

1328

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

HIGHWAYS ACT 1980

WILDLIFE & COUNTRYSIDE ACT 1981

STAFFORDSHIRE COUNTY COUNCIL

**PUBLIC FOOTPATH NO.78(e) (PART) TAMWORTH
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND
STATEMENT MODIFICATION ORDER 2015**

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 owners of the land crossed by the footpath as described in paragraph 1 of this Order, it is expedient that the line of the path 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 Tamworth Borough 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 highways 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 or use by the public.

Tamworth Borough Council has 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 Tamworth 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 after 28 days from the date of confirmation of this Order, and thereupon the Definitive Map for Tamworth Borough shall be modified by deleting from it that public right of way.
2. There shall, at the end of 28 days from the date of confirmation of this Order, be a public footpath over the land situate at Tamworth described in part 2 of the Schedule and shown by a bold broken line on the map contained in this Order and thereupon the Definitive Map for Tamworth Borough shall be modified by adding that path to it.
3. The Definitive Statement for the Tamworth Borough 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.

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SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

That length of Public Footpath No.78(e) Tamworth commencing from a field gate approximately 131 metres south of Gorsy Bank Road at point A on the order plan grid reference (422759 299951) and continuing in a generally southerly direction for approximately 60 metres to a field gate at point B on the order plan grid reference (422758 299889) and continuing in a generally southerly direction for approximately 79 metres to a stile at point C on the order plan grid reference (422740 299811) and continuing in a generally southerly direction for 31 metres through a small copse to the junction with Whateley Lane at point D on the order plan grid reference (422735 299780).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of Public Footpath No.78e Tamworth commencing from a point approximately 131 metres south of Gorsy Bank Road at point A on the order plan grid reference (422759 299951) and continuing in a generally south westerly direction for approximately 133 metres to a small copse at point E on the order plan grid reference (422699 299832) and continuing in a generally south easterly direction for approximately 62 metres through a small copse to the junction with Whateley Lane at point D on the order plan grid reference (422735 299780).

The new route of Public Footpath No.78(e) Tamworth will have a prescribed width of 1.8 metres between points A-E-D.

PART 3

LIMITATIONS AND CONDITIONS

There are no limitations or conditions associated with this Order.

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

VARIATION OF PARTICULARS OF PATH

County District: Tamworth Borough

Parish: Tamworth

Path No	Type of Path	Path commences at	Path finishes at	Documents creating or modifying the right of way and other relevant information
78(e)	F.P.	Gorsy Bank Road approximately 10m. east of junction with Jervis Road.	Whateley Lane approximately 236m. south-east of Hockley Hall.	Staffordshire County Council Public Footpath No.78(e) (part) Tamworth. Public Path Diversion and Definitive Map and Statement Modification Order 2015.

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Authorised Signatory



Confirmed as an unopposed Order on
the 12th day of July..... Two thousand
and sixteen



Given under the Common Seal of Staffordshire County Council on 15th day of December
Two thousand and fifteen.

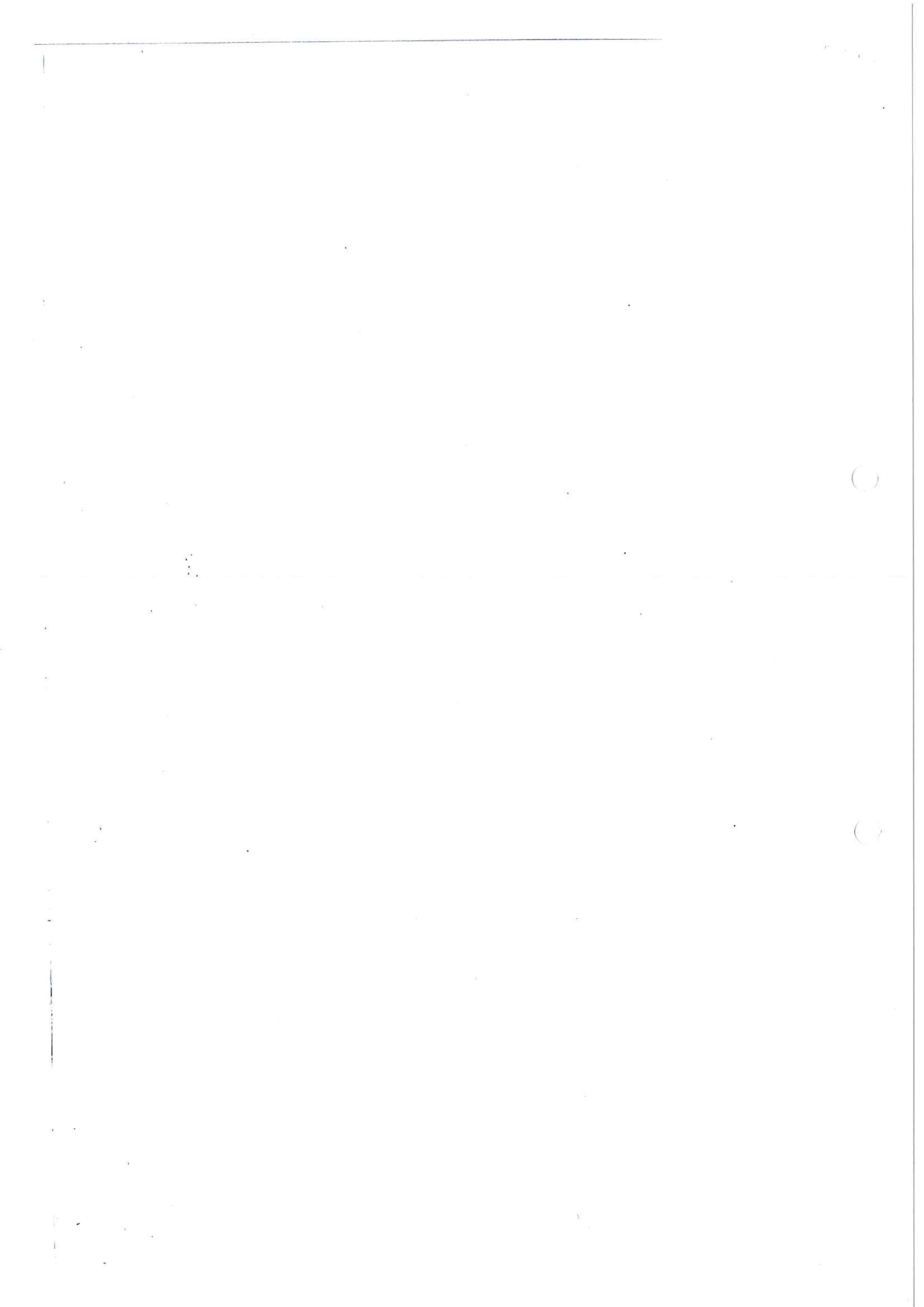
**THE COMMON SEAL OF
STAFFORDSHIRE COUNTY COUNCIL**
was hereunto affixed in the presence of:

.....

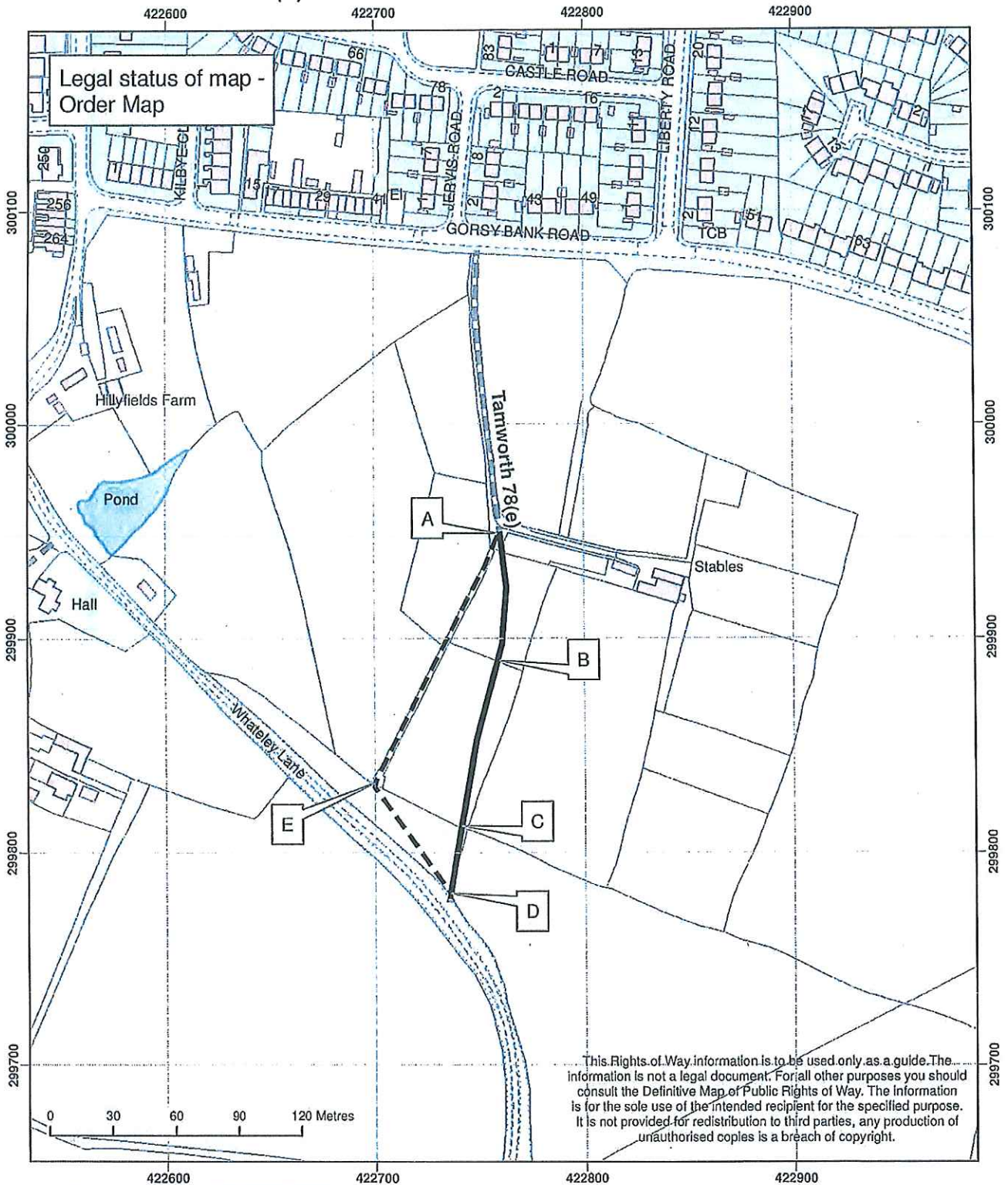

Authorised Signatory



15/992



Highways Act 1980, Section 119 &
 Wildlife and Countryside Act 1981, Section 53A(2)
 Diversion of Public Footpath
 No. 78(e) Tamworth.



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

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 sell any of this data to third parties in any form.
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 shown at www.staffordshire.gov.uk/maps.
 Produced by Staffordshire County Council, 01/02/2016.

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

