



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FOOTPATH 65, PARISH OF NEEN SAVAGE)
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 interest 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 Overwood 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 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 Overwood Farm described in Part 2 of the Schedule and shown a by 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 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 paths or ways

The full width of Footpath 65 to be extinguished from point A (GR SO 6806 7964) on the Order Map where it leaves the County Road, running in a general easterly direction parallel to and south of an access drive passing a residential property, through its garden area and continuing between buildings at Overwood Farm and continuing over pasture to pass north of a pond and adjacent to the northern boundary of a further residential property and continuing for a short distance to its junction with Footpaths 60 and 61 at B on the Order Map (GR SO 6855 7966); a total distance of approximately 496 metres.

PART 2

Description of site of new paths or ways

Footpath 65 to be created from point C (GR SO 6801 7995) on the Order Map where it leaves the County Road via a pedestrian gate, running in a general ENE then general ESE direction following the parish boundary and to the south of a water course and fence line over pasture for approximately 455 metres to cross a stream via a bridge; from here the route then continues to circumnavigate a wooded area crossing a fenceline via a pedestrian gate (GR SO 6846 7978) for a further 170 metres on a natural surface, then continuing to follow the parish boundary and to the south of the water course and fence line over pasture for a further 265 metres approximately to its junction with Footpath 59 Neen Savage and Footpath 75 Stottesdon at point D on the Order Map (GR SO 6877 7984); a total distance of approximately 890 metres with a width of 2 metres throughout.

PART 3

Limitations and conditions

Pedestrian Gate at GR SO 6801 7995 to BS5709.2006

Pedestrian Gate at GR SO 6877 7984 to BS5709.2006

PART 4

Modification of Definitive Statement

Footpath 65 to be created from point C (GR SO 6801 7995) on the Order Map where it leaves the County Road via a pedestrian gate, running in a general ENE then general ESE direction following the parish boundary and to the south of a water course and fence line over pasture for approximately 455 metres to cross a stream via a bridge; from here the route then continues to circumnavigate a wooded area crossing a fenceline via a pedestrian gate (GR SO 6846 7978) for a further 170 metres on a natural surface, then continuing to follow the parish boundary and to the south of the water course and fence line over pasture for a further 265 metres approximately to its junction with Footpath 59 Neen Savage and Footpath 75 Stottesdon at point D on the Order Map (GR SO 6877 7984); a total distance of approximately 890 metres with a width of 2 metres throughout.

Pedestrian Gate at GR SO 6801 7995 to BS5709.2006

Pedestrian Gate at GR SO 6877 7984 to BS5709.2006

Variation of Particulars of Path or Way

None

Executed as a deed by affixing the
Common Seal of Shropshire
Council on 19th April 2018
In the presence of:

DATED 19th APRIL 2018

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STATEMENT MODIFICATION ORDER
HIGHWAYS ACT 1980 (SECTION 119)
WILDLIFE AND COUNTRYSIDE ACT 1981

THE SHROPSHIRE COUNCIL
(FOOTPATH 65, PARISH OF NEEN SAVAGE)
PUBLIC PATH DIVERSION ORDER 2018

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

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