



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (BRIDLEWAY 71 (PART), PARISH OF
WHITCHURCH RURAL)
PUBLIC PATH DIVERSION ORDER 2023**

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 landowners 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 Bank Farm 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 of confirmation of this order and thereupon the Shropshire definitive map shall be modified by deleting from it that public right of way.

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 bridleway over the land situated at Bank Farm described in Part 2 of the Schedule and shown by a bold broken line 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 diversion of the bridleway shall only have effect on the date on which Shropshire Council certifies that any works required to bring the bridleway into a fit condition have been carried out.

5. 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 1

Description of site of existing path or way

Commencing at Point A on the Order Map grid reference SJ 5935 4196 and running in a generally NE direction initially along a tarmacked farm driveway before heading into a field. Where it re-joins the definitive line of Bridleway 71 between Point B on the Order Map grid reference SJ 5968 4204 and Point C on the Order Map grid reference SJ 5970 4205. It then leaves the definitive line and continues in a generally NE direction across fields where it re-joins the definitive line of Bridleway 71 at Point D on the Order Map grid reference SJ 5982 4215. The total distance of the route to be extinguished is approximately 520 metres.

PART 2

Description of site of new path or way

From a gate at Point E on the Order Map grid reference SJ 5926 4198 initially in a SSE direction across field to a gate at grid reference SJ 5936 4191 then turning NE direction through another gate at grid reference SJ 5960 4198 before continuing to Point B on the Order Map grid reference SJ 5968 4204 where it re-joins the definitive line of Bridleway 71 up to Point C on the Order Map grid reference SJ 5970 4205. From here it continues in a generally NE direction across fields to gates at grid reference SJ 5979 4213 before continuing to re-join the definitive line of Bridleway 71 at Point D on the Order Map grid reference SJ 59824215. The combined length of the two sections of route to be created is a distance of approximately 635 metres. The route will have an unfenced width of 3 metres throughout.

PART 3

Limitations and conditions

- Gate at grid reference SJ 5926 4198 to BS 5709
- Gate at grid reference SJ 5936 4191 to BS 5709
- Gate at grid reference SJ 5960 4198 to BS 5709
- Gates at grid reference SJ 5979 4213 to BS 5709

PART 4

Modification of Definitive Statement

From a gate at Point E on the Order Map grid reference SJ 5926 4198 initially in a SSE direction across field to a gate at grid reference SJ 5936 4191 then turning NE direction through another gate at grid reference SJ 5960 4198 before continuing to Point B on the Order Map grid reference SJ 5968 4204 where it re-joins the definitive line of Bridleway 71 up to Point C on the Order Map grid reference SJ 5970 4205. From here it continues in a generally NE direction across fields to gates at grid reference SJ 5979 4213 before continuing to re-join the definitive line of Bridleway 71 at Point D on the Order Map grid reference SJ 59824215. The combined length of the two sections of route to be created is a distance of approximately 635 metres. The route will have an unfenced width of 3 metres throughout.

There is no Shropshire definitive statement for the remainder of this Right of Way.

Variation of Particulars of Path or Way

None

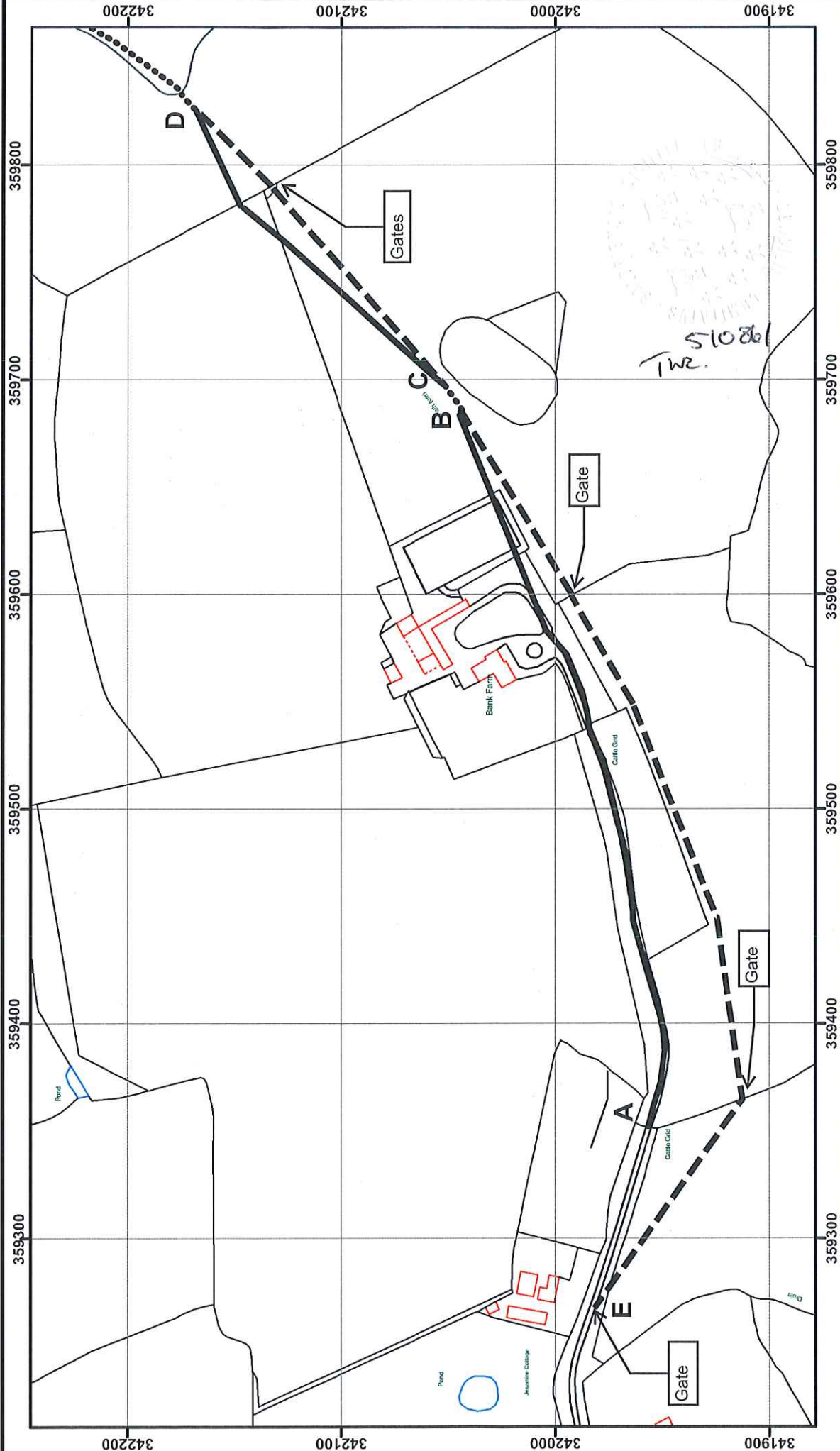
Executed as a deed by affixing the
Common Seal of Shropshire
Council on 20th July 2023

In the presence of:



Tim Collard
Assistant Director, Legal and Governance
(Monitoring Officer)

510861



Key
 Route to be created (dashed line)
 Route to be extinguished (solid line)
 Existing to remain (dotted line)

Scale: 1:2,500

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DATED 20th July 2023

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

THE SHROPSHIRE COUNCIL
(BRIDLEWAY 71, PARISH OF
WHITCHURCH RURAL) PUBLIC PATH
DIVERSION ORDER 2023

SHROPSHIRE OUTDOOR PARTNERSHIPS SERVICE
HOMES AND COMMUNITIES

THE SHIREHALL
ABBAY FOREGATE
SHREWSBURY

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