



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FOOTPATH 11Y (PART), PARISH OF OSWESTRY
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 landowner of the land crossed by the 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 Blackthorn Fishery 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 Blackthorn Fishery 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 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 FP 11Y from Point A on the Order Map grid reference SJ 2490 2601 running in a general SSE then south-easterly direction, where it passes through an agricultural building, for approximately 67m. It then turns and runs in a general south-westerly direction through a pasture field, to meet a stile at Point B on the Order Map SJ 2486 2582. A total distance of approximately 215m.

PART 2

Description of site of new path or way

From a pedestrian gate at Point A on the Order Map grid reference SJ 2490 2601 running in a general southerly direction along a natural grass surface for 59m. It then crosses a single sleeper bridge over a ditch and through a pedestrian gate grid reference SJ 2491 2595 and crosses a sealed surface private road to meet another pedestrian gate at grid reference SJ 2491 2595. From there it turns to run along the edge of a grass field, first in a general south-westerly direction for approximately 42m, then turning in a general southerly direction for approximately 106m to meet a pedestrian gate at Point B on the Order Map grid reference SJ 2486 2582. A total distance of approximately 222m and a width of 2m throughout.

PART 3

Limitations and conditions

Gate at grid reference SJ 2490 2601 to BS 5709

Gate at grid reference SJ 2491 2595 to BS 5709

Gate at grid reference SJ 2491 2595 to BS 5709

Gate at grid reference SJ 2486 2582 to BS 5709

PART 4

Modification of Definitive Statement

From a pedestrian gate at Point A on the Order Map grid reference SJ 2490 2601 running in a general southerly direction along a natural grass surface for 59m. It then crosses a single sleeper bridge over a ditch and through a pedestrian gate grid reference SJ 2491 2595 and crosses a sealed surface private road to meet another pedestrian gate at grid reference SJ 2491 2595. From there it turns to run along the edge of a grass field, first in a general south-westerly direction for approximately 42m, then turning in a general southerly direction for approximately 106m to meet a pedestrian gate at Point B on the Order Map grid reference SJ 2486 2582. A total distance of approximately 222m and a width of 2m throughout.

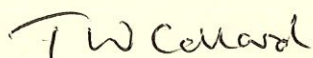
There is no Shropshire definitive statement for the remainder of this Right of Way.

Variation of Particulars of Path or Way

None

Executed as a deed by affixing the
Common Seal of Shropshire
Council on 2nd March 2023

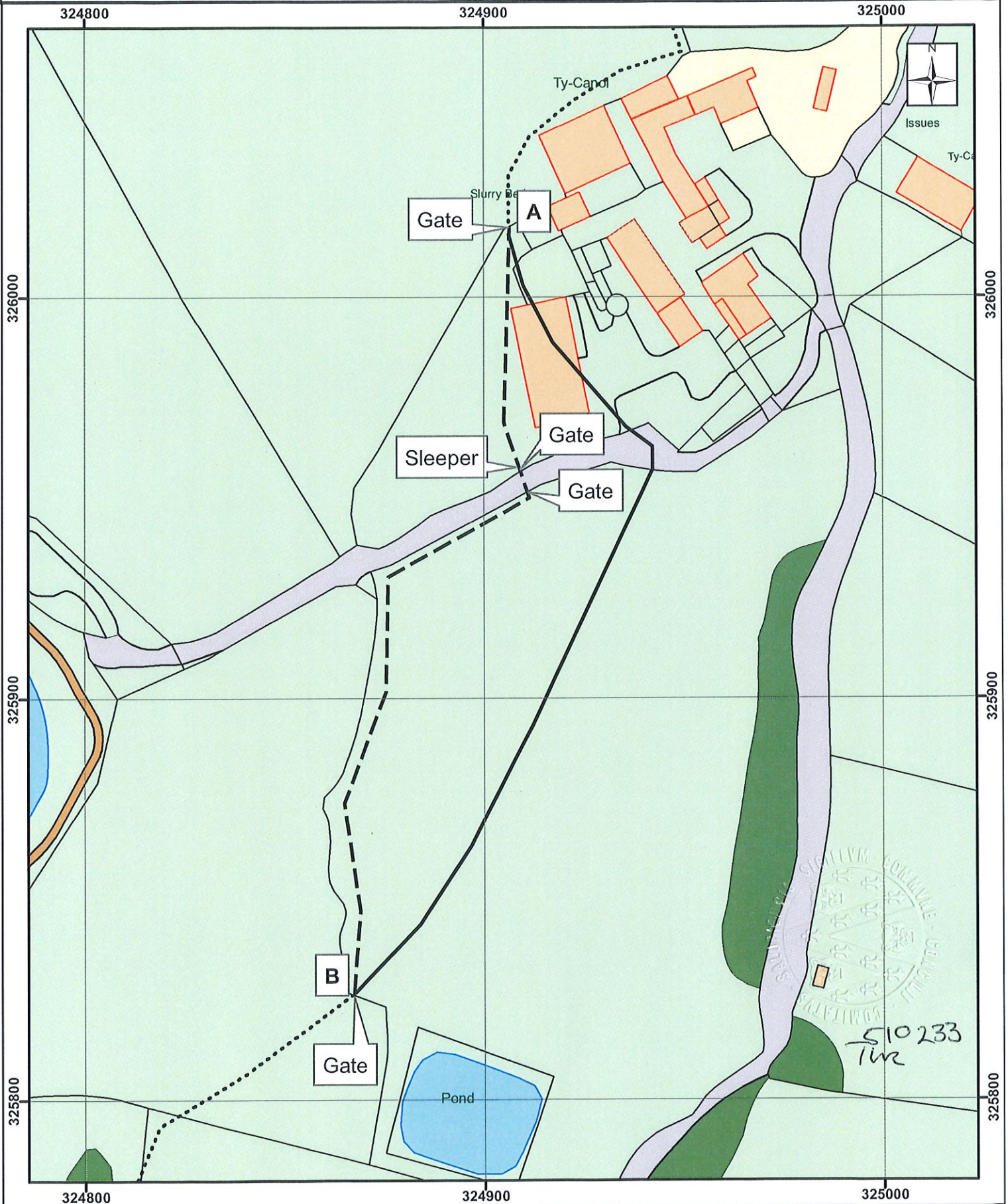
In the presence of:



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



510233



Key

Scale: 1:1,250

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

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

DATED 2nd March 2023

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

THE SHROPSHIRE COUNCIL
(FOOTPATH 11Y (PART), PARISH OF
OSWESTRY RURAL) PUBLIC PATH
DIVERSION ORDER 2023

SHROPSHIRE OUTDOOR PARTNERSHIPS SERVICE
HOMES AND COMMUNITIES

THE SHIREHALL
ABBAY FOREGATE
SHREWSBURY

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