

17/671  
17/839

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

**HIGHWAYS ACT 1980**

**WILDLIFE & COUNTRYSIDE ACT 1981**

**STAFFORDSHIRE COUNTY COUNCIL**

**PUBLIC FOOTPATH NO 7 (PART) HATHERTON PARISH  
PUBLIC FOOTPATH NO 8 (PART) HATHERTON PARISH  
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND  
STATEMENT MODIFICATION ORDER 2017**

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 as 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 district of South Staffordshire requires 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 highways shown or required to be shown in the Map and Statement.

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

South Staffordshire District Council has been consulted as to the making of the Order as required by Section 120(2) of the 1980 Act.

**BY THIS ORDER**

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1. The public rights of way footpaths over the land situated at Hatherton and shown by bold black lines on the map contained in this Order and described in part 1 of the Schedule to this Order shall be stopped up after 28 days from the date of confirmation of this Order, and thereupon the Definitive Map for the district of South Staffordshire shall be modified by deleting from it those public rights of way.

2. There shall, at the end of 28 days from the date of confirmation of this Order, be public footpaths over the land situated at Hatherton described in part 2 of the Schedule and shown by bold broken dashes on the map contained in this Order and thereupon the Definitive Map for the district of South Staffordshire shall be modified by adding those paths to it.

3. The Definitive Statement for the district of South Staffordshire 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**

That length of Public Footpath No 8 Hatherton Parish commencing point E on the Order plan (NGR 394809-310247) and continuing in a generally easterly direction for approximately 206 metres to point A on the Order plan (NGR 395013-310244).

That length of Public Footpath No 7 Hatherton Parish commencing from point D on the Order plan (NGR 394690-310002) and continuing in a generally north-easterly direction for approximately 270 metres to point E on the Order plan (NGR 394809-310247).

### **PART 2**

#### **DESCRIPTION OF SITE OF NEW PATH OR WAY**

A new length of Public Footpath No 8 Hatherton Parish commencing at point B on the Order Plan (NGR 394867-309947) and continuing in a generally north-easterly direction for approximately 328 metres to point A on the Order Plan (NGR 395013-310244).

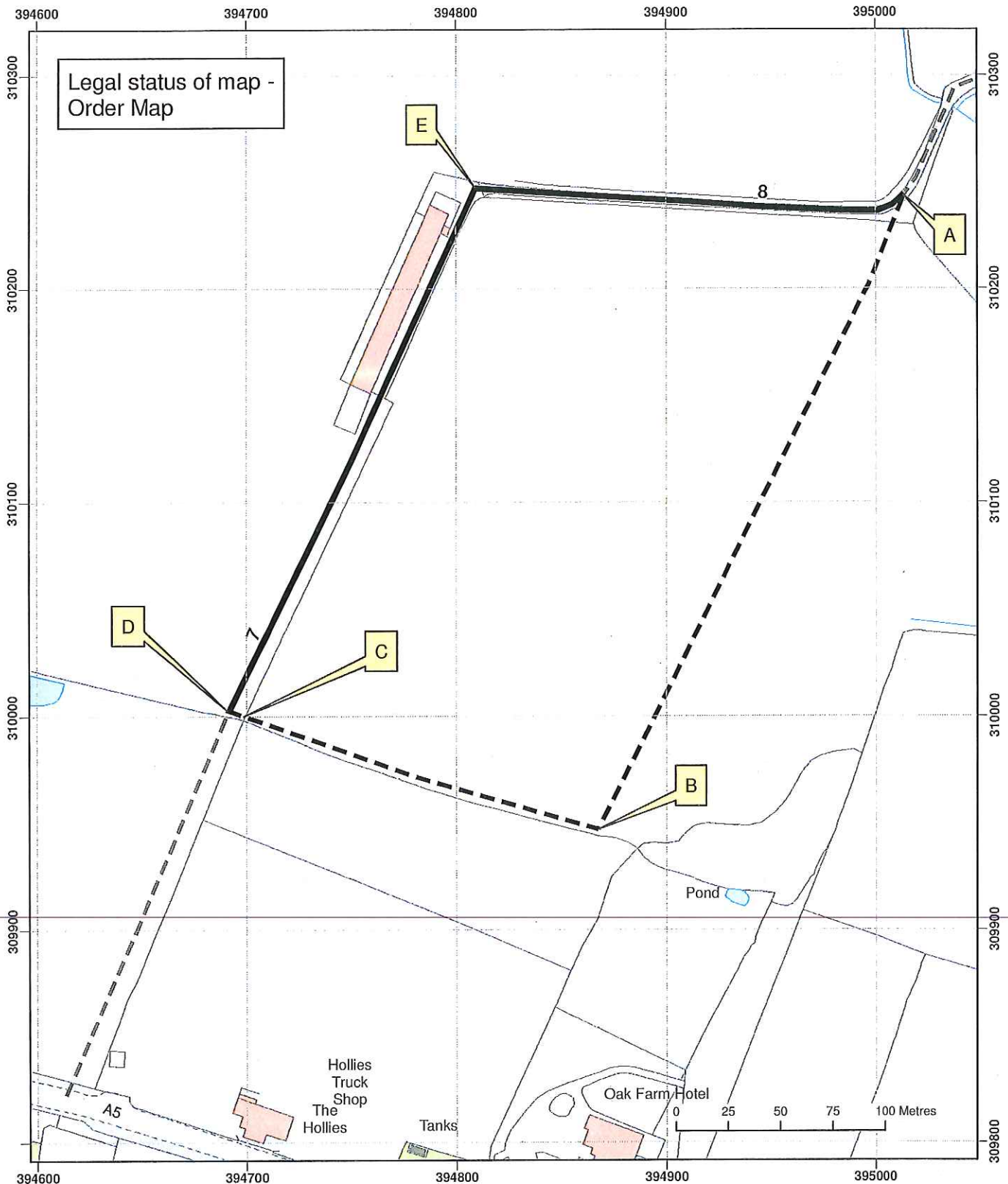
A new length of Public Footpath No 7 Hatherton Parish commencing from point D on the Order Plan (NGR 394690-310002) and continuing in a generally east south - easterly direction for approximately 8 metres to point C on the Order Plan (NGR 394698-309999) and continuing in a generally east south-easterly direction for approximately 176 metres to point B on the Order plan (NGR 394867-309947).

The new route of Public Footpath No 8 Hatherton Parish shall have prescribed width of 1.8 metres between points A (NGR 395013-310244) and B (NGR 394867-309947) on the Order plan.

The new route of Public Footpath No 7 Hatherton Parish shall have a prescribed width of 1.8 metres between points D (NGR 394690-310002), C (NGR 394698-309999) and B (NGR 394867-309947) other than when passing through the pedestrian kissing gates at points D (NGR 394690-310002) and C (NGR 394698-309999) on the Order plan.



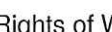



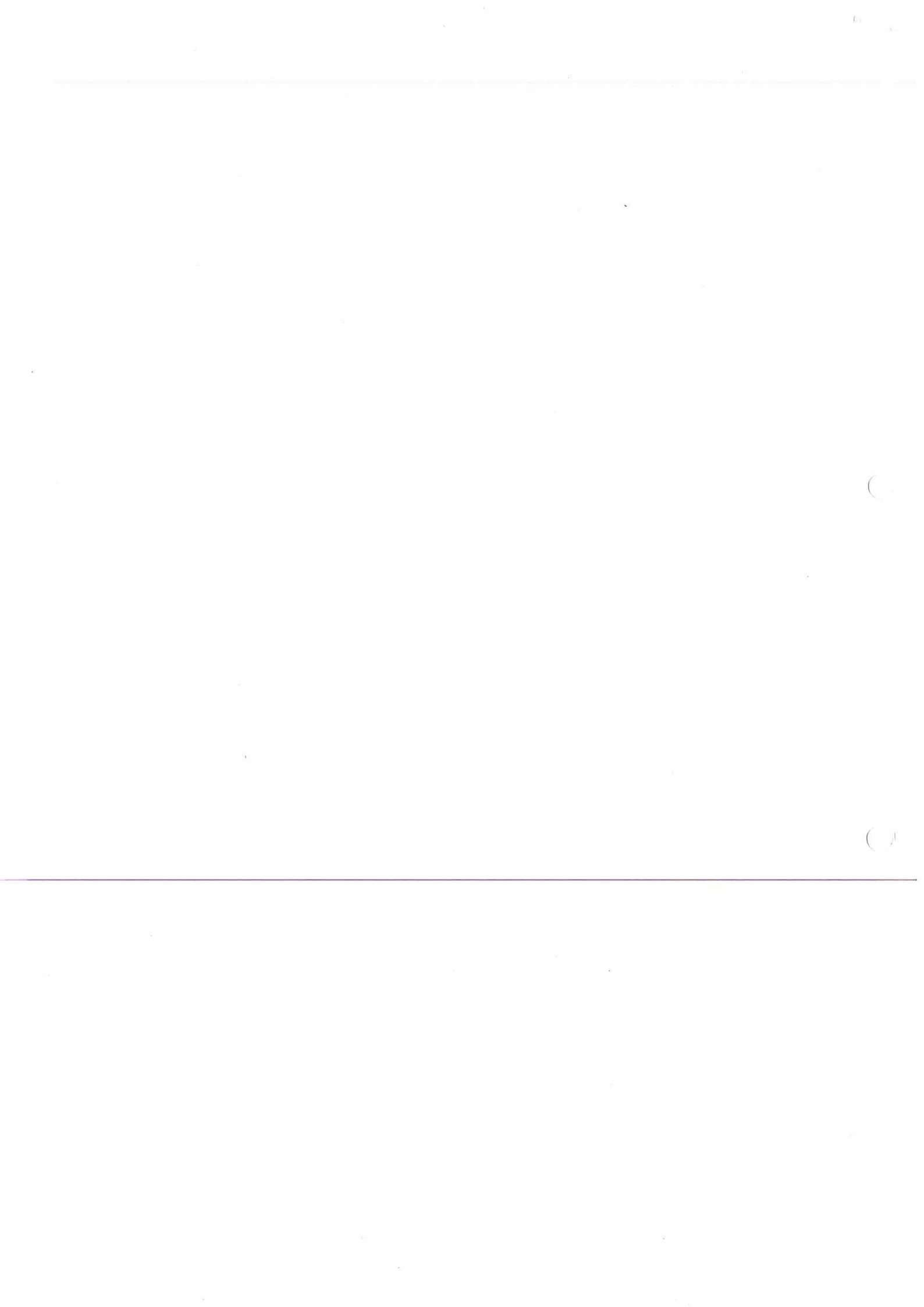
Highways Act 1980, Section 119 &  
Wildlife and Countryside Act 1981, Section 53A(2)  
Proposed Diversion of Public Footpath No. 7 (part)  
and No. 8 (part) Hatherton Parish.



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

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Produced by Staffordshire County Council, 23/08/2017.

-  Path to be extinguished (A - E and E - D).
-  Path to be created (A - B and B - C - D).
-  Rights of Way Unaffected
-  Footpath



### PART 3

#### LIMITATIONS AND CONDITIONS

A pedestrian kissing gate in accordance with BS5709:2006 will be installed at point D (NGR 394690-310002) and at point C (NGR 394698-309999) as shown on the Order Plan. The owner of the land is responsible for the maintenance of the surface of the diverted section of Public Footpath No 8 Hatherton Parish and Public Footpath No 7 Hatherton Parish to a standard required by Staffordshire County Council.

### PART 4

#### MODIFICATION OF DEFINITIVE STATEMENT

#### VARIATION OF PARTICULARS OF PATH

County District: South Staffordshire

Parish: Hatherton

Path No	Type of Path	Path commences at	Path finishes at	Documents creating or modifying the right of way and other relevant information
7	F.P.	Watling Street, W, of The Hollies	<del>Fulmoor Lane, near W. end</del> Junction with Public Footpath No 8 Hatherton Parish, (NGR 394867-309947).	Staffordshire County Council Public Footpath No.7 (part) Hatherton Parish. Public Path Diversion and Definitive Map and Statement Modification Order 2017.
8	F.P.	<del>F.P.7 near W, end of Fulmoor Lane</del> Junction with Public Footpath No 7 Hatherton Parish, (NGR 394867-309947).	<del>Hatherton, opposite Sand Pits</del> Church Lane, north of Church Farm, Hatherton.	Clarification of status. Staffordshire County Council Public Footpath No.8 (part) Hatherton Parish. Public Path Diversion and Definitive Map and Statement Modification Order 2017.

Given under the Common Seal of Staffordshire County Council on  
7 September  
Two thousand and Seventeen.


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



  
.....  
Authorised Signatory  
CLAIR RUSKIN-BROWN

Confirmed as an unopposed Order on  
the 16th day of November Two thousand  
and 17



  
.....  
Authorised Signatory  
CLAIR RUSKIN-BROWN