

1311
14840
161010

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

**HIGHWAYS ACT 1980
WILDLIFE & COUNTRYSIDE ACT 1981**

STAFFORDSHIRE COUNTY COUNCIL

**(PUBLIC FOOTPATH NO'S. 11 (PART) AND 12 (PART)
MARCHINGTON PARISH)
PUBLIC PATH DIVERSION ORDER AND
DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2014**

This Order is made by Staffordshire County Council ('the authority') under Section 119 of the Highways Act 1980 ('the 1980 Act') because it appears to the authority that in the interests of the owner of the land crossed by the footpaths described in paragraph 1 of this Order, it is expedient that the line of the paths 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 Definitive Map and Statement for the Borough of East Staffordshire require modification in consequence of the occurrence of an event specific 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.

The landowner has agreed to defray any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

East Staffordshire Borough Council have been consulted as to the making of the Order as required by Section 120(2) of the 1980 Act:

BY THIS ORDER

1. The public right of way over the land situate at Marchington and shown by bold continuous lines on the map contained in this Order and described in Part 1 of the Schedule to this Orders shall be stopped up after 28 days from the date of confirmation of this Order, and thereupon the Definitive Map for the Borough of East Staffordshire shall be modified by deleting from it that public right of way.
2. There shall be created to the reasonable satisfaction of the Highways Authority alternative highways for use as replacements for the said footpaths as provided in Part 2 of the Schedule and shown by bold broken lines on the map contained in this Order and thereupon the Definitive Map for the Borough of East Staffordshire shall be modified by adding those paths to it.
3. The Definitive Statement for the Borough of East Staffordshire shall be modified as described in Part 4 of the Schedule to this Order.

1311

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.

5. The diversion of the footpaths shall have effect on the date on which the authority certify that the terms of Article 2 have been complied with.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

That length of Public Footpath No. 11 Marchington Parish running from its junction with Birch Cross at point A on the Order plan (411793 330463) in a generally southerly direction for approximately 108 metres through the grounds of Lower Brook House to the next field boundary at point D on the Order plan (411820 330368).

That length of Public Footpath No 12 Marchington Parish running from its junction with Birch Cross at point A on the Order plan (411793 330463) in a generally westerly direction for approximately 68 metres to point C on the Order plan (411729 330459).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of Public Footpath No. 11 Marchington Parish running from the kissing gate in the field boundary at point D on the Order plan (411820 330368) in a generally westerly direction for approximately 45 metres to point E on the Order plan (411780 330366) before heading in a generally north-westerly then northerly direction for approximately 160 metres to its junction with Public Footpath No 12 Marchington at point C on the Order plan (411729 330459).

A new length of Public Footpath No. 12 Marchington Parish running from its junction with the new route of Public Footpath No 11 Marchington Parish at point C on the Order plan (411729 330459) in a generally northerly direction for approximately 12 metres to a footbridge and kissing gate at point B on the Order plan (411730 330472)

The new route of Public Footpath No 11 Marchington shall have a prescribed width of 2 metres between points C-E-D.

The new route of Public Footpath No 12 Marchington shall have a prescribed width of 2 metres between points B and C other than when passing through a kissing gate and over a footbridge at point B.

PART 3

LIMITATIONS AND CONDITIONS

A pedestrian kissing gate in accordance with BS5709:2006 will be installed on the new route of Public Footpath No 12 Marchington at point B on the Order plan (411730 330472).

A pedestrian kissing gate in accordance with BS5709:2006 will be installed on the new route of Public Footpath No 11 Marchington at point D on the Order plan (411820 330368).

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

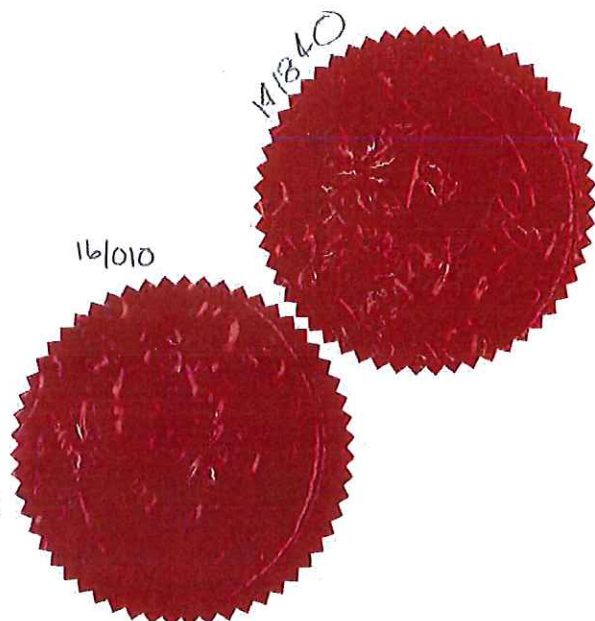
VARIATION OF PARTICULARS OF PATH

Path No.	Type of Path	Path commences at	Path finishes at	Documents creating or modifying the right of way and other relevant information
11	F.P.	Stock Lane, about 400 yds. S.W. of right-angle bend 35 metres north of Rose Cottage	Uttoxeter Road, by Lower Brook House Public Footpath No 12 Marchington north-west of Lower Brook House	(Public Footpath's No's 11 (Part) and 12 (Part) Marchington) Parish Public Path Diversion and Definitive Map and Statement Modification Order 2014
12	F.P.	Uttoxeter Road, by Birch Cross north-west of Lower Brook House	Hodge Lane about 400 yds. N. of Bank House 100 metres north of Woodroffes	(Public Footpath's No's 11 (Part) and 12 (Part) Marchington) Parish Public Path Diversion and Definitive Map and Statement Modification Order 2014

Given under the Common Seal of the Staffordshire County Council on the ~~11th~~ *December* Two thousand and ~~fourteen~~.....

THE COMMON SEAL OF
STAFFORDSHIRE COUNTY COUNCIL
was hereunto affixed in the presence of:

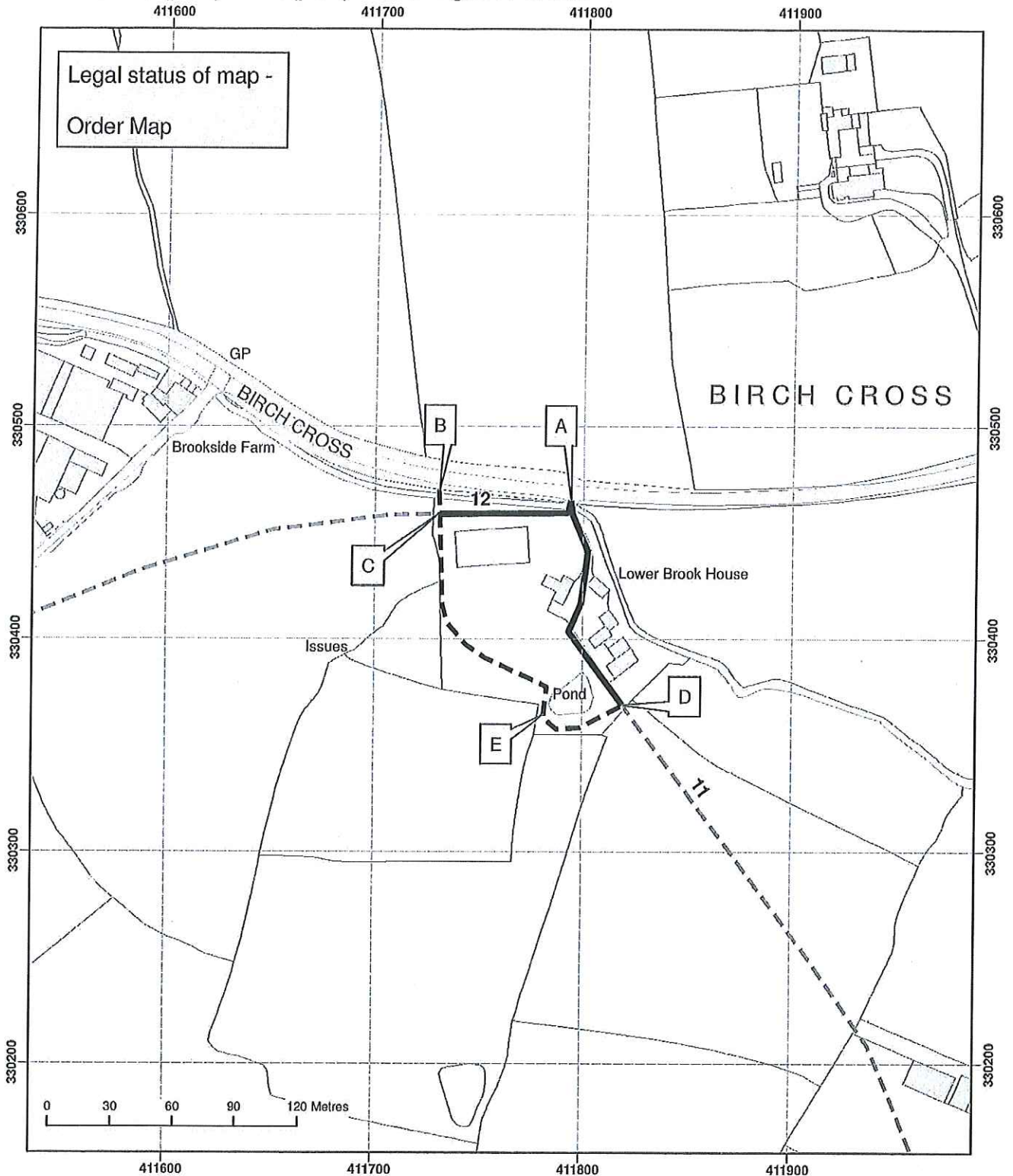
Payne
.....
Authorised Signatory



Confirmed as an unopposed Order on the ~~14th~~.....day of *January*..... Two thousand and ~~sixteen~~

Aubrey C. Farrow

Highway Act 1980, Section 119 &
 Wildlife and Countryside Act 1981, Section 53A(2)
 Diversion of Public Footpath
 No.s 11 (part) & 12 (part) Marchington Parish.



Map created at the scale of 1:2500
 (facsimiles may vary)

© Crown Copyright and database rights 2014.
 Ordnance Survey 100019422. You are not
 permitted to copy, sub-license, distribute or
 sell any of this data to third parties in any form.
 Use of this data is subject to the terms and conditions
 shown at www.staffordshire.gov.uk/maps.
 Produced by Staffordshire County Council, 23/10/2014.

- Paths to be extinguished (A - C & A - D).
- Paths to be created (F.P.11 C - E - D, F.P.12 B - C).

Rights of Way Unaffected

Footpath