

**NOTICE OF CONFIRMATION OF AN ORDER**

**HIGHWAYS ACT 1980**

**NORTH SOMERSET DISTRICT COUNCIL**

**PUBLIC PATH DIVERSION ORDER NO.6 2010**

**(PUBLIC FOOTPATHS LA 20/27 AND LA 20/28, BIRDCOMBE FARM  
TOWER HOUSE LANE, WRAXALL**

On 10<sup>th</sup> November 2011 North Somerset District Council confirmed the above Order made under section 119 of the Highways Act 1980.

The effect of the Order as confirmed is to divert that part of Public Footpath LA 20/27 in the Parish of Wraxall within the District of North Somerset from point A (Grid Reference ST 48059 71800) running in a generally north, north westerly direction for approximately 98 metres to point C (Grid Reference ST 48019 71888) and also that public footpath LA 20/28 from point B (Grid Reference ST 48033 71891) running in a generally westerly direction for approximately 50 metres to point D (Grid Reference ST 47984 71884) both as shown by bold continuous lines on Map No. PPO 128 to new routes from point A (Grid Reference ST 48059 71800), running in a generally north, north westerly direction for approximately 95 metres to point B (Grid Reference ST 48033 71891) and also from point B (Grid Reference ST 48033 71891) running in a generally westerly direction for approximately 51 metres to point D (Grid reference ST 47984 71884) both are shown by bold broken lines on Map No. PPO 128. The new routes will be to a width of 2 metres.

A copy of the Order and Order map has been placed and may be seen free of charge at the North Somerset Council Offices, Main Reception, Castlewood, Tickenham Road, Clevedon, from 9:00am to 4.30pm Monday to Thursday (4.00pm Friday) or may be viewed on the Council's Web site ([www.n-somerset.gov.uk/Your Council/Local Democracy/Public and Legal Notices](http://www.n-somerset.gov.uk/Your_Council/Local_Democracy/Public_and_Legal_Notices)). A copy is also available for inspection at Long Ashton Library, Lovelinch Gardens, Long Ashton BS41 9AH during normal opening hours (Tuesday 9.30am to 12.30pm and 1.30pm to 5.00pm, Thursday 9.30am to 12.30pm and 1.30pm to 7.00pm, Friday 9.30am to 12.30pm and Saturday 9.30am to 12.30pm and 1.30pm to 4.00pm)

The Order comes into force on 9<sup>th</sup> December 2011 but, if any person aggrieved by the order desires to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980, as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act has not been complied with in relation to the order, he or she may under paragraph 2 of Schedule 2 to the Act as applied by paragraph 5 of Schedule 6 to the Act, within six weeks from 23<sup>rd</sup> November 2011, make an application to the High Court.

Dated: 23<sup>rd</sup> November 2011

**N P Brain**  
**Head of Legal and Democratic Services**

North Somerset Council  
Town Hall  
Walliscote Grove Road  
Weston-super-Mare  
BS23 1UJ



Date : 19<sup>th</sup> November 2010

**This is a copy of the Order which was confirmed by  
North Somerset Council on 10<sup>th</sup> November 2011**

Highways Act 1980  
Section 119

North Somerset District  
Council

Public Path Diversion Order  
No.6 2010

Footpaths LA 20/27 and LA 20/28  
Birdcombe Farm  
Tower House Lane  
Wraxall

N P Brain  
Head of Legal and Democratic Services  
Weston Court  
Oldmixon Crescent  
Weston-super-Mare  
BS24 9AU

**PUBLIC PATH DIVERSION ORDER**

**HIGHWAYS ACT 1980**

**NORTH SOMERSET DISTRICT COUNCIL**

**PUBLIC PATH DIVERSION ORDER NO.6 2010**

**FOOTPATHS LA 20/27 AND LA 20/28, BIRDCOMBE FARM,  
TOWER HOUSE LANE, WRAXALL**

This Order is made by North Somerset District Council (“the authority”) under Section 119 of the Highways Act 1980 (“the 1980 Act”) because it appears to the authority that in the interests of the owner it is expedient that the line of the footpath should be diverted.

The applicants, Mr and Mrs D Wyatt have agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order.

BY THIS ORDER :

1. The public right of way over the land situate at Birdcombe Farm, Tower House Lane, Wraxall and shown by a bold continuous line on the map no. PPO 128 contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up on the date on which North Somerset District Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 of the Schedule into a fit condition for use by the public.
2. Notwithstanding this order Western Power Distribution shall have the following rights over the land referred to in paragraph 1 namely : they shall for the purpose of carrying out their undertaking continue to have the same rights in respect of their apparatus as they had immediately before the date on which the footpath is diverted.
3. There shall at the end of 28 days from the date of confirmation of this Order be a public footpath over the land at Birdcombe Farm, Tower House Lane, Wraxall described in Part 2 of the Schedule and shown by a bold broken line on the map no. PPO 128 contained in 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 1**

#### **DESCRIPTION OF SITE OF EXISTING PATH OR WAY**

That part of Public Footpath LA 20/27 from point A (Grid Reference ST 48059 71800) running in a generally north, north westerly direction for approximately 98 metres to point C (Grid Reference ST 48019 71888) as shown by a bold continuous line on Map No. PPO 128

Also that part of public footpath LA 20/28 from point B (Grid Reference ST 48033 71891) running in a generally westerly direction for approximately 50 metres to point D (Grid Reference ST 47984 71884) as shown by a bold continuous line on Map No. PPO 128

### **PART 2**

#### **DESCRIPTION OF SITE OF NEW PATH OR WAY**

A footpath from point A (Grid Reference ST 48059 71800), running in a north, north westerly direction for approximately 95 metres to point B (Grid Reference ST 48033 71891) and being to a width of 2 metres as shown by bold broken line on Map No. PPO 128.

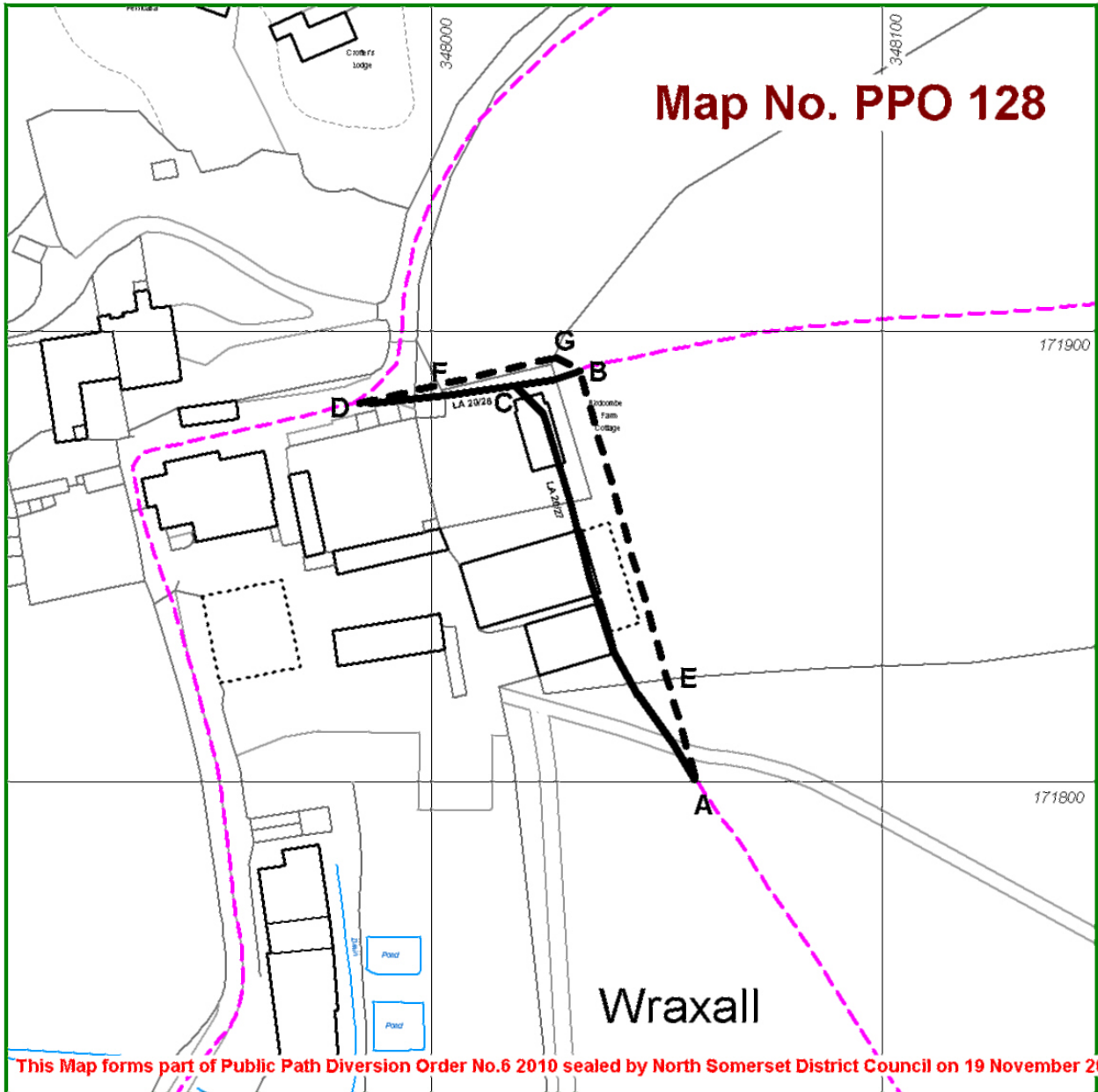
Also a footpath from point B (Grid Reference ST 48033 71891) running in a generally westerly direction for approximately 51 metres to point D (Grid reference ST 47984 71884) and being to a width of 2 metres as shown by bold broken line on Map No. PPO 128.

### **PART 3**

#### **LIMITATIONS AND CONDITIONS**

|   |                 |
|---|-----------------|
| Point E (Grid Reference ST 48052 71823) | Kissing Gate    |
| Point F (Grid Reference ST 48002 71888) | Kissing Gate    |
| Point G (Grid Reference ST 48027 71894) | Pedestrian Gate |

The Gates specified above are to be provided to comply with BS 5709.2006 and should be considered for removal in the event that they are no longer required to prevent the ingress or egress of stock or if the land is no longer used for agricultural purposes.

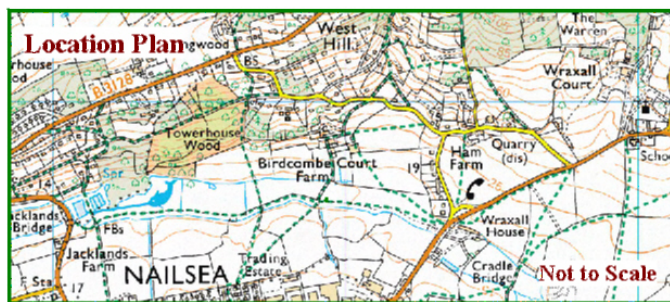





Highways Act 1980-Section 119 North Somerset District Council

## Public Path Diversion Order No.6 2010

Footpaths LA 20/27 and LA 20/28, Birdcombe Farm, Tower House Lane, Wraxall

 **North Somerset COUNCIL**  
**Development and Environment**  
 Natural Environment Team  
 Streets and Open Spaces  
 North Somerset Council  
 Weston Court  
 Oldmixon Crescent  
 Weston super Mare  
 BS24 8AU  
 Tel: 01934 888 802  
 Fax: 01934 888 810



 **Scale 1:1250**  
**Date : 19 November 2010**  
**Grid Squares**  
**ST 47 71 & ST 48 71**  
**PATHS TO BE DIVERTED**  
**Existing**   
**Proposed**   
**Connecting**   
**Footpaths**   
**Drawn by MJB**

Given under the Common Seal of North Somerset District Council the 19<sup>th</sup> day of November 2010

THE COMMON SEAL of )  
NORTH SOMERSET )  
DISTRICT COUNCIL )  
was hereunto affixed in )  
the presence of : )

**NORTH SOMERSET COUNCIL  
SEAL 010658 WAS AFFIXED HERE**

HEAD OF LEGAL AND DEMOCRATIC SERVICES

North Somerset District Council )  
hereby confirms the foregoing )  
Order as an unopposed Order )  
this 10<sup>th</sup> day of November 2011 )

**NORTH SOMERSET COUNCIL  
SEAL 011232 WAS AFFIXED HERE**

HEAD OF LEGAL AND DEMOCRATIC SERVICES