

**PUBLIC PATH DIVERSION AND
DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER**

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FOOTPATH 14 (PART) PARISH OF
PONTESBURY)
PUBLIC PATH DIVERSION ORDER 2022.**

This Order is made by the Shropshire Council ("the Council") under section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the Council that in the interests of the landowner of the land crossed by the footpath described in paragraph 1 of this order it is expedient that the line of the way should be diverted.

This Order is also made under section 53A (2) of the Wildlife Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Shropshire definitive map and statement require modification in consequence of the occurrence of an event specified in section 53 (3)(a)(i) of the 1981 Act, namely, the diversion (as authorised by this Order) of a highway shown or required to be shown in the map and statement.

BY THIS ORDER:

1. The public right of way over the land situated at Lower Mill Kennels and shown by a bold continuous line on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up on the date that the Council certifies that works have been carried out to bring the site of the new footpath described in Part 2 of the Schedule to this Order into a fit condition for use by the public and thereupon the Shropshire definitive map shall be modified by deleting from it the public right of way to be stopped up.

2. Notwithstanding paragraph 1 of this Order statutory undertakers shall have the following rights over the land referred to in paragraph 1 above, namely: where immediately before the date on which the footpath is diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same right in respect of the apparatus as they then had.

3. There shall on the date of confirmation of this Order be a public footpath over the land situated at Lower Mill Kennels described in Part 2 of the Schedule and shown by bold broken lines on the map contained in this Order and thereupon the Shropshire definitive map shall be modified by adding that path to it.

3A. The Shropshire definitive statement shall be modified as described in Part 4 of the Schedule to this order.

4. The rights conferred on the public under this Order shall be subject to the limitations and conditions set out in Part 3 of the Schedule.

SCHEDULE

PART I

Description of site of existing path or way

That part of FP 14 to be extinguished leaving point A on the Order Map (SJ 4084 0663) running along a grass surface in a general south easterly direction. It then continues through a gate and along a tarmac surface in a general ESE direction to a second gate. From there it continues along the tarmac access drive in the same direction, before turning to run in a general south easterly direction, to meet the County Road at point B on the Order Map (SJ 4104 0650). A distance of approximately 257m.

PART 2

Description of site of new path or way

The footpath to be created leaving point A on the Order Map (SJ 4084 0663) running in a general ESE direction, across a footbridge over the Pontesford Brook, before continuing over a grass surface with open fencing alongside, for approximately 221m. It then turns to run in a general SSW direction ~~through a pedestrian gate~~ before running through woodland for approximately 57m. From there it turns to run in a general SSE direction, through a gap and up a short slope with steps for approximately 22m to meet the county road at point C on the Order Map (SJ 4106 0652). A total distance of approximately 307m and a width of 2m throughout.

PART 3

Limitations and conditions

~~Pedestrian gate at GR SO 4107 0659 to BS 5709~~
Steps at GR ^{SJ} SO 4106 0653

PART 4

Modification of Definitive Statement

The footpath to be created leaving point A on the Order Map (SJ 4084 0663) running in a general ESE direction, across a footbridge over the Pontesford Brook, before continuing over a grass surface with open fencing alongside, for approximately 221m. It then turns to run in a general SSW direction ~~through a pedestrian gate~~ before running through woodland for approximately 57m. From there it turns to run in a general SSE direction, through a gap and up a short slope with steps for approximately 22m to meet the county road at point C on the Order Map (SJ 4106 0652). A total distance of approximately 307m and a width of 2m throughout.

There is no Shropshire definitive statement for the remainder of Footpath 14 Pontesbury.

Variation of Particulars of Path or Way

None

Executed as a deed by affixing the
Common Seal of Shropshire
Council on 4th March 2022

In the presence of:

Hurpanell
Legal Services Manager 508090

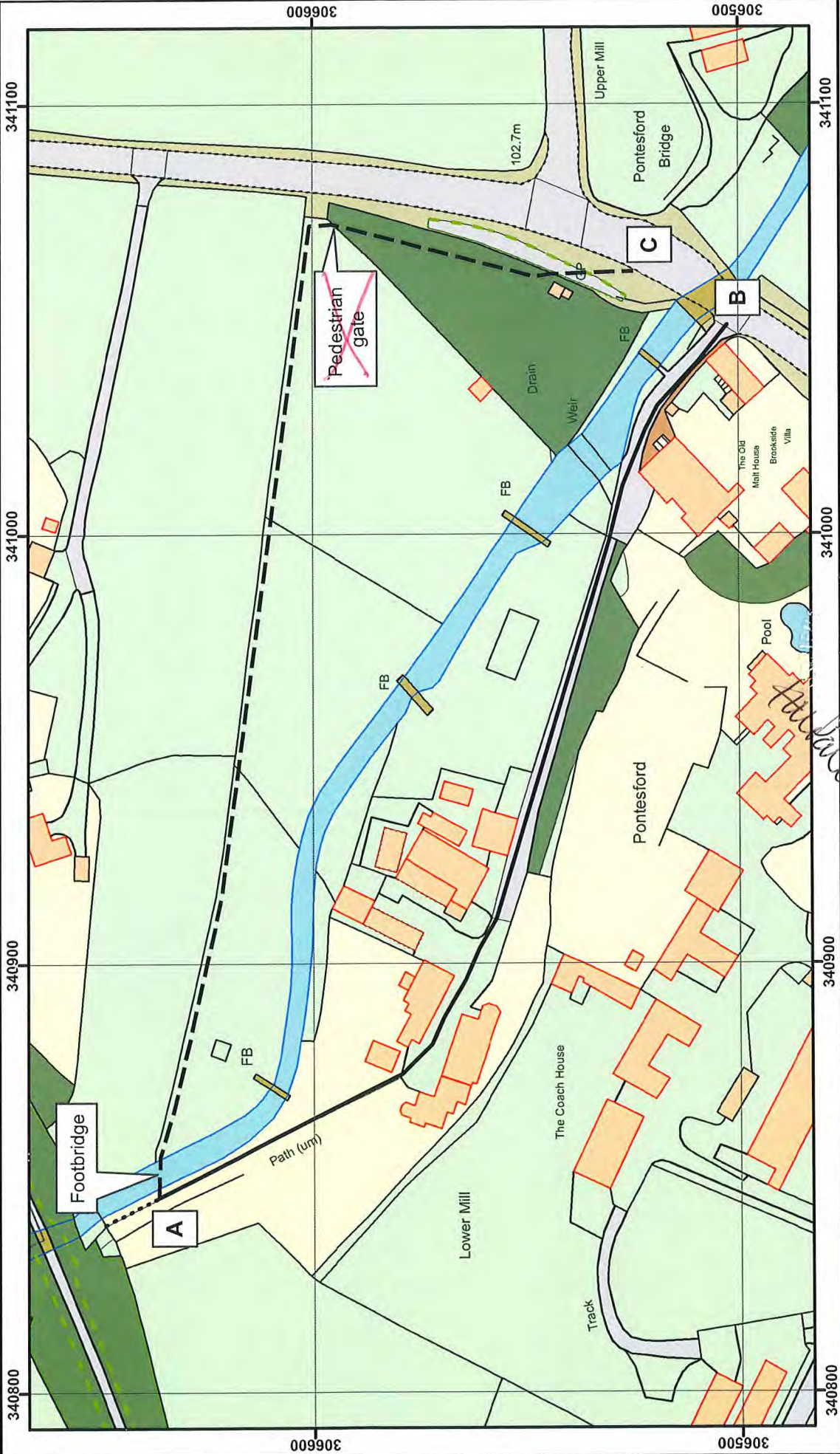
The foregoing order is hereby confirmed
subject to the red ink modifications thereon

Charlotte Ditchburn 5 JUN 2024

An Inspector appointed by The Secretary
of State for Environment, Food and
Rural Affairs

SHROPSHIRE COUNCIL
SECTION 119 HIGHWAYS ACT 1980
Public Path Diversion Order 2022

Parish of Pontesbury
Footpath 14 (part)
OS Sheet No: 4106



Key

- Route to be created — — — — —
- Route to be extinguished —————
- Existing to remain

Scale: 1:1,250

528090

Handwritten signature



The Shirehall, Abbey Foregate
 Shrewsbury, Shropshire, SY2 6ND

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DATED 4th March 2022

PUBLIC PATH DIVERSION AND DEFINITIVE MAP
AND STATEMENT MODIFICATION ORDER
HIGHWAYS ACT 1980 (SECTION 119)
WILDLIFE AND COUNTRYSIDE ACT 1981

THE SHROPSHIRE COUNCIL
(FOOTPATH 14 (PART) PARISH OF PONTESBURY)
PUBLIC PATH DIVERSION ORDER 2022

SHROPSHIRE OUTDOOR PARTNERSHIPS SERVICE
HOMES AND COMMUNITIES
THE SHIREHALL
ABBAY FOREGATE
SHREWSBURY

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