



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

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

SHROPSHIRE COUNCIL

**THE SHROPSHIRE COUNCIL (FOOTPATH 9 (PART), PARISH OF CHILDS
ERCALL) PUBLIC PATH DIVERSION ORDER 2023**

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 Ollerton Business Park, 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 Ollerton Business Park, 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 diversion of the footpath shall only have effect on the date on which Shropshire Council certifies that any works required to bring the footpath into a fit condition have been carried out.

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.

SCHEDULE

PART I

Description of site of existing path or way

That part of FP 9 leaving Crow Lane at point A on the Order Map at grid reference SJ 6628 2626 running in a general easterly then ENE direction through buildings at Ollerton Business Park to point B on the Order Map at grid reference SJ 6654 2634. A distance of approximately 254 metres

PART 2

Description of site of new path or way

Leaving a stile on Crow Lane at point C on the Order Map at grid reference SJ 6629 2633 running in a general north easterly direction along the southern edge of the stoned access track then in a general south easterly direction then north easterly direction across the stoned yard area to re-join the Definitive line of FP 9 at point B on the Order Map at grid reference SJ 6654 2634. A distance of approximately 265 metres with a width of 2 metres throughout.

PART 3

Limitations and conditions

Stile at grid reference SJ 6629 2633 to BS 5709

PART 4

Modification of Definitive Statement

Leaving a stile on Crow Lane at point C on the Order Map at grid reference SJ 6629 2633 running in a general north easterly direction along the southern edge of the stoned access track then in a general south easterly direction then north easterly direction across the stoned yard area to re-join the Definitive line of FP 9 at point B on the Order Map at grid reference SJ 6654 2634. A distance of approximately 265 metres with a width of 2 metres throughout.

There is no Shropshire definitive statement for the remainder of Footpath 9 in the Parish of Childs Erroll.

Variation of Particulars of Path or Way

None

Executed as a deed by affixing the
Common Seal of Shropshire
Council on 13th July 2023

In the presence of:

DATED 13th July 2023

PUBLIC PATH DIVERSION AND DEFINITIVE MAP
AND STATEMENT MODIFICATION ORDER
HIGHWAYS ACT 1980 (SECTION 119)
WILDLIFE AND COUNTRYSIDE ACT 1981

THE SHROPSHIRE COUNCIL
(FOOTPATH 9 (PART), PARISH OF
CHILDS ERCALL) PUBLIC PATH DIVERSION
ORDER 2023.

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

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