

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (WEST MIDLANDS) (NO.11) ORDER 2020

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 site plans marked 1 to 5 and numbered NATTRAN/WM/S247/3752 in order to enable development to be carried out in accordance with the planning permission granted by Birmingham City Council, under reference 2019/00108/PA.
2. No part of the said highways shall be stopped up pursuant to this Order until Birmingham City 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 Birmingham City Council provide:
 - (a) a suitable temporary access route and temporary footpath to allow vehicular access to the properties currently accessed from the highway marked number 1 on the site plans (Peddimore Lane), to the north of the part to be stopped up and to allow access to users of PRoW 1131; and
 - (b) evidence that the stopping up of the said highways is required at that time, to enable works to carry out the development authorised by the approved planning permission to commence or continue, without danger to the public.
- (2) The developer shall thereafter to the reasonable satisfaction of Birmingham City 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.
- (3) The new highways shall be highways which for the purposes of the Highways Act 1980 are highways maintainable at the public expense, except where specified otherwise in the legal agreements associated with the planning permission, and Birmingham City 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 (West Midlands) (No.11) Order 2020.



Signed by authority of
the Secretary of State
22 May 2020

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 Sutton Coldfield in the City of Birmingham, shown on the plan and are:-

1. A length of Peddimore Lane. It commences from grid reference E: 415161, N: 293259 extending in a generally south easterly direction for a distance of 656 metres (marked 1 on site plans 1 and 2).
2. A length of Wishaw Lane. It commences from grid reference E: 416280, N: 293705 extending in a generally south westerly direction for a distance of 835 metres (marked 2 on site plans 3, 4 and 5).