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181486

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER  
HIGHWAYS ACT 1980, SECTION 119  
WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53A(2)**

**STAFFORDSHIRE COUNTY COUNCIL**

**PUBLIC FOOTPATH NO 34 LOGGERHEADS PARISH  
PUBLIC PATH DIVERSION 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 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 Staffordshire definitive map and statement 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 a highway shown or required to be shown in the Map and Statement.

Staffordshire County Council 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.

Newcastle under Lyme 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 footpath over the land situate at Loggerheads Parish and shown by a bold black line on the attached map and described in Part 1 of the Schedule to this Order ("the Schedule") shall be stopped up on the date of confirmation of this Order and thereupon the Staffordshire definitive map shall be modified by deleting from it that public right of way.
2. There shall be created to the reasonable satisfaction of the Authority an alternative footpath for use as a replacement for the said footpath as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map contained in this order and thereupon the Staffordshire definitive map shall be modified by adding that path to it.
3. The Staffordshire definitive statement shall be modified as described in Part 4 of the schedule to this order.
4. Where immediately before the date on which the footpath is diverted there is apparatus under, in, on along or across it, belonging to statutory undertakers for the purposes of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.
5. 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 to this Order.

# **SCHEDULE**

## **PART 1**

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

That length of Public Footpath No. 34 Loggerheads running from its junction with The Dale at point A on the Order plan (375307 336306) in a generally northerly direction for approximately 80 metres to its junction with Gravelly Hill at point B on the Order plan (375307 336384).

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## **PART 2**

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

A new length of Public Footpath No. 34 Loggerheads running from its junction with Public Footpath No 25 Loggerheads at point C on the Order plan (375251 336315) in a generally north north-easterly direction for approximately 37 metres to point D on the Order plan (375269 336349) before heading in a generally north-easterly direction for approximately 102 metres to its junction with Gravelly Hill at point E on the Order plan (375349 336398).

The new route shall have a prescribed width of 1.8 metres between points C-D-E.

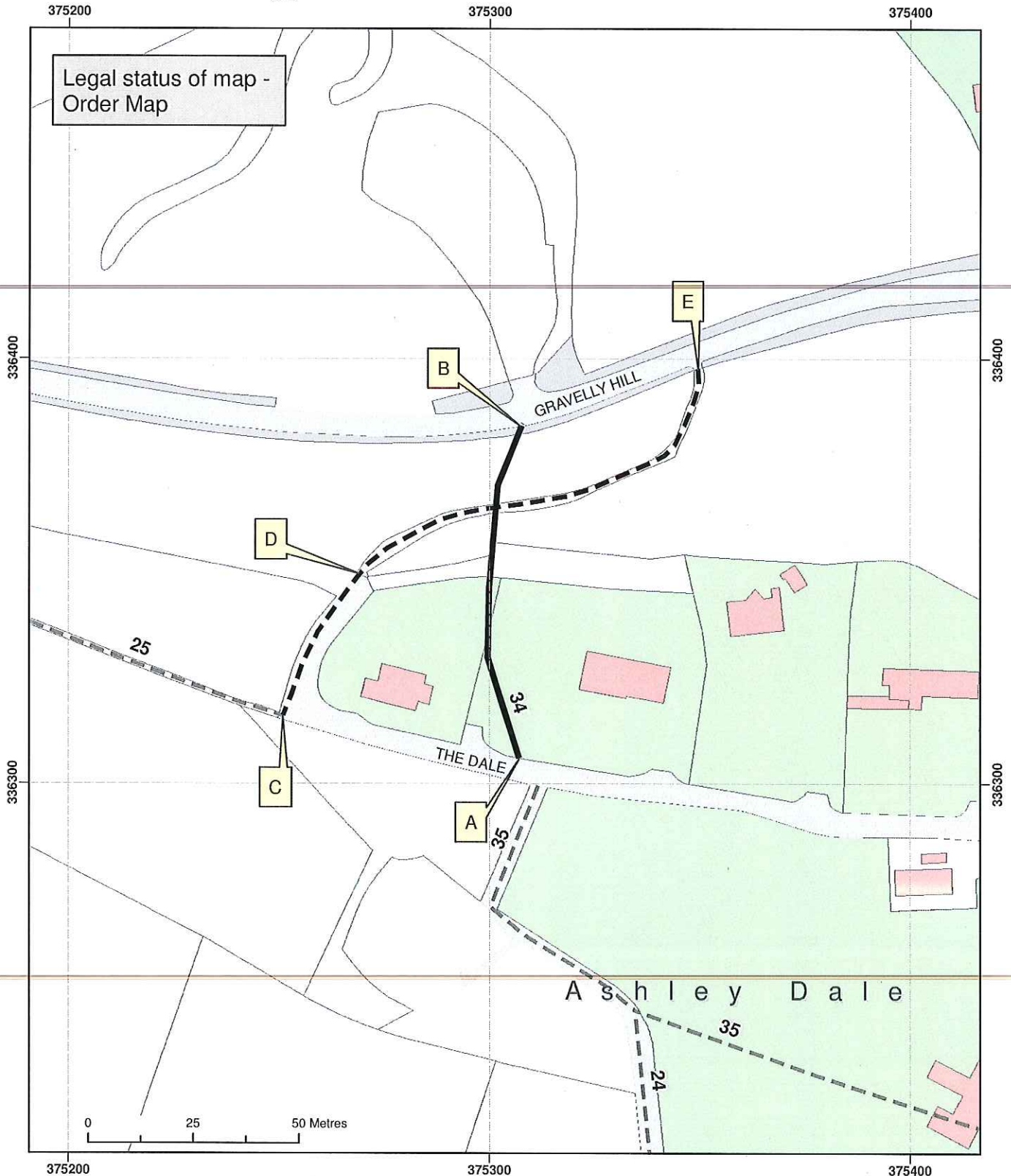
## **PART 3**

### **LIMITATIONS AND CONDITIONS**

There are no limitations or conditions associated with this Order.

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Highways Act 1980, Section 119 &  
 Wildlife and Countryside Act 1981, Section 53A(2)  
 Diversion of Public Footpath  
 No. 34 Loggerheads Parish.



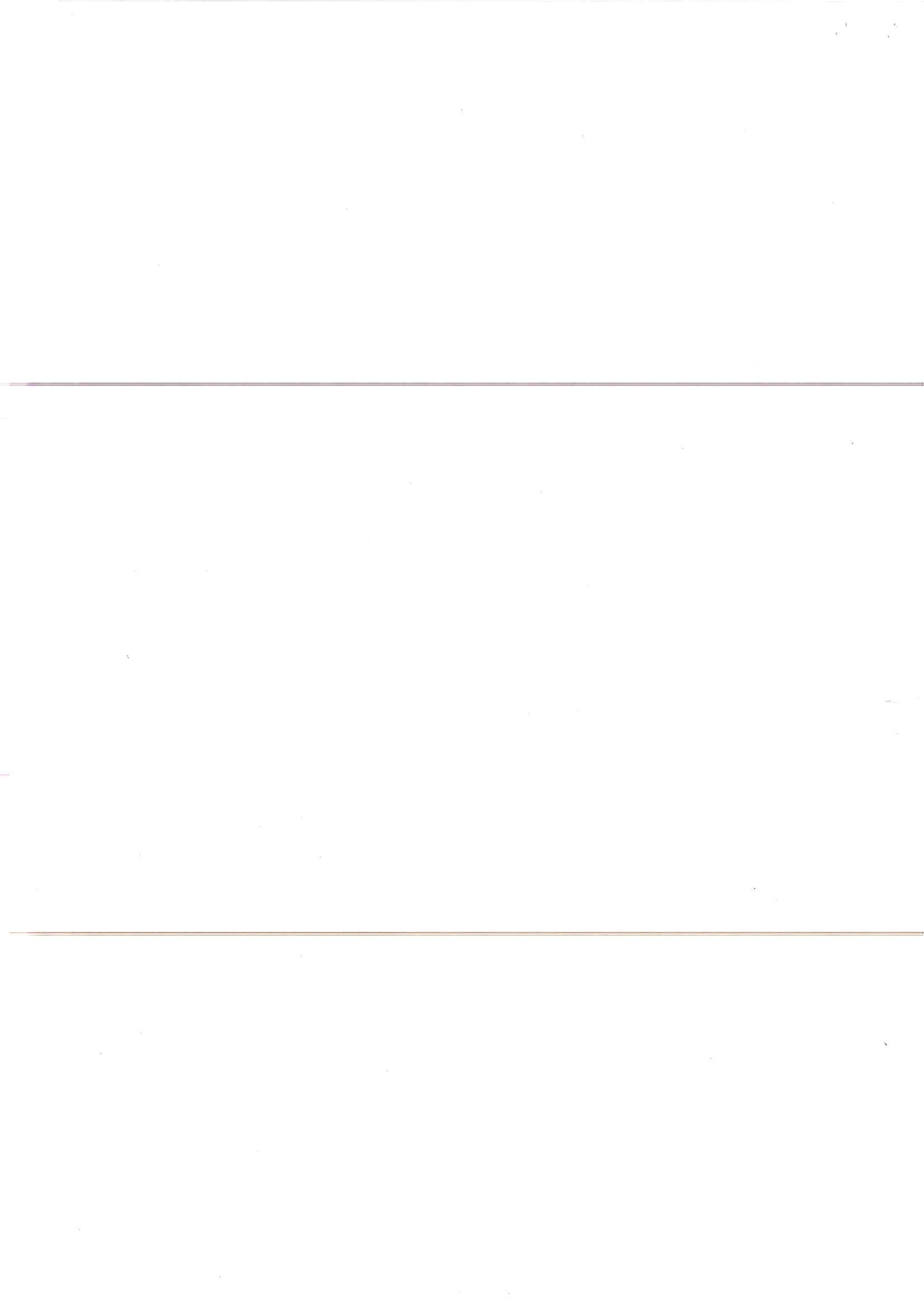
Map created at the scale of 1:1250  
 (facsimiles may vary)

- Path to be created (C - D - E).
- Path to be extinguished (A - B).

**Rights of Way Unaffected**

- Footpath

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 Produced by Staffordshire County Council, 06/12/2017.



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
34	F.P.	County road, almost opposite F.P. 35. Junction with Public Footpath No 25	County road about 135m. W. of Ashley Terrace. Junction with Gravelly Hill at grid reference 375349 336398.	Former F.P. 34, Ashley C.P. transferred under S.I. No. 152, The Newcastle under Lyme (Parishes) Order, 1984. Staffordshire County Council (Public Footpath No. 34 Loggerheads) Public Path Diversion and Definitive Map and Statement Modification Order 2017
		Loggerheads at grid reference 375251 336315.		

Given under the Common Seal of the Staffordshire County Council on  
 ..... *14th December* ..... Two thousand and seventeen

*171899*

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



*[Signature]*  
 .....  
 Authorised Signatory

Confirmed as an unopposed Order on  
 the *4th* day of *September* Two thousand  
 and *eighteen*

*181486*

*[Signature]*  
 .....  
 Authorised Signatory



