

NOTICE OF MAKING OF AN ORDER

HIGHWAYS ACT 1980

NORTH SOMERSET DISTRICT COUNCIL
(FOOTPATH LA 2/38 THE GROVE HYATTS WOOD ROAD BACKWELL)
PUBLIC PATH DIVERSION ORDER NO. 4 2011

The above Order, made on 14th April 2011, under section 119 of the Highways Act 1980, will divert those parts of Public Footpath LA 2/38 in the Parish of Backwell within the District of North Somerset as described below:

That part of Public Footpath LA 2/38 from point A (Grid Reference ST 50229 66609) running in a south easterly direction for approximately 129 metres to point B (Grid Reference ST 50317 66518) shown by a continuous bold line on Map No PPO 124 to a footpath from point A (Grid Reference ST 50229 66609), running in a south, south westerly direction for approximately 75 metres to point E (Grid Reference ST 50214 66536) shown by a bold broken line on Map No PPO 124 at which point it will join footpath LA 2/44.

Also that part of Public Footpath LA 2/38 from point B (Grid Reference ST 50317 66518) running in a generally easterly direction for 91 metres to point C (Grid Reference ST 50402 66517) shown by a bold continuous black line on Map No. PPO 124 to a footpath from point B (Grid Reference ST 50317 66518) running in a generally easterly direction for approximately 98 metres to point D (Grid Reference ST 50406 66516) shown by a bold broken black line on Map No. PPO 124.

Both the new routes will be provided to a width of 2 metres.

A new pedestrian gate (to BS5709.2006) will be provided at point B and a new kissing gate (to BS5709.2006) will be provided at point D. References to points A, B, C, D and E above are references to the points on the Order Map No. PPO 124.

A copy of the Order and Order map has been placed and may be seen free of charge at the Reception Desk, Council Offices, Castlewood, Tickenham Road, Clevedon (opposite Clevedon Garages) 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*). A copy is also available for inspection at Backwell Post Office Stores, 30 West Town Road, Backwell, Bristol, BS48 3HH during the Post Office hours (Monday to Friday 9am to 5.30pm and Saturday 9am to 12.30pm).

Any representations about or objections to the Order may be sent in writing to the Director of Development and Environment, Natural Environment Team, Streets and Open Spaces, Town Hall, Walliscote Grove Road, Weston-super-Mare, BS23 1UJ not later than **Friday 10 June 2011** (quoting reference **EB/PPO 124**). Please state the grounds on which they are made.

If no such representations or objections are duly made, or if any so made are withdrawn, North Somerset District Council may confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment for confirmation, any representations and objections which have not been withdrawn will be sent with the Order.

Dated: 12 May 2011

N P Brain
Head of Legal and Democratic Services

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



Additional Note

The right of objection to an order is a statutory right, but it should be exercised in a reasonable manner. If you objected at the pre-order (informal) stage and still wish to object now that the order has been made you will need to re-submit your objection by the deadline specified above. Only objections received during the statutory period will be forwarded to the Secretary of State.

Date: 14th April 2011

Highways Act 1980
Section 119

North Somerset District
Council

Footpath LA 2/38
The Grove
Hyatts Wood Road
Backwell

Public Path Diversion Order
No.4 2011

N P Brain
Head of Legal and Democratic Services
Town Hall
Walliscote Grove Road
Weston-super-Mare
BS23 1UJ

This is a copy of the Order which was Sealed by North Somerset District Council on 14th April 2011

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH SOMERSET DISTRICT COUNCIL

(FOOTPATH LA 2/38, THE GROVE, HYATTS WOOD ROAD, BACKWELL)

PUBLIC PATH DIVERSION ORDER NO.4 2011

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 of the land crossed by the footpath described in paragraph 1 of this Order it is expedient that the line of the footpath should be diverted.

The applicants have agreed to defray any compensation which becomes payable in consequence of the coming into force this order.

BY THIS ORDER:

1. The public right of way over the land situated at The Grove, Hyatts Wood Road, Backwell shown by a bold continuous line on the Map No. PPO 124 contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up on the date of confirmation of this Order.
2. Notwithstanding this order Western Power Distribution and British Telecommunications plc 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 from the date of confirmation of this Order be a public footpath over the land situate at The Grove, Hyatts Wood Road, Backwell as described in Part 2 of the Schedule and shown by a bold broken line on the Map No. PPO 124 attached to this Order.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

That part of Public Footpath LA 2/38 in the Parish of Backwell within the District of North Somerset from point A (Grid Reference ST 50229 66609) running in a south easterly direction for approximately 129 metres to point B (Grid Reference ST 50317 66518)

Also that part of Public Footpath LA 2/38 from point B (Grid Reference ST 50317 66518) running in a generally easterly direction for 91 metres to point C (Grid Reference ST 50402 66517) both shown by a bold continuous black line on Map No. PPO 124

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A footpath from point A (Grid Reference ST 50229 66609), running in a south, south westerly direction for approximately 75 metres to point E (Grid Reference ST 50214 66536) at which point it will join footpath LA 2/44.

Also a footpath from point B (Grid Reference ST 50317 66518) running in a generally easterly direction for approximately 98 metres to point D (Grid Reference ST 50406 66516) both shown by a bold broken black line on Map No. PPO 124

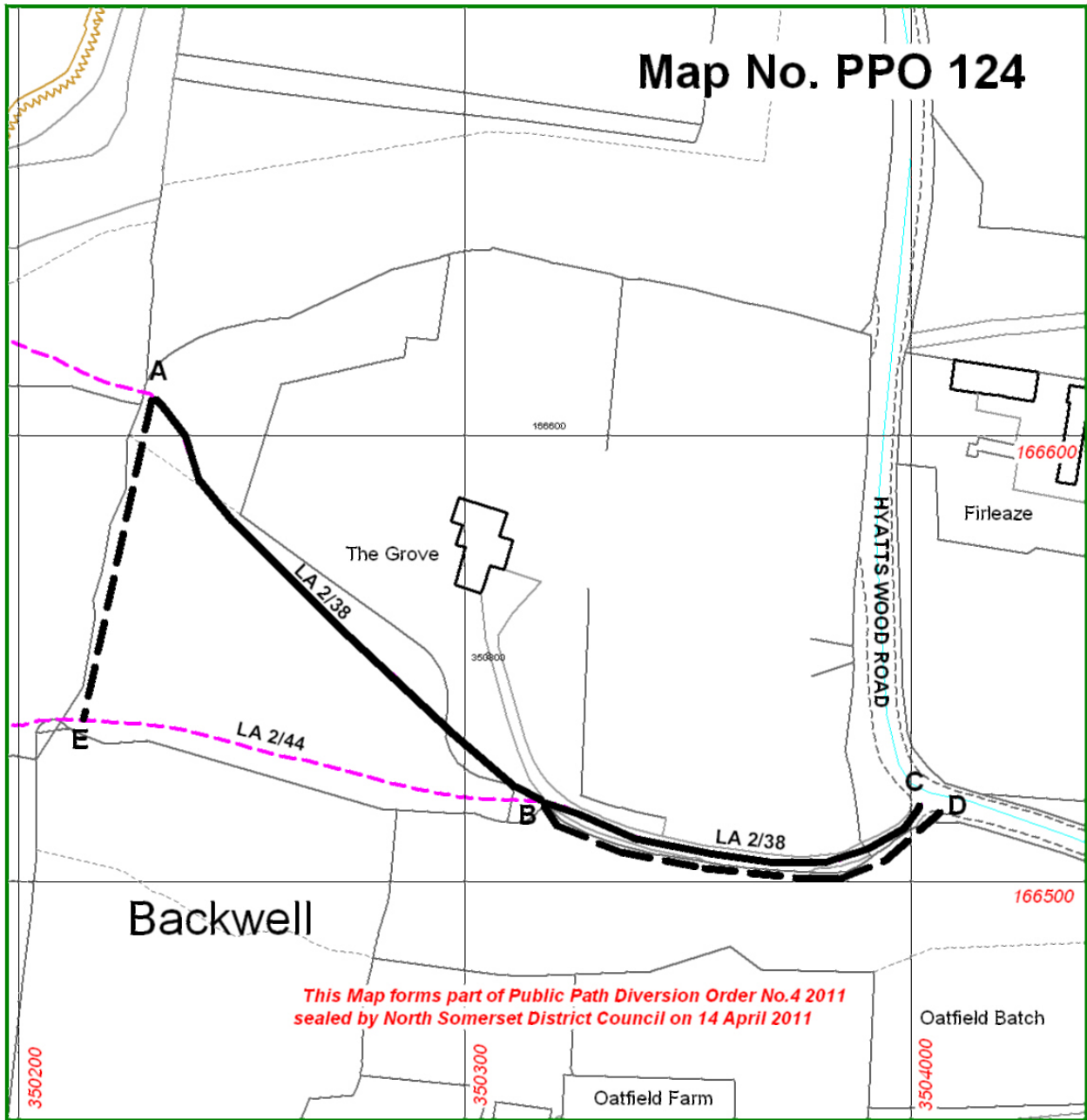
Both the new routes will be provided to a width of 2 metres

PART 3

LIMITATIONS AND CONDITIONS

Point B (Grid Reference ST 50317 66518)	Pedestrian Gate
Point D (Grid Reference ST 50406 66516)	Kissing Gate

The above gates are to be provided to comply with BS5709.2006 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.4 2011

Footpath LA 2/38, The Grove, Hyatts Wood Road, Backwell

North Somerset COUNCIL
 Development and Environment
 Public Rights of Way
 Streets and Open Spaces
 North Somerset Council
 Town Hall
 Walliscote Grove Road
 Weston super Mare
 BS23 1UJ
 Tel: 01834 888 802



Scale 1:1250
 NORTH
 Date 12 April 2011
 Grid Square ST 50 66
PATH TO BE DIVERTED
 Existing A-B and B-C
 Proposed A-E and B-D
 Connecting
 Footpaths
 Drawn by EB

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Given under the Common Seal of North Somerset District Council the
14th April 2011

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

**North Somerset District Council
Seal No 010890 was affixed here**

HEAD OF LEGAL AND DEMOCRATIC SERVICES