



**PUBLIC PATH DIVERSION AND DEFINITIVE MAP  
AND STATEMENT MODIFICATION ORDER  
TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257  
WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53(A)(2)**

**THE SHROPSHIRE COUNCIL (FP 1 (PART) PARISH OF LUDLORD) PUBLIC  
PATH DIVERSION ORDER 2017**

This order is made by the Shropshire Council ("the Council") under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert the footpath to which this order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 namely: the construction of housing on land at Foldgate Lane: Appeal planning reference APP/L3245/W/15/3137161.

This order is also made under section 53A(2) of the Wildlife and 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 hitherto shown or required to be shown in the map and statement.

**BY THIS ORDER:**

1. The footpath over the land shown by a bold black line on the attached map and described in Part 1 of the Schedule to this order ("the Schedule") shall be diverted, and the Shropshire definitive map and statement shall be modified as provided below.
2. There shall be created to the reasonable satisfaction of the Shropshire Council an alternative highway for use as a replacement for the said footpath as

provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.

3. The diversion of the footpath shall have effect on the date on which Shropshire Council certify that the terms of Article 2 above have been complied with and upon occurrence of that diversion the Shropshire definitive map shall be modified by deleting from it the path or way referred to in paragraph 1 of this order and the path or way referred to in paragraph 2 of this order shall be added to it and the definitive statement shall be modified as described in Part 3 of the schedule.
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule:
  - Footbridge at point SO 5231 7372
  - Waymarking as appropriate
5. 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 rights in respect of the apparatus as they then had.

## **SCHEDULE**

### **PART I**

#### **Description of site of existing path or way**

The full width of that part of Footpath 1, from point A (SO 5238 7356) on the Order Map, running in a generally NNW direction on a natural surface to cross the railway line then in a general north westerly direction on a natural surface to join Steventon

Road at point B at SO 5230 7361 on the Order Map: a total distance of approximately 285 metres.

## **PART 2**

### **Description of site of alternative highway**

That part of Footpath 1 in the Parish of Ludford where it leaves point A (SO 5238 7356) on the Order Map running in a general north easterly, NNE, NNW, north westerly then northerly direction on a natural surface to a footbridge (SO 5231 7372). The route continues in a general northerly direction on a natural surface, alongside the railway line to join with the Foldgate Lane at point C on the Order Map (SO 5235 7398); a total distance of approximately 498 metres with a width of 2 metres throughout.

## **PART 3**

### **Modification of Definitive Statement**

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

### **Variation of Particulars of Path of Way**

*None*

Executed as a deed by affixing the  
Common Seal of Shropshire  
Council on 30<sup>th</sup> June 2017

In the presence of:

DATED 30th June 2017

PUBLIC PATH DIVERSION AND  
DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER  
TOWN AND COUNTRY PLANNING ACT  
1990, SECTION 257  
WILDLIFE AND COUNTRYSIDE ACT 1981,  
SECTION 53(A)(2)

THE SHROPSHIRE COUNCIL  
(FP 1 (part) PARISH OF LUDFORD)  
PUBLIC PATH DIVERSION ORDER 2017

SHROPSHIRE OUTDOOR  
PARTNERSHIPS  
INFRASTRUCTURE AND COMMUNITIES  
SHROPSHIRE COUNCIL  
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.*