

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (NORTH WEST) (NO. 35) ORDER 2023

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/S247/5423, to enable development to be carried out in accordance with the planning permission granted by Bury Council under reference 69388.
2. The developer shall to the reasonable satisfaction of Bury Council provide:-
 - (a) new highways as proposed and detailed in the approved planning permission, development plans and associated legal agreements with the Council; and
 - (b) improvement of the highways as proposed and detailed in the approved planning permission, development plans and associated legal agreements with the Council.
3. 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.
4. This Order shall come into force on the **4 September 2023**.



Signed by authority of
the Secretary of State
17 August 2023

TIM BRIMELOW
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 Radcliffe in the Metropolitan Borough of Bury, shown on the plan as:-

1. An irregular shaped area of highway which lies to the south of Dale Street and to the north of property Nos. 9 to 23. Commencing from the north western corner of the Limelight Amusements Centre and continues in a north easterly direction for a maximum of 72.2 metres. It has a maximum width of 45.6 metres and is marked 1 on the plan.
2. An irregular shaped area of highway which lies to the south of Dale Street. Commencing at the north western corner of the Limelight Amusements Centre, it continues in a south easterly direction for a maximum distance of 15.5 metres. It has a maximum width of 0.4 metres and is marked 2 on the plan.

3. An area of unnamed highway which lies to the west of the Market Hall. Commencing 18.6 metres north west of the western corner of the Market Hall, it extends in a north easterly direction for a maximum distance of 1.7 metres. It has a maximum width of 0.9 metres and is marked 3 on the plan.
4. An area of unnamed highway which lies to the west of the Market Hall. Commencing 23 metres north east of the western corner of the Market Hall, it extends in a north easterly direction for a maximum distance of 4.1 metres. It has a maximum width of 2.0 metres and is marked 4 on the plan.