



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FOOTPATHS 34 (PART), 85 (PART) AND
98 (PART), 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 landowners of the land crossed by the footpaths described in paragraph 1 of this order it is expedient that the lines 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 Dinmore and shown by bold continuous lines 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 footpaths are diverted there is apparatus under, in, on, over, along or across them 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 Dinmore 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 paths or ways

The full width of that part of **Footpath 34** Neen Savage from point A on the Order Map (GR SO 6907 7753), running in a general north easterly direction through a wooded area to where it meets Footpaths 85 and 98 at point B on the Order Map (GR SO 6911 7758); a total distance of approximately 66 metres.

The full width of that part of **Footpath 98** Neen Savage from point B on the Order Map (GR SO 6911 7753), crossing a woodland path to then run in a general east-north- east direction across the lawn of the property 'Dinmore', then crossing a fenced paddock area and then a pasture field to point C on the Order Map (GR SO 6935 7769); a total distance of approximately 270 metres.

The full width of that part of **Footpath 85** Neen Savage from point B on the Order Map (GR SO 6911 7758), running in a general north-north-westerly direction along a woodland track, crossing the access drive to 'Dinmore' and across a pasture field to point D on the Order Map (GR SO 6907 7772); a total distance of approximately 145 metres.

PART 2

Description of site of new paths or ways

A footpath to be created in the Parish of Neen Savage from point A on the Order Map (GR SO 6907 7753), running in a general northerly direction along a natural surfaced path, fenced to the east and hedged on the west, and continuing in a northerly direction before connecting with the access track to 'Dinmore' via a pedestrian gate (GR SO 6906 7763) and running along this surfaced track to a pedestrian gate at point D on the Order Map (GR SO 6907 7772), a distance of approximately 200 metres between points A and D. The route then turns to run from point D on the Order Map (GR SO 6907 7772) following the boundary to the property

in a general south easterly, easterly, then north easterly direction along a natural path between trees to then turn to run in a general south easterly then easterly direction across a pasture field to point C on the Order Map (GR SO 691775) at a junction with Footpath 98 Neen Savage, a distance of approximately 312 metres. The footpath is a total distance of approximately 512 metres, with a width of 2 metres throughout.

PART 3

Limitations and conditions

Pedestrian Gate at GR SO 6906 7763 to BS5709.2006

Pedestrian Gate at GR SO 6907 7772 to BS5709.2006

PART 4

Modification of Definitive Statement

A footpath to be created in the Parish of Neen Savage from point A on the Order Map (GR SO 6907 7753), running in a general northerly direction along a natural surfaced path, fenced to the east and hedged on the west, and continuing in a northerly direction before connecting with the access track to 'Dinmore' via a pedestrian gate (GR SO 6906 7763) and running along this surfaced track to a pedestrian gate at point D on the Order Map (GR SO 6907 7772), a distance of approximately 200 metres between points A and D. The route then turns to run from point D on the Order Map (GR SO 6907 7772) following the boundary to the property in a general south easterly, easterly, then north easterly direction along a natural path between trees to then turn to run in a general south easterly then easterly direction across a pasture field to point C on the Order Map (GR SO 691775) at a junction with Footpath 98 Neen Savage, a distance of approximately 312 metres. The footpath is a total distance of approximately 512 metres, with a width of 2 metres throughout.

Pedestrian Gate at GR SO 6906 7763 to BS5709.2006

Pedestrian Gate at GR SO 6907 7772 to BS5709.2006

Variation of Particulars of Path or Way

There is no Shropshire definitive statement for the remainder of
Footpaths 34, 85 and 98 Neen Savage.

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

DATED 19th APRIL 2018

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

THE SHROPSHIRE COUNCIL
(FOOTPATHS 34 (PART), 85 (PART) AND 98 (PART)
PARISH OF NEEN SAVAGE) PUBLIC PATH DIVERSION
ORDER 2018

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

This information is supplied in connection with an order made by Shropshire Council under the Highways Act 1980 and is not to be used for any other purpose. Shropshire Council asserts its right to the copyright of this order. It may not be reproduced or transmitted in any other form or by any means or stored in any retrieval system of any nature without prior written permission except for the purposes of this consultation.