

SHROPSHIRE COUNCIL

WILDLIFE AND COUNTRYSIDE ACT 1981

**DEFINITIVE MAP AND STATEMENT OF RIGHTS OF WAY FOR
SHROPSHIRE AND DEFINITIVE MAP AND STATEMENT OF
RIGHTS OF WAY FOR POWYS**

**THE SHROPSHIRE COUNCIL (RESTRICTED BYWAY ADDITION,
TOWN OF BISHOP'S CASTLE, SHROPSHIRE AND COMMUNITY OF
CHURCHSTOKE, POWYS) MODIFICATION ORDER 2018**

This Order is made by The Shropshire Council ("the Council") under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the Council that the Shropshire Definitive Map and Statement and the Powys Definitive Map and Statement require modification because in accordance with the provisions of Section 53(3)(c)(i) and (ii) the Council has discovered evidence which (when considered with all other relevant evidence available to them) shows -

- (i) that a right of way which is not shown on the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic

The Council have consulted with every local authority whose area includes the land to which this Order relates.

The Council hereby order that:-

1. For the purpose of this Order the relevant date is 1st November 2018
2. The Shropshire Definitive Map and Statement and the Powys Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as The Shropshire Council (Restricted Byway Addition, Town of Bishop's Castle, Shropshire and Community of Churchstoke, Powys) Modification Order 2018.

SCHEDULE

PART I

Modification of Definitive Map

Description of path or way to be added

Restricted Byway Addition, Town of Bishop's Castle and Community of Churchstoke

A Restricted Byway to be added in the Town of Bishop's Castle, Shropshire, from point A on the order map (SO 3061 8998) at the termination of the surfaced county road, running in a general north westerly direction as a hedged lane then gradually turning to run generally westerly followed by a general west-south-westerly direction passing through woodland and continuing to cross the county boundary into Powys;

And

A Restricted Byway to be added in the Community of Churchstoke, Powys, as a hedged lane in a general north westerly followed by west-north-westerly direction to meet the surfaced county road at point B on the order map (SO 2952 9050). The route has a total distance of approximately 1313 metres; 848 metres in the County of Shropshire and 465 metres in the County of Powys. The route has a width varying between 4 and 8 metres.

PART II

Modification of Definitive Statement

Description of path or way to be added

Restricted Byway Addition, Town of Bishop's Castle and Community of Churchstoke

A Restricted Byway to be added in the Town of Bishop's Castle, Shropshire, from point A on the order map (SO 3061 8998) at the termination of the surfaced county road, running in a general north westerly direction as a hedged lane then gradually turning to run generally westerly followed by a general west-south-westerly direction passing through woodland and continuing to cross the county boundary into Powys;

And

A Restricted Byway to be added in the Community of Churchstoke, Powys, as a hedged lane in a general north westerly followed by west-north-westerly direction to meet the surfaced county road at point B on the order map (SO 2952 9050). The route has a total distance of approximately 1313 metres; 848 metres in the County of Shropshire and 465 metres in the County of Powys. The route has a width varying between 4 and 8 metres.

Executed as a deed by affixing the
Common Seal of Shropshire
Council on 1st November 2018
In the presence of:

DATED 1st NOVEMBER 2018

SHROPSHIRE COUNCIL

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT OF
RIGHTS OF WAY FOR SHROPSHIRE AND
DEFINITIVE MAP AND STATEMENT OF
RIGHTS OF WAY FOR POWYS

THE SHROPSHIRE COUNCIL (RESTRICTED BYWAY
ADDITION, TOWN OF BISHOP'S CASTLE, SHROPSHIRE
AND COMMUNITY OF CHURCHSTOKE, POWYS)
MODIFICATION ORDER 2018

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

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