

WEST SUSSEX COUNTY COUNCIL CONSULTATION

TO:	West Sussex County Council FAO:James Neave
FROM:	WSCC - Public Rights of Way
DATE:	18 May 2021
LOCATION:	Land to the north of Eastergate and north-west of Barnham, PO22 0DF
SUBJECT:	WSCC/052/20 The construction of a 1.3km single carriageway with a 3m wide shared cycleway/footway, 2.5m wide central island, one uncontrolled pedestrian crossing with a central island to enable users of the PRow to cross the carriageway, three roundabouts, provision of hard and soft landscaping, road markings, traffic signals, bus stops, and signalised pedestrian crossings, construction of a substation building; installation of a noise barrier, and associated works.
DATE OF SITE VISIT:	n/a
RELEVANT PUBLIC RIGHTS OF WAY NUMBER(S):	FP318
RECOMMENDATION:	No Objection
S106 CONTRIBUTION TOTAL:	n/a

Thank you for the opportunity to comment on the above numbered planning application. This proposal has been considered by means of a desktop study, using the information and plans submitted with this application, in conjunction with other available WSCC map information. In respect to the above planning application I would provide the following comments.

I would firstly refer back to my original comments made in an email dated 11th November 2020 and with reference to the staggered barrier and protective fencing consent will be required from WSCC's PROW team for these new structures within the boundaries of the public footpath and the necessary forms for this can be sought from WSCC's PROW team. Without consent these structures would be considered unlawful.

Further to this it is evident that a diversion will be necessary to enable this development to take place therefore in principal we are able to support this diversion.

I understand that a Temporary Traffic Regulation Order (TTRO) will be necessary to close FP318 for public safety reasons whilst development works take place. In this regard it is important to point out that the s.257 Diversion Order will need to progress to the stage of being capable of confirmation, for example past the point of public objection with none outstanding, before a TTRO application can proceed. This is because the TTRO can only be made where the route that is legally closed is the route that will be available upon lifting the TTRO. Furthermore, the footpath must be available for public inspection during the s257 objection period.

It is therefore necessary to secure the s257 Diversion before applying the TTRO. Once the Diversion is confirmed (but not yet certified to bring it into effect) the TTRO can be applied to the new route to effect the temporary closure for the duration of the works.

Once the new path is constructed and safe to use the TTRO can be lifted, the final certificate issued to bring the s257 into effect and the diversion complete.

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Nick Scott
Principal Rights of Way Officer
Public Rights of Way
West Sussex County Council