



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (BRIDLEWAY 20 (PART) & FOOTPATH 19 (PART)
PARISH OF UPTON MAGNA)
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 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 Hunkington 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 those public rights 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 and footpath are 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 and public footpath over the land situated at Hunkington 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 those paths 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 and footpath shall only have effect on the date on which Shropshire Council certifies that any works required to bring the bridleway and footpath 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 I

Description of site of existing path or way

Bridleway 20 (part) to be extinguished

Leaving through a gate at Point A on the Order Map grid reference SJ 5678 1345 running in a generally northerly direction, through a garden, fields and numerous horse paddocks then NE direction to Point B on the Order Map grid reference SJ 5691 1393. An approximate distance of 585 metres.

Footpath 19 (part) to be extinguished

From Point C on the Order Map grid reference SJ 5690 1356 running in a generally NNW direction across paddocks and a field to Point D on the order Map grid reference SJ 5663 1392. An approximate distance of 450 metres.

Footpath 19 (part) to be extinguished

From Point G on the Order Map grid reference SJ 5662 1397 and running in a generally NNW direction to a gate at Point H on the Order Map grid reference SJ 5659 1404. An approximate distance of 79 metres.

PART 2

Description of site of new path or way

Bridleway 20 (part) to be created

From a gate Point A on the Order Map grid reference SJ 5678 1345 running in a northerly direction through a gate at grid reference SJ 5679 1355 continuing through a second gate at grid reference SJ 5679 1359 and then in a generally NNW direction onto a gate at Point E on the Order Map grid reference SJ 5673 1377 where it then turns to run in a NE direction to Point B on the Order Map grid reference SJ 5691 1393 where it re-joins the definitive line of BW 20. With a width of 2.5 metres, running over a natural surface for a distance of approximately 590 metres.

Footpath 19 (part) to be created

From Point C on the Order Map grid reference SJ 5690 1356 running in a generally NNW direction to Point F on the Order Map grid reference SJ 5677 1379 where it meets Bridleway 20. With a width varying between 2-4 metres throughout and running over a natural surface. An approximate distance of 260 metres.

Footpath 19 (part) to be created

Leaving through a gate at Point E on the Order Map grid reference SJ 5673 1377 travelling in a NNW direction to Point D on the Order Map grid reference SJ 5663 1392. With a width varying between 2-4 metres throughout and running over a natural surface. An approximate distance of 179 metres.

Footpath 19 (part) to be created

From Point G on the Order Map grid reference SJ 5662 1397 travelling in a NNW direction to a gate at Point H on the Order Map SJ 5659 1404. With a width varying between 2-4 metres throughout and running over a natural surface. An approximate distance of 73 metres.

PART 3

Limitations and conditions

Gate at grid reference SJ 5678 1345 to BS 5709
Gate at grid reference SJ 5679 1355 to BS 5709
Gate at grid reference SJ 5679 1359 to BS 5709
Gate at grid reference SJ 5673 1377 to BS 5709
Gate at grid reference SJ 5659 1404 to BS 5709
Gate at grid reference SJ 5692 1353 to BS 5709

PART 4

Modification of Definitive Statement

Bridleway 20 (part) to be created

From a gate Point A on the Order Map grid reference SJ 5678 1345 running in a northerly direction through a gate at grid reference SJ 5679 1355 continuing through a second gate at grid reference SJ 5679 1359 and then in a generally NNW direction

onto a gate at Point E on the Order Map grid reference SJ 5673 1377 where it then turns to run in a NE direction to Point B on the Order Map grid reference SJ 5691 1393 where it re-joins the definitive line of BW 20. With a width of 2.5 metres, running over a natural surface for a distance of approximately 590 metres.

Footpath 19 (part) to be created

From Point C on the Order Map grid reference SJ 5690 1356 running in a generally NNW direction to Point F on the Order Map grid reference SJ 5677 1379 where it meets Bridleway 20. With a width varying between 2-4 metres throughout and running over a natural surface. An approximate distance of 260 metres.

Footpath 19 (part) to be created

Leaving through a gate at Point E on the Order Map grid reference SJ 5673 1377 travelling in a NNW direction to Point D on the Order Map grid reference SJ 5663 1392. With a width varying between 2-4 metres throughout and running over a natural surface. An approximate distance of 179 metres.

Footpath 19 (part) to be created

From Point G on the Order Map grid reference SJ 5662 1397 travelling in a NNW direction to a gate at Point H on the Order Map SJ 5659 1404. With a width varying between 2-4 metres throughout and running over a natural surface. An approximate distance of 73 metres.

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

Variation of Particulars of Path or Way

None

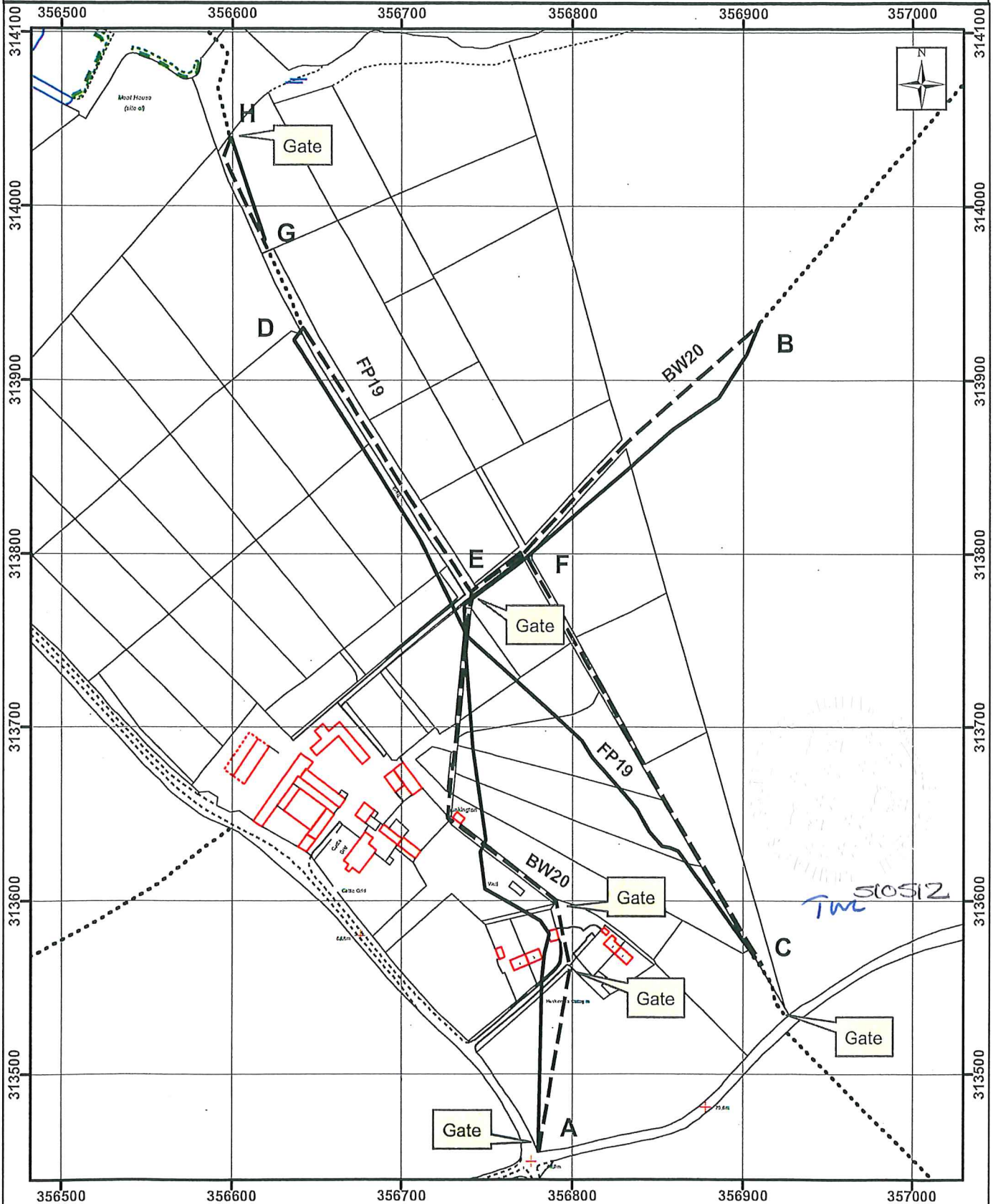
Executed as a deed by affixing the
Common Seal of Shropshire
Council on 27th April 2023

S10512

In the presence of:

Tim Collard

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



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

Key

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

Scale: 1:3,000

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DATED 27th April 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 20 (PART) & FOOTPATH 19
(PART), PARISH OF UPTON MAGNA)
PUBLIC PATH DIVERSION ORDER 2023

SHROPSHIRE OUTDOOR PARTNERSHIPS SERVICE
HOMES AND COMMUNITIES

THE SHIREHALL
ABBAY FOREGATE
SHREWSBURY

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