

Proceedings under Section 257 of the Town and Country Planning Act 1990.

Preliminary Consultation

Proposed Diversion of Part of Public Footpath 618/15 associated with planning application PA22/06825

Land At “Haviland Road” in the Parish of Menheniot

Introduction

The purpose of this consultation is to welcome and assess any comments that you may have on the footpath diversion proposals contained therein. The details of the diversion proposal are shown on the attached Consultation Plan and described in the description below.

A planning application reference PA22/06825 for the “Land At Tencreek Farm Haviland Road Liskeard Cornwall PL14 3PS” has been received by Cornwall Council that would affect the line and setting of Public Rights of Way in the environs of the proposed development. The Public Right of Way affected is Public Footpath 618/15 in the Parish of Menheniot.

The purpose of this email is solely to carry out informal consultations and invite feedback concerning the changes to the public rights of way which are proposed following the granting of planning permission for the development.

Please ensure that your comments are received by **Tuesday 16th December 2025.**

As soon as planning permission has been granted for the development, under Section 257 of the Town and Country Planning Act 1990 the Council may make an Order to divert and stop-up public rights of way if it is satisfied that it is necessary to do so to enable the development to be carried out. Such orders are subject to a statutory procedure including public advertisement and the right to make objection. Orders do not come into effect until they are confirmed by the order making authority (if an order is unopposed) or, in the case of an opposed order, if the Secretary of State so determines.

Please see the Pro Forma Response sheet and Consultation Plan, which indicates the effect of the diversion proposal, enclosed in this email. In addition, a proposed site plan prepared by the developer and submitted as a document with their planning permission PA22/06825 is also attached.

The Proposals

Description of Ways to be Extinguished and Created

The Existing Right of Way				
Section to be Extinguished	“START POINT”	“FINISH POINT”	Length of Section	Shown As
Part FP 618/15 Menheniot	<p>Southern end of Existing Footpath 22 Liskeard where it meets Footpath 15 Menheniot in a south-easterly direction of “Premier Inn”</p> <p>OSGR SX 26246/63815</p> <p>POINT A</p>	<p>Following from the starting point in a south-easterly direction for 161 meters along Footpath 15 Menheniot roughly 132 meters north-west of “Tencreek Farm”</p> <p>OSGR SX 26404 / 63784</p> <p>POINT B</p>	161 metres	Dashed RED line on Map A to B

The Proposed Revised Highway				
Section to be Created	“START POINT”	“FINISH POINT”	Length of Section	Shown As
Public Footpath in Menheniot CP	<p>Southern end of Existing Footpath 22 Liskeard where it meets Footpath 15 Menheniot in a south-easterly direction of “Premier Inn”</p> <p>OSGR SX 26246/63815</p> <p>POINT A</p>	<p>Following from the starting point in a south-south-east then east-north-east direction for roughly 211 meters. Terminating roughly 132 meters north-west of “Tencreek Farm”</p> <p>OSGR SX 26404 / 63784</p> <p>POINT B</p>	211 metres	Dashed GREEN line on Map A to B

Width of Revised Path	Details of “Definition” of Revised Path
Points A - B	The Revised Public Footpath from points A to B has an average width proposed to be no less than 1.8 metres.

Information about Provided Maps
<p>Map[s] are provided at a scale of 1:1400 to illustrate the effect of the proposal sufficiently clearly for the purpose of preliminary consultations.</p> <p>The path proposed to be extinguished is shown by a dashed red line on the map, paths proposed to be created are shown by a dashed green line and paths to be retained are shown by dashed black lines. This plan is provided at a scale convenient for measuring by way of a scale rule.</p>

Technical Matters

Should Cornwall Council exercise its powers to make an Order or Orders under the powers of Town and Country Planning Act 1990 then the Council would bear in mind those issues that are pertinent to both the making and confirmation of such Orders. Any order made by the Council will be of the form required by the legislation and will provide that no Right of Way may be stopped up until such time as the Authority Certifies that the alternative highway has been provided in a satisfactory fashion.

Where public rights of way are diverted by Order under the Town and Country Planning Act 1990, the alternative highways created by the Order become highways maintainable at the public expense. The Council also recognises the provisions of Disability Discrimination legislation and attempts where possible to make paths more convenient for public use.

Any Order made by the Council will contain the usual provisions in respect of the rights of Statutory Undertakers.

A Schedule of Works will be prepared that specifies those works that shall be carried out to bring any proposed paths into a fit condition for public use. This would be implemented jointly by the landowner and Cornwall Council at such time as any Order is in a position to be confirmed.

Conclusion

Before Cornwall Council determines whether or not to exercise its power to make any Order as set out in the above proposals, it is helpful to consult with all interested parties to gauge the likely public response.

I am writing to seek your views, and I would be grateful if you would provide comments directly to myself on the below email or postal address before **Tuesday 16th December 2025**.

If I do not hear from you by the above-mentioned date, I will assume that you have no comment to make on the proposals.

Regulatory Services

Tel: 0300 1234 202

Email: PROWConsultations@cornwall.gov.uk

Please return all correspondence to:

Public Rights of Way Team

Cornwall Council

New County Hall

Treyew Road

Truro TR1 3AY

To: Public Rights of Way Team
Cornwall Council
New County Hall
Treyew Road
Truro
TR1 3AY

From: REF

Address Clerk to Liskeard Parish Council
3/5 West Street
Cornwall
PL14 6BW

Town and Country Planning Act 1990 Section 257 – Proposed Diversion of Part of Public Footpath 618/15 associated with planning application PA22/06825

Land At “Haviland Road” in the Parish of Menheniot

I acknowledge receipt of your consultation relating to the abovementioned footpath diversion proposal.

PLEASE TICK

AS APPROPRIATE

I have no objection to the proposal to divert part of
Footpath 618/15 Menheniot as set out in your
correspondence of **Tuesday 18th November 2025**.

☐

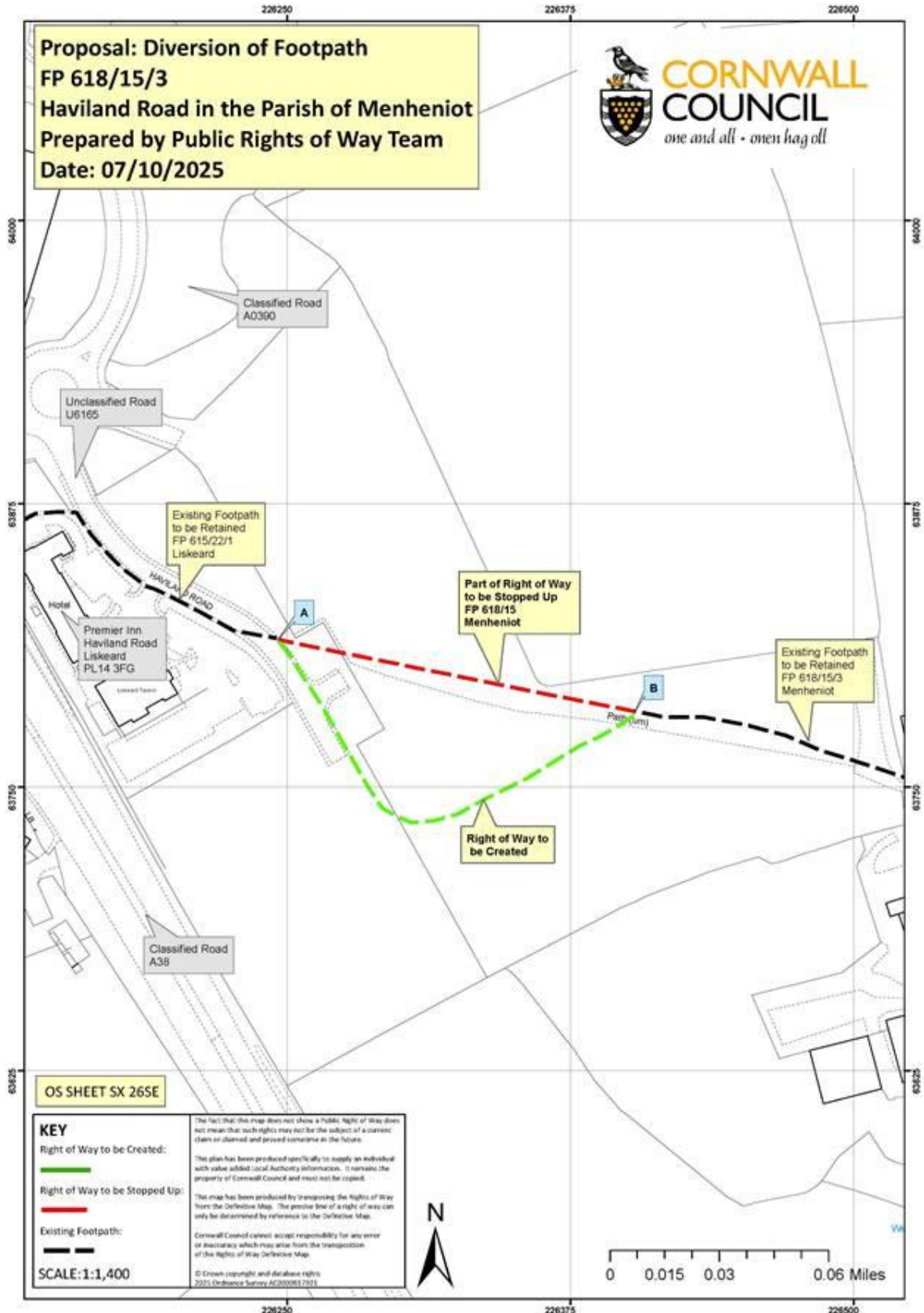
I object to the proposal to divert part of

Footpath 618/15 Menheniot as set out in your

correspondence of **Tuesday 18th November 2025** for the following reasons:-

☐

**Proposal: Diversion of Footpath
FP 618/15/3
Haviland Road in the Parish of Menheniot
Prepared by Public Rights of Way Team
Date: 07/10/2025**



[illegible]

bailey
partnership

From:
Hazardous Waste Development at
Hazardous Waste, (Hazard)

Proposed site plan
Full planning

Project Name		Date	
PLANNING		02	
Project No.		Date	
2012		06.10.21	
Status		Project No.	
000		000	
Project No.		Date	
000		000	

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