



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FOOTPATH 37 (PART), PARISH OF CRAVEN
ARMS)
PUBLIC PATH DIVERSION ORDER 2022**

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 Hopesay Hill Road 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 Hopesay Hill Road 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 1

Description of site of existing path or way

The full width of that part of Footpath 37 from point **A** on the Order Map (SO 4283 8337) running in a northerly direction for approximately 48 metres before turning east for 19 metres up to point **B** on the Order Map (SO 4285 8342). Total distance to be extinguished is approximately 67 metres.

PART 2

Description of site of new path or way

From point **A** on the Order Map (SO 4283 8337) a footpath will be created in a general NNE direction to connect with the current route on Hopesay Hill Road at point **B** on the Order Map (SO 4285 8342). The proposed path is approximately 53 metres in length. The proposed path will have a width of 1.5m and runs along a combination of natural surface and tarmacked path.

PART 3

Limitations and conditions

None

PART 4

Modification of Definitive Statement

From point **A** on the Order Map (SO 4283 8337) a footpath will be created in a general NNE direction to connect with the current route on Hopesay Hill Road at point **B** on the Order Map (SO 4285 8342). The proposed path is approximately 53 metres in length and will follow the path currently in use by the public. The proposed path will have a width of 1.5m and runs along a combination of natural surface and tarmacked path.

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 3rd November 2022

In the presence of:

509849.

Tim Collard

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





DATED 3rd NOVEMBER 2022

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

THE SHROPSHIRE COUNCIL
(FOOTPATH 37 (PART), PARISH OF
CRAVEN ARMS) PUBLIC PATH
DIVERSION ORDER 2022

SHROPSHIRE OUTDOOR PARTNERSHIPS SERVICE
HOMES AND COMMUNITIES

THE SHIREHALL
ABBAY FOREGATE
SHREWSBURY

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