



**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 3 (PART)
PARISH OF MORETON SAY) PUBLIC PATH DIVERSION ORDER 2023**

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 to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 under planning reference 16/03483/REM pursuant to permission 14/03522/OUT for the residential development of nine detached dwellings, detached garages, estate roads and associated works Layout Scale | Land South Of Church Farm Moreton Say Market Drayton Shropshire.

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 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.
4. 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 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 that part of FP 3 leaving the Bletchley to Moreton Say Road at point A on the Order map at grid reference SJ 6294 3437 running in a general south westerly direction through an agricultural building then on a natural surface to point B on the Order map at grid reference SJ 6287 3427. A total distance of approximately 121 metres.

PART 2

Description of site of alternative highway

Leaving the Bletchley to Moreton Say Road at a gate at point C on the Order map at grid reference SJ 6290 3426 and running in a general WNW direction on a natural surface to re-join the Definitive line of FP 3 at a gate at point B on the Order map at grid reference SJ 6287 3427. A total distance of approximately 34 metres with a width of 2 metres throughout.

PART 3

Modification of Definitive Statement

Leaving the Bletchley to Moreton Say Road at a gate at point C on the Order map at grid reference SJ 6290 3426 and running in a general WNW direction on a natural surface to re-join the Definitive line of FP 3 at a gate at point B on the Order map at grid reference SJ 6287 3427. A total distance of approximately 34 metres with a width of 2 metres throughout.

There is no Shropshire definitive statement for the remainder of FP 3 Moreton Say.

Variation of Particulars of Path of Way

None

Executed as a deed by affixing the
Common Seal of Shropshire
Council on 20th July 2023.
In the presence of:

DATED 20th July 2023

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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
(FP 3 (PART) PARISH OF MORETON
SAY) PUBLIC PATH DIVERSION ORDER
2023.

SHROPSHIRE OUTDOOR PARTNERSHIPS
SERVICE
HOMES & COMMUNITIES
SHROPSHIRE COUNCIL
THE SHIREHALL
ABBAY FOREGATE
SHREWSBURY

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