



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

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

**SHROPSHIRE COUNCIL**

**THE SHROPSHIRE COUNCIL (FOOTPATH 1, PARISH OF LOPPINGTON AND  
FOOTPATH 86 AND FOOTPATH 87 (PART), PARISH OF MYDDLE,  
BROUGHTON AND HARMER HILL) PUBLIC PATH DIVERSION ORDER 2018**

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 footpaths described in paragraph 1 of this order it is expedient that the line of the ways 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 rights of way over the land situated at Burlton and Myddle, and shown by bold continuous lines 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 rights 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 bridleway 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 Burlton and Myddle, 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**

The full width of that Footpath 1, Loppington, from point A on the order map (SJ 4609 2548) where it leaves the county road running in a general easterly direction for approximately 137 metres, then crossing the parish boundary and continuing as Footpath 86, Myddle, Broughton and Harmer Hill Parish, for approximately 172 metres and then continuing along part of Footpath 87 in a general east-north-easterly direction for approximately 164 metres to point B on the order map (SJ 4653 2559); a total distance of approximately 473 metres.

### **PART 2**

#### **Description of site of new path or way**

A Footpath to be created in the Parish of Myddle, Broughton and Harmer Hill, from a pedestrian gate at point C on the order map (SJ 4619 2534) running in a general north easterly followed by a general north-north-easterly direction along a hedged field boundary to the west and fenced to the east for approximately 261 metres to point D on the order map (SJ 4627 2558). From here the route turns to follow a general easterly direction passing through a kissing gate (SJ 4633 2558), fenced both sides and surfaced for approximately 85 metres, then continuing for a further 66 metres approximately unenclosed on a concreted surface and then continuing as a surfaced route, fenced both sides, for another 116 metres approximately to point B on the order map (SJ 4653 2559); a total distance of approximately 528 metres with a width of 3 metres throughout.

### **PART 3**

#### **Limitations and conditions**

Pedestrian Gate at GR SJ 4619 2534 to BS 5709

Pedestrian Gate at GR SJ 4633 2558 to BS 5709

## **PART 4**

### **Modification of Definitive Statement**

A Footpath to be created in the Parish of Myddle, Broughton and Harmer Hill, from a pedestrian gate at point C on the order map (SJ 4619 2534) running in a general north easterly followed by a general north-north-easterly direction along a hedged field boundary to the west and fenced to the east for approximately 261 metres to point D on the order map (SJ 4627 2558). From here the route turns to follow a general easterly direction passing through a kissing gate (SJ 4633 2558), fenced both sides and surfaced for approximately 85 metres, then continuing for a further 66 metres approximately unenclosed on a concreted surface and then continuing as a surfaced route, fenced both sides, for another 116 metres approximately to point B on the order map (SJ 4653 2559); a total distance of approximately 528 metres with a width of 3 metres throughout.

Pedestrian Gate at GR SJ 4619 2534 to BS 5709

Pedestrian Gate at GR SJ 4633 2558 to BS 5709

There is no Shropshire definitive statement for the remainder of Footpath 87, Myddle, Broughton and Harmer Hill Parish.

### **Variation of Particulars of Path or Way**

None

Executed as a deed by affixing the  
Common Seal of Shropshire  
Council on 25<sup>th</sup> October 2018

In the presence of:

DATED 25<sup>th</sup> OCTOBER 2018

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

THE SHROPSHIRE COUNCIL  
(FOOTPATH 1, PARISH OF  
LOPPINGTON AND FOOTPATH 86 AND  
FOOTPATH 87 (PART), PARISH OF MYDDLE,  
BROUGHTON AND HARMER HILL) PUBLIC PATH  
DIVERSION ORDER 2018

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

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