



**FOOTPATH CREATION AGREEMENT**  
**HIGHWAYS ACT 1980**  
**AT SHRAWARDINE MILLENNIUM GREEN IN THE**  
**PARISH OF MONTFORD 2024**

This Public Path Creation and Maintenance Agreement is made on the 15<sup>th</sup> February 2024 Between Shropshire Council, Shirehall, Abbey Foregate, Shrewsbury, SY2 6ND ("the Council") and the Montford Parish Millennium Green Trust ("the Owner").

Whereas:

**(1) Title of owner**

The Owner is registered as proprietor with an absolute freehold title under Title No. SL128594 of the land ("the land") situate in Shrawardine in the parish of the Council known as Montford and shown edged in red on the first plan annexed ("Plan A")

**(2) Right of Way**

The Owner intends to dedicate a public right of way as a public footpath across the land and such right of way is shown on the second plan annexed ("Plan B") by a bold broken black line between points A (SJ 4007 1550) and B (SJ 4006 1542)

**(3) Repair and Maintenance**

The Owner and The Council are responsible for the repair and maintenance costs of the public footpath in accordance with the Highways Act 1980.

**(4) Needs of agriculture and forestry**

The Council has consulted all local authorities in whose area the land is situated and has had due regard to the needs of agriculture (including the breeding and keeping of horses) and forestry and the desirability of conserving flora, fauna and geographical features.

**(5) Statutory Authority**

The Council enters into this agreement pursuant to its powers under Section 25 of the Highways Act 1980, Section 111 of the Local Government Act 1972 and the Covenants on the part of the owner are ones to which Section 33 of The Local

Government (Miscellaneous Provisions) Act 1982 apply. Now It Is Agreed As Follows:

### **1. Condition Precedent**

This agreement is conditional upon and shall not come into effect until:

(i) The Council confirm to the Owner that any works required to bring the public footpath created by this Agreement have been completed to the satisfaction of the Council.

### **2. Grant**

The Owner dedicates for use by the public for the purpose of a public footpath the strip of land ("the Strip") shown on Plan B running between points A to B and having a width of not less than 2 metres and described in the First Schedule hereto to the intent that the Strip shall be enjoyed by the public as a footpath.

### **3. Works**

The footpath ("the footpath") along the route indicated by a bold broken black line between points A to B on Plan B already existing and no additional works are required.

### **4. Repair and Maintenance**

The Owner hereby covenants with the Council that the Owner and his successors in title shall maintain the footpath between points A to B in good repair at all times and in a fit condition for use by the public as a footpath.

### **5. Proof of Title**

The Owner shall, (at the Owner's expense), if called upon by the Council prove their title to the Strip as beneficial owner in fee simple.

### **6. Notice of Dedication**

The Council will give notice of the dedication of the footpath pursuant to section 25(6) of the Highways Act 1980.

### **7. Registration**

The Owner is advised (at the Owner's expense) to request the Land Registry, upon completion of this agreement, to enter notice of this agreement on the relevant land registry title mentioned herein and forward evidence to the Council upon completion.

8. Each party shall be responsible for its own costs and expenses incurred in connection with the negotiation, preparation and execution of this agreement, but for the avoidance of doubt the costs of advertising the dedication in accordance with Article 7 of this Agreement will be met by the Council.

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**First Schedule**

A footpath to be created in the Parish of Montford from the county road at point A on the attached plan (grid reference SJ 4007 1550) running in a general south-south-westerly direction along a grass surface to meet Footpath 9 at point B on the plan (grid reference SJ 4006 1542). A total distance of approximately 87 metres and a width of 2 metres throughout.

**Second Schedule**

Works to be completed by the Council before this Agreement takes effect:

- A Public Footpath fingerpost to be installed at grid reference SJ 4007 1550

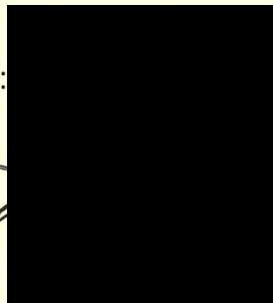
In Witness whereof the Parties hereto have executed this Agreement as a Deed and have delivered it upon dating the day and year first before written.

SIGNED AS A DEED BY THE SAID



Andrew Geoffrey Lloyd Beckett, Chair of the Montford Parish Millennium Green Trust

IN THE PRESENCE OF:



PETER MICHAEL GREGORY COXHEAD

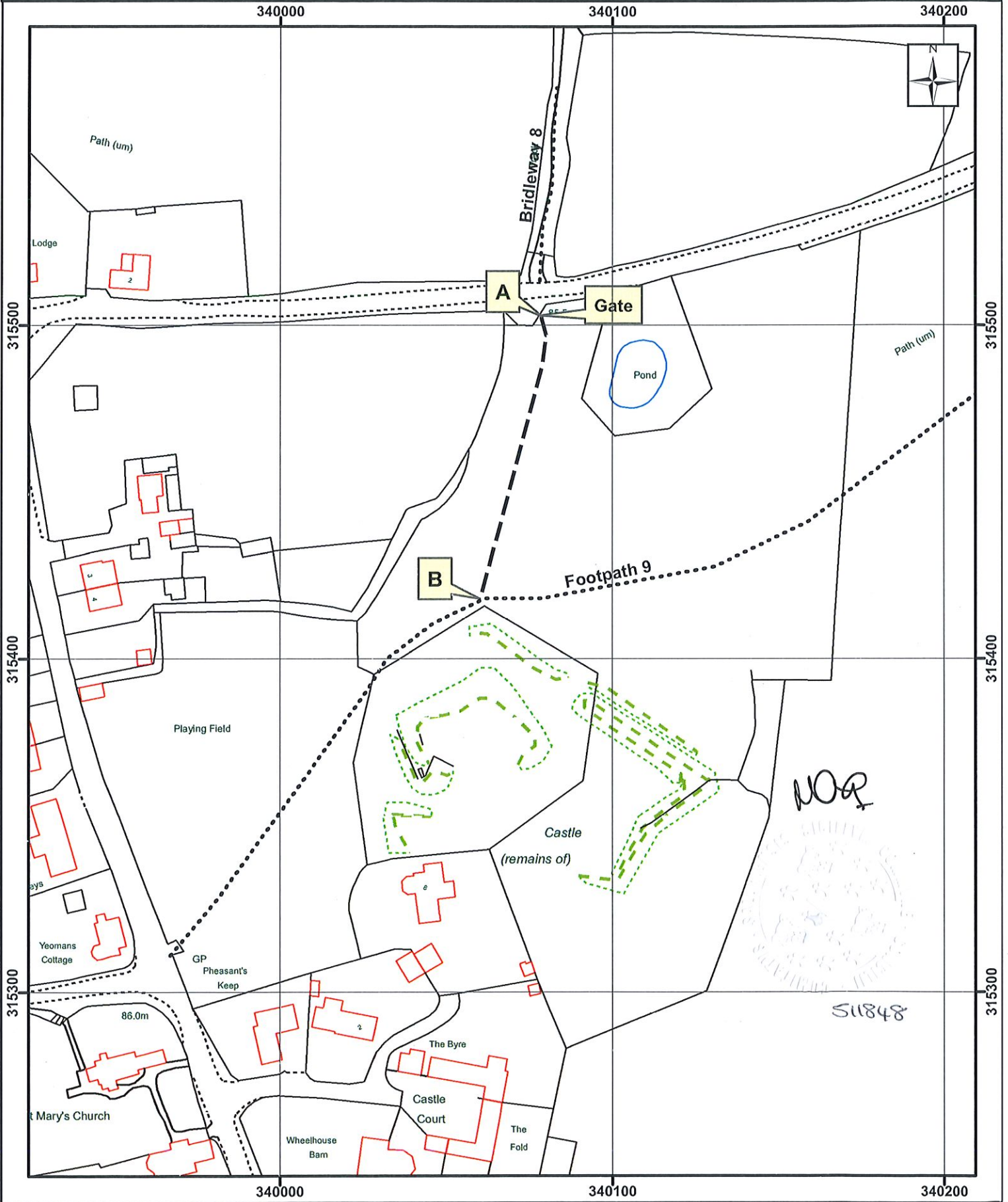
EXECUTED AS A DEED BY AFFIXING THE  
COMMON SEAL OF SHROPSHIRE  
COUNCIL ON 15<sup>th</sup> February 2024

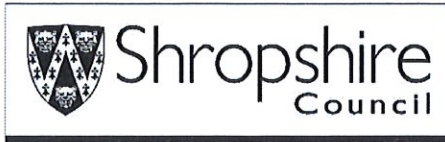
511848

A handwritten signature in cursive script, appearing to read "Miranda".

IN THE PRESENCE OF:

Miranda Garrard  
Head of Legal and Democratic Services

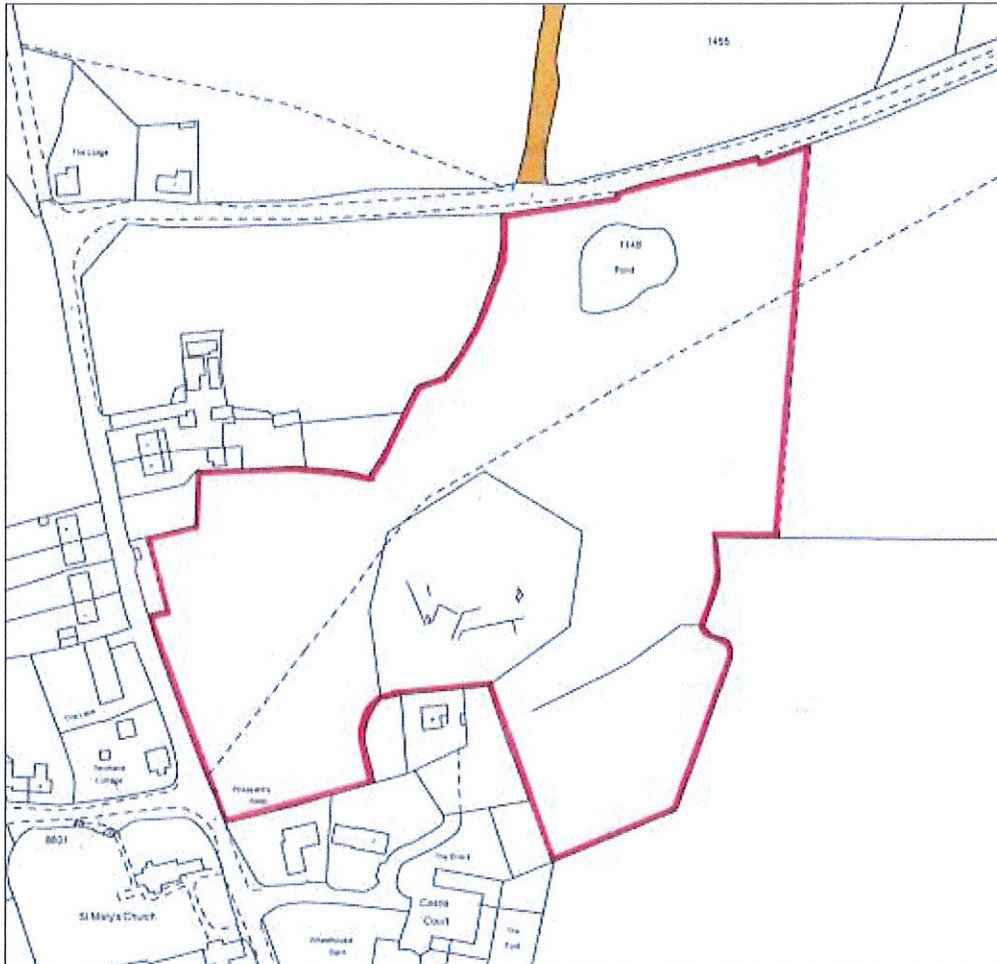




**Highways Act 1980 Section 25**

**Footpath Creation Agreement 2024 in the parish of  
Montford, at the Millenium Green, Shrawardine**

**Plan A – Extract of Land Registry Title Plan  
Title No. SL128594**



Not to Scale

*DAK*  
A circular official stamp of Shropshire Council, partially obscured by a handwritten signature and the number 511848.  
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