

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

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FP 59 (PART) PARISH OF CLAVERLEY)
PUBLIC PATH DIVERSION ORDER 2024.**

This Order is made by the Shropshire Council ("the Council") under section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the Council that in the interests of the landowner of the land crossed by the footpath described in paragraph 1 of this order it is expedient that the line of the way 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 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 shown or required to be shown in the map and statement.

BY THIS ORDER:

1. The public right of way over the land situated at Lower Hopstone, 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 on the date that the Council certifies that works have been carried out to bring the site of the new Footpath described in Part 2 of the Schedule to this Order into a fit condition for use by the public and thereupon the Shropshire definitive map shall be modified by deleting from it the public right of way to be stopped up.

2. Notwithstanding paragraph 1 of this Order statutory undertakers shall have the following rights over the land referred to in paragraph 1 above, namely: where immediately before the date on which the footpath 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 right in respect of the apparatus as they then had.

3. There shall on the date of confirmation of this Order be a public footpath over the land situated at Lower Hopstone, described in Part 2 of the Schedule and shown by bold broken lines on the map contained in this Order and thereupon the Shropshire definitive map shall be modified by adding that path to it.

3A. The Shropshire definitive statement 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 I

Description of site of existing path or way

Divert the full width of part of FP 59 leaving the County Road at Point A on the Order Map at grid reference SO 7873 9469, running in a general north westerly direction along a track then turning in a general westerly to run through 3 gates, alongside the two properties to point B on the Order map at grid reference SO 7857 9470. A distance of approximately 170 metres.

PART 2

Description of site of new path or way

Leaving the County Road at Point C on the Order Map at grid reference SO 7866 786666 then running in a NNW direction over a natural surface, along the eastern bank of the stream then crossing a footbridge at grid reference SO 78669467 and continuing in a generally WNW direction to Point B on the Order Map at grid reference SO 78579470. A distance of approximately 102 metres with a width of 2 metres throughout its length.

There is no Shropshire definitive statement for the remainder of this Right of Way.

PART 3

Limitations and conditions

None

PART 4

Modification of Definitive Statement

Leaving the County Road at Point C on the Order Map at grid reference SO 7866 786666 then running in a NNW direction over a natural surface, along the eastern bank of the stream then crossing a footbridge at grid reference SO 78669467 and continuing in a generally WNW direction to Point B on the Order Map at grid reference SO 78579470. A distance of approximately 102 metres with a width of 2 metres throughout its length.

There is no Shropshire definitive statement for the remainder of this Right of Way.

Variation of Particulars of Path or Way

None

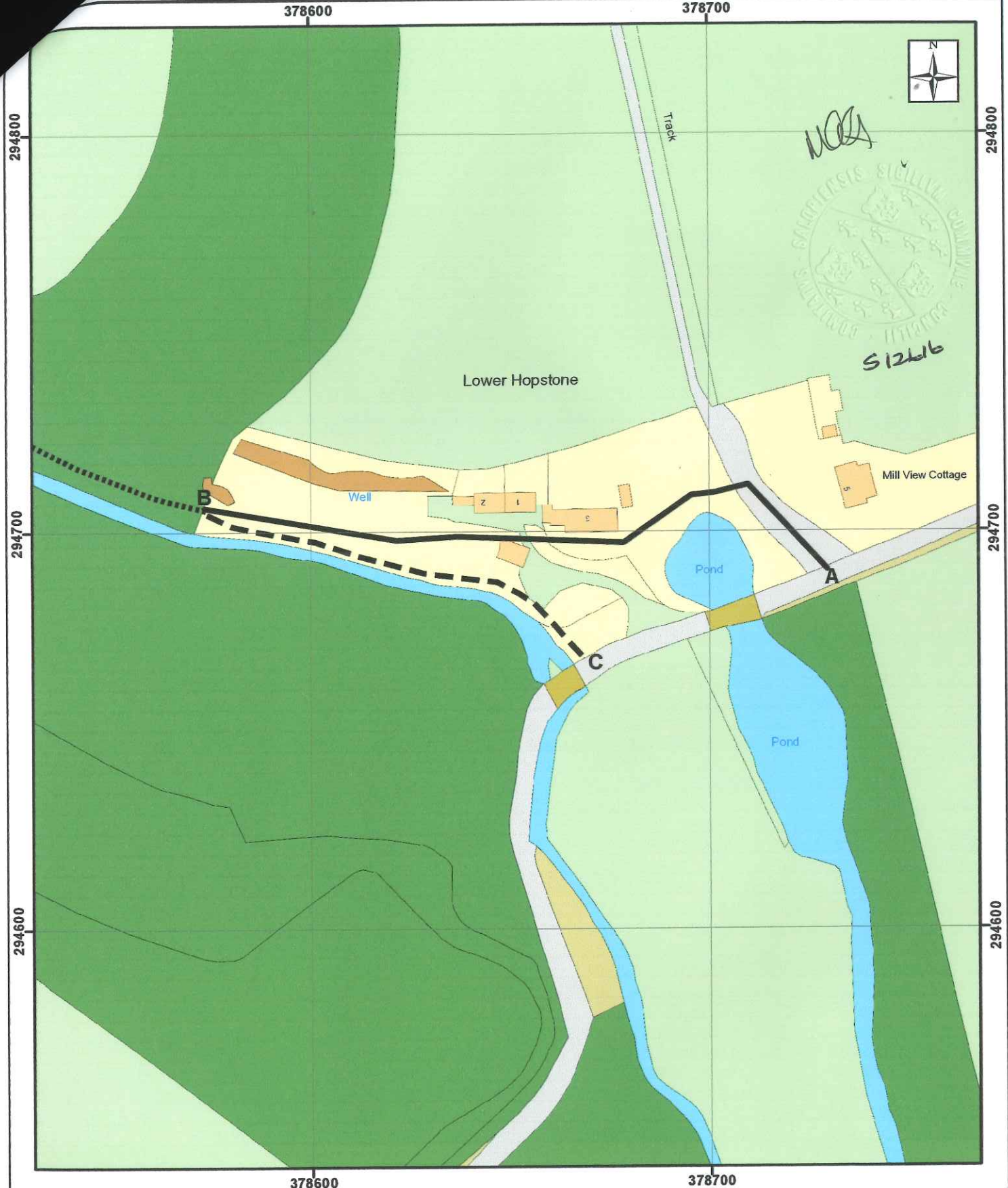
Executed as a deed by affixing the
Common Seal of Shropshire
Council

In the presence of:



Miranda Garrard
Head of Legal and Democratic Services





Key

- Route to be created - - - - -
- Route to be extinguished ————
- Existing to remain ········

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Scale: 1:1,250



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

DATED 4th July 2024

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AND STATEMENT MODIFICATION ORDER
HIGHWAYS ACT 1980 (SECTION 119)
WILDLIFE AND COUNTRYSIDE ACT 1981

THE SHROPSHIRE COUNCIL
THE SHROPSHIRE COUNCIL (FP 59 (PART) PARISH
OF CLAVERLEY) PUBLIC PATH DIVERSION ORDER
2024.

SHROPSHIRE OUTDOOR PARTNERSHIPS SERVICE
HOMES AND COMMUNITIES
THE SHIREHALL
ABBAY FOREGATE
SHREWSBURY

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