

**CITY OF CARDIFF COUNCIL  
CYNGOR DINAS CAERDYDD**

**PLANNING COMMITTEE MEETING**

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**TITLE: SECTION 119, HIGHWAYS ACT 1980, DIVERSION ORDER**

**REPORT OF DIRECTOR CITY OPERATIONS: Andrew Gregory**

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**PORTFOLIO:**

**Reason for this Report**

1. To request Legal Services progress a Diversion Order applicable under Section 119, Highways Act 1980 to alter the line of the existing right of way footpath within the new Development off Church Road, Pentyrch. The development is adjacent to Pantycaerau Nurseries.

**Background**

2. Creigiau Developments United is developing new houses with an upgraded road and footway through the site.

**Issues**

3. The footpath is proposed to be diverted onto the new footway through the site which will be an improvement from the existing path condition.

**Local Member consultation (where appropriate)**

4. Ward Members have been consulted and no objections received.

**Reason for Recommendations**

5. To ensure the public retain existing pedestrian rights within the new development.

**Financial Implications**

6. No

**Legal Implications (including Equality Impact Assessment where appropriate)**

7. No

**HR Implications**

8. No

**RECOMMENDATIONS**

None

**NAME OF DIRECTOR: Andrew Gregory**

**Date: 31 August 2017**

*The following appendices are attached:*

Section 119 Diversion Application  
Proposed Diversion Site Plan

*The following background papers have been taken into account*