



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FOOTPATHS 12 AND 17 (PARTS), PARISH OF
HOPTON CASTLE) 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 interests of the landowner of the land crossed by the footpath 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 Great Hagley, 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 that the Council certifies that works have been carried out to bring the site of the new Footpath described in Part 2 of the Schedule to this Order into a fit condition for use by the public and thereupon the Shropshire definitive map shall be modified by deleting from it the public right of way to be stopped up.

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 Great Hagley, 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 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 that part of Footpath 12, Hopton Castle, from point A on the order map (SO 3422 7709) where it leaves a woodland boundary, running in a general south westerly direction across pasture land then crossing two field boundaries by way of stiles to follow a fenced field edge down to the driveway to Great Hagley. The route continues as Footpath 17 in a general southerly direction along the surfaced drive, through the yard area surrounded by farm buildings and past an accommodation block. It then enters a pasture field and runs to point B on the order map (SO 3401 7653; a total distance of approximately 520 metres.

PART 2

Description of site of new path or way

A Footpath to be created in the Parish of Hopton Castle from point A on the Order Map (SO 3422 7709) where it leaves a woodland boundary, running in a general south-south-easterly direction on a cross field path for approximately 285 metres to a standing stone at point C on the Order Map (SO 3432 7684). From here the route then turns to run in a general south westerly direction descending to a pass through a field gate (SO 3421 7673) after approximately 145 metres and continuing to cross pasture land for a further 230 metres approximately to point B on the Order Map (SO 3401 7653); a total distance of approximately 660 metres with a width of 2 metres throughout.

PART 3

Limitations and conditions

Field Gate at GR SO 3421 7675 to BS 5709

PART 4

Modification of Definitive Statement

A Footpath to be created in the Parish of Hopton Castle from point A on the Order Map (SO 3422 7709) where it leaves a woodland boundary, running in a general south-south-easterly direction on a cross field path for approximately 285 metres to a standing stone at point C on the Order Map (SO 3432 7684). From here the route then turns to run in a general south westerly direction descending to a pass through a field gate (SO 3421 7673) after approximately 145 metres and continuing to cross pasture land for a further 230 metres approximately to point B on the Order Map (SO 3401 7653); a total distance of approximately 660 metres with a width of 2 metres throughout.

Field Gate at GR SO 3421 7675 to BS 5709

There is no Shropshire definitive statement for the remainder of Footpaths 12 and 17, Hopton Castle Parish.

Variation of Particulars of Path or Way

None

Executed as a deed by affixing the
Common Seal of Shropshire
Council on 15th November 2018

In the presence of:

DATED 15th NOVEMBER 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 12 AND 17 (PARTS), PARISH OF
HOPTON CASTLE) PUBLIC PATH DIVERSION
ORDER 2018

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

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