



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

**TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257  
WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53(A)(2)**

**THE SHROPSHIRE COUNCIL (FOOTPATH 47Y (PART) TOWN OF  
SHREWSBURY) PUBLIC PATH DIVERSION ORDER 2025.**

This order is made by the Shropshire Council ("the Council") under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert the footpath to which this order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 for up to 400 dwellings and 80 bed care home (Use Class C2), access, footpath/cycleways, public open space, landscaping and associated drainage and development infrastructure: comprising a **FULL** application for 102 dwellings, 80 bed care home, access from Mytton Oak Road, footpath/cycleways, public open space, landscaping and associated development infrastructure and **OUTLINE** application (all matters reserved) for up to 298 dwellings, access, footpath/cycleways, public open space, landscaping and associated development infrastructure.

This order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Shropshire definitive map and statement 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 hitherto shown or required to be shown in the map and statement.

BY THIS ORDER:

1. The footpath over the land 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 diverted, and the Shropshire definitive map and statement shall be modified as provided below.
2. There shall be created to the reasonable satisfaction of the Shropshire Council an alternative highway 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.
3. The Owner hereby covenants with the Council that the Owner and the successors in title shall always maintain the new footpath in good repair and in a fit condition for use by the public as a footpath.
4. The diversion of the footpath shall have effect on the date on which Shropshire Council certify that the terms of Article 2 above have been complied with and upon occurrence of that diversion the Shropshire definitive map shall be modified by deleting from it the way referred to in paragraph 1 of this order and the way referred to in paragraph 2 of this order shall be added to it and the definitive statement shall be modified as described in Part 3 of the schedule.
5. Where immediately before the date on which the restricted byway is diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

## **SCHEDULE**

### **PART I**

#### **Description of site of existing path or way**

The full width of part of FP 47Y leaving Restricted Byway 43 at point A on the Order map at grid reference SJ 4581 1230 running in a general north westerly direction on a natural surface to point B on the Order map at grid reference SJ 4571 1240. A total distance of approximately 144 metres.

### **PART 2**

#### **Description of site of alternative highway**

Leaving Restricted Byway 43 at point A on the Order map at grid reference SJ 4581 1230 running in a general south westerly then west direction along a surfaced path then in a general north westerly then NNE direction on a tarmac surface, alongside the highway for a distance of approximately 70 metres before rejoining a surfaced path in a general north easterly, north westerly then WSW direction to rejoin the Definitive line of FP 47Y at point B on the Order map at grid reference SJ 4571 1240. A total distance of approximately 243 metres with a width of 2 metres throughout its length.

### **PART 3**

#### **Modification of Definitive Statement**

Leaving Restricted Byway 43 at point A on the Order map at grid reference SJ 4581 1230 running in a general south westerly then west direction along a surfaced path then in a general north westerly then NNE direction on a tarmac surface, alongside the highway for a distance of approximately 70 metres before rejoining a surfaced path in a general north easterly, north westerly then WSW direction to rejoin the

Definitive line of FP 47Y at point B on the Order map at grid reference SJ 4571 1240.  
A total distance of approximately 243 metres with a width of 2 metres throughout its length.

There is a no Shropshire definitive statement for the remainder of FP 47Y  
Shrewsbury.

### **Variation of Particulars of Path of Way**

*None*

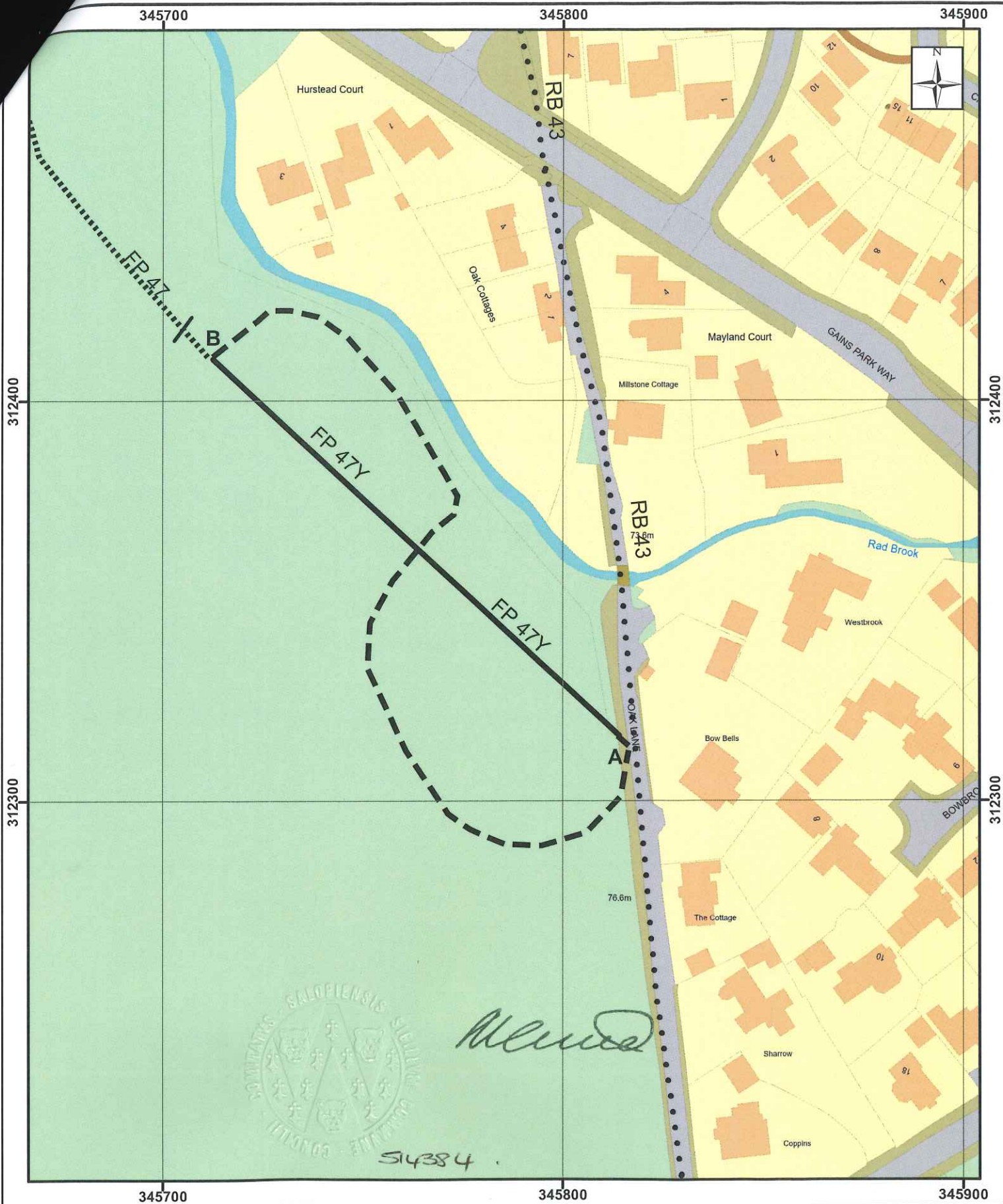
Executed as a deed by affixing the  
Common Seal of Shropshire  
Council

In the presence of:



Miranda Garrard  
Head of Legal and Democratic Services

514384



**Key**  
 Route to be extinguished ———  
 Route to be created - - -  
 Existing to remain .....

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Scale: 1:1,250



The Shirehall, Abbey Foregate  
 Shrewsbury, Shropshire, SY2 6ND

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(FOOTPATH 47Y (PART) TOWN OF  
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DIVERSION ORDER 2025.

RIGHTS OF WAY TEAM  
OUTDOOR PARTNERSHIPS  
SHROPSHIRE COUNCIL  
THE GUILDHALL  
FRANKWELL QUAY  
SHREWSBURY  
SY3 8HQ

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