grid reference E: 341137, N: 557057 extending in a north easterly direction for a distance of 79 metres and having a maximum width of 10 metres (marked 1 on the plan).
2. A northern part width of Rickerby Park. It commences from grid reference E: 341198, N: 557105 extending in a north easterly direction for a distance of 133 metres and having a maximum width of 3 metres (marked 2 on the plan).
3. A length and part width of Rickerby Park. It commences from grid reference E: 341358, N: 557144 extending in a south easterly direction for a distance of 102 metres and having a maximum width of 12 metres (marked 3 on the plan).