

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

**HIGHWAYS ACT 1980**

**WILDLIFE & COUNTRYSIDE ACT 1981**

**STAFFORDSHIRE COUNTY COUNCIL**

**PUBLIC FOOTPATH NO. 5 (PART) AUDLEY PARISH  
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 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 Newcastle under Lyme 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.

Newcastle under Lyme District 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 Audley 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 Newcastle under Lyme 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 Audley 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 Newcastle under Lyme shall be modified by adding that path to it.
3. The Definitive Statement for the District of Newcastle under Lyme 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. 5 Audley Parish running from the end of farm drive approximately 200 metres north of Eardleyend Road at point B on the Order plan (380604 353326) and running in a generally northerly direction for approximately 65 metres to point D on the Order plan (380617 353392) then turning to run in a generally easterly direction for approximately 54 metres to point A on the Order plan (380667 353412).

### **PART 2**

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

A new length of public footpath No. 5 Audley Parish running from the end of the farm drive approximately 200 metres north of Eardleyend Road at point B on the Order plan (380604 353326) and running in a generally easterly direction for approximately 50 metres to point C on the Order plan (380652 353336) and continuing in a generally northerly direction for approximately 74 metres to point A on the Order Plan (380667 353412).

The new route shall have a prescribed width of 1.8 metres between points B – C - A.

### **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

Path no.	Type of path	Path commences at	Path finishes at	Documents creating or modifying the right of way and other relevant information
5	F.P.	Merelane Road NW of railway	Eardleyend Road S.W of Mosshouse	Staffordshire County Council (Public Footpath No. 5 (part) Alton Parish) Public Path Diversion and Definitive Map and Statement Modification Order 2015

Given under the Common Seal of the Staffordshire county Council on  
 the 14th day of August..... Two thousand and fifteen

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

G. Ewan  
 .....  
 Authorised Signatory

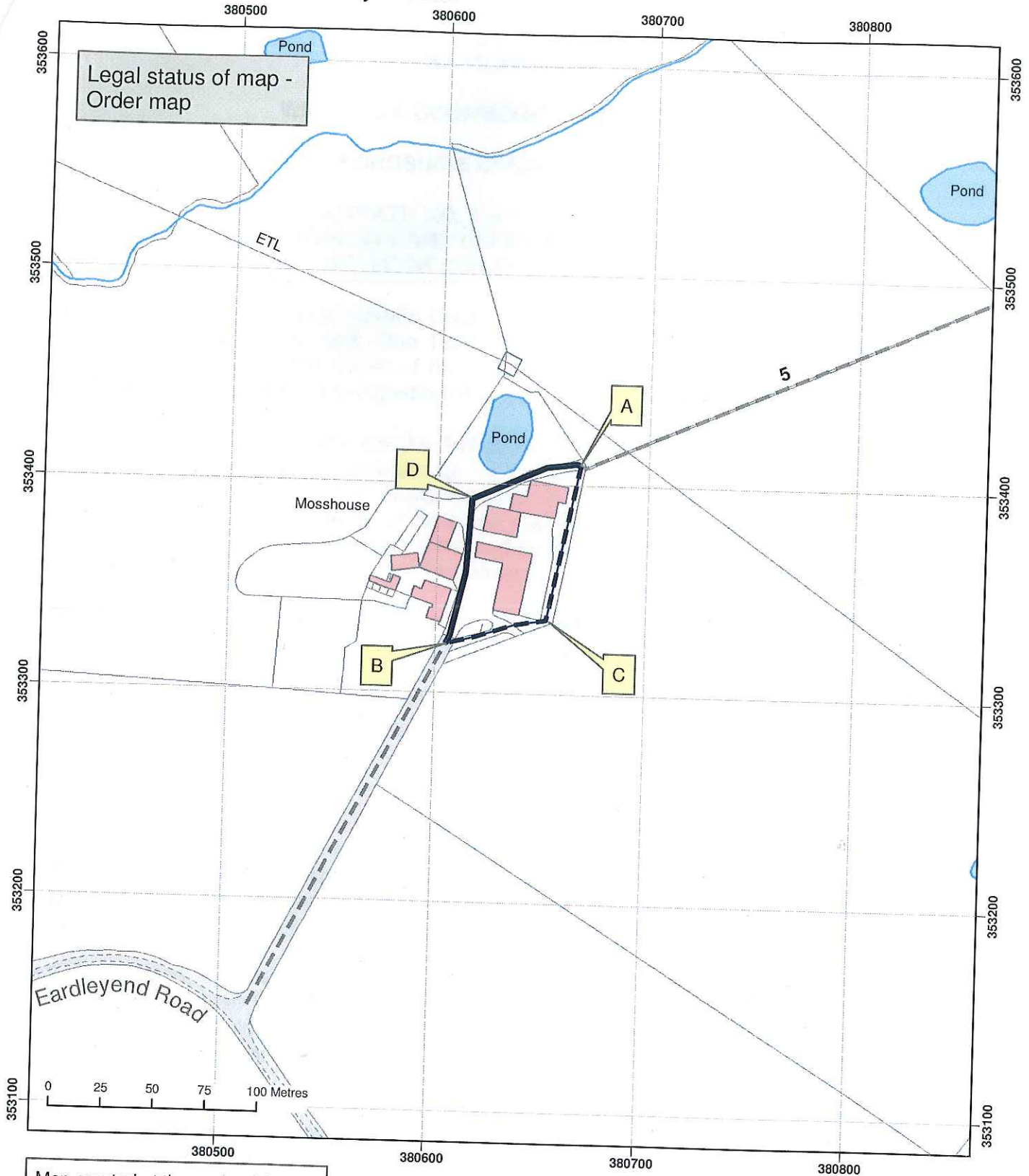


Confirmed as an unopposed Order on  
 the 12 day of January..... Two thousand  
 and 15.

[Signature]  
 .....  
 Authorised Signatory



# Highways Act 1980, Section 119 & Wildlife and Countryside Act 1981, Section 53A(2) Diversion of Public Footpath No.5 Audley Parish



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

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Produced by Staffordshire County Council, 11/3/2015.

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