

4th Review
File ID 1324

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

HIGHWAYS ACT 1980

WILDLIFE & COUNTRYSIDE ACT 1981

STAFFORDSHIRE COUNTY COUNCIL

**PUBLIC FOOTPATH NO. 17 (PART) BUTTERTON PARISH
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2016**

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 footpath 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 the District of Staffordshire Moorlands 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.

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.

Staffordshire Moorlands District Council and the Peak District National Park Authority 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 Butterson 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 the District of Staffordshire Moorlands 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 Butterson 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 the District of Staffordshire Moorlands shall be modified by adding that path to it.
3. The Definitive Statement for the District of Staffordshire Moorlands 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. 17 Butterson Parish commencing from its junction with the track at point A on the Order plan (406896 356406) and heading in a generally east south-easterly direction for approximately 8 metres to point B on the Order plan (406902 356401) then heading in a generally southerly direction for approximately 57 metres to the field boundary at point C on the Order plan (406901 356345) before heading in a generally west south-westerly direction for approximately 165 metres to the farm track at point D on the Order plan (406770 356246) and continuing in a generally south-westerly direction for approximately 16 metres to point E on the Order plan (406756 356237) and turning in a generally north westerly direction for approximately 8 metres to point F on the Order plan (406751 356244).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of Public Footpath No. 17 Butterson Parish commencing from its junction with the track and field gate at point A on the Order plan (406896 356406) and heading in a generally south-westerly direction along the track for approximately 92 metres to a field gate at point G on the Order plan (406848 356329) and continuing along the track for approximately 8 metres to a wicket gate at point H on the Order plan (406842 356324) and continuing in a generally south-westerly direction for approximately 71 metres to a wicket gate at point J on the Order plan (406792 356272) and continuing in a generally south-westerly direction for approximately 28 metres to a wicket gate at point K on the Order plan (406769 356255) then continuing in a generally south-westerly direction for approximately 20 metres to its junction with the original alignment of Public Footpath No. 17 at point F on the Order plan (406751 356244).

The new route shall have a prescribed width of 2 metres between points A-G-H-J-K-F other than when passing through the field gates at points A and G and the Wicket Gates at points H, J and K.

PART 3

LIMITATIONS AND CONDITIONS

Wicket Gates in accordance with BS5709:2006 will be installed at points H (406842 356324), J (406792 356272) and K (406769 356255) as shown on the Order plan.

12ft wide, 5 bar field gates are installed at points A (406896 356406) and G (406848 356329) as shown on the Order plan. These gates will be unlocked and accessible at all times.

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

VARIATION OF PARTICULARS OF PATH OR WAY

Path no.	Type of path	Path commences at	Path finishes at	Documents creating or modifying the right of way and other relevant information
17	F.P.	County road, about 50 yards W. of Clews Farm.	Parish boundary at The Twist.	Staffordshire County Council (Public Footpath No. 17 (part) Butterson Parish) Public Path Diversion and Definitive Map and Statement Modification Order 2016.

Given under the Common Seal of the Staffordshire county Council on

4 February Two thousand and fifteen

Sixteen

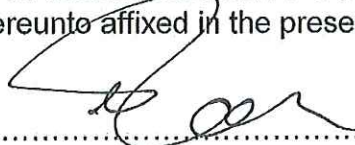
M.R.

16/05/2

16/05/2

THE COMMON SEAL OF STAFFORDSHIRE COUNTY COUNCIL

was hereunto affixed in the presence of:



Authorised Signatory



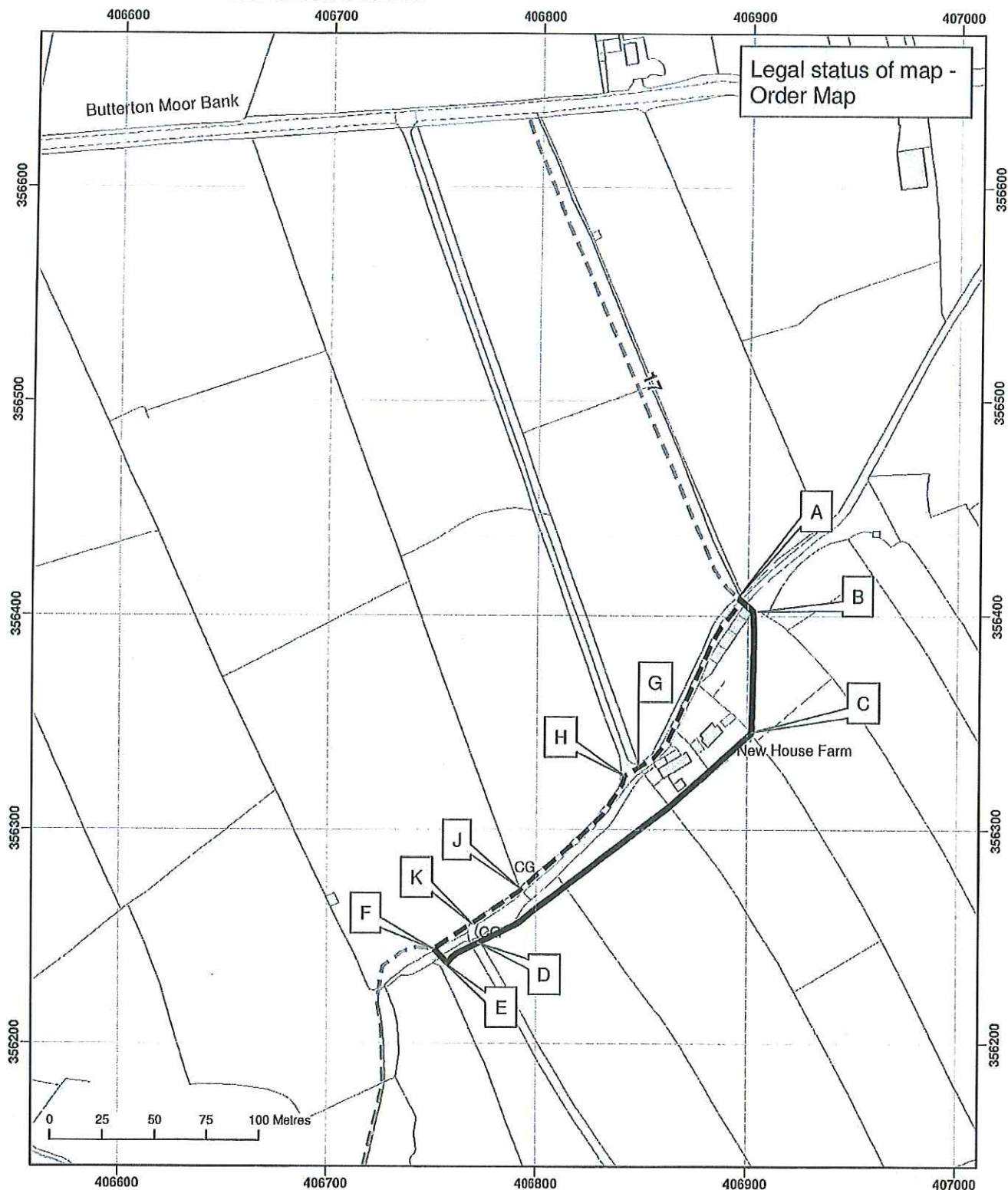
Authorised Signatory



Confirmed as an unopposed Order on
the 10th day of June Two thousand
and six...

10-2514

Highways Act 1980, Section 119 &
Wildlife and Countryside Act 1981, Section 53(3)
Diversion of Public Footpath No.17 (part)
Butterton Parish.



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

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shown at www.staffordshire.gov.uk/maps.
Produced by Staffordshire County Council, 14/01/2016.

— Path to be extinguished (A - B - C - D - E - F).
- - - Path to be created (A - G - H - J - K - F).

Rights of Way Unaffected
Footpath

