

**NOTICE OF MAKING OF AN ORDER**

**HIGHWAYS ACT 1980**

**NORTH SOMERSET DISTRICT COUNCIL**  
**(FOOTPATH LA 20/79, 50 CHARLTON DRIVE, WRAXALL AND FAILAND)**  
**PUBLIC PATH DIVERSION ORDER No. 10 2011**

The above Order, made on 19<sup>th</sup> May 2011, under section 119 of the Highways Act 1980, will divert that part of Public Footpath LA 20/79 in the Parish of Wraxall and Failand within the District of North Somerset as described below:

from a kissing gate at point A (Grid Reference ST 49469 72839) running initially in an easterly, then east south easterly and then north easterly direction for approximately 127 metres to point B (Grid Reference ST 49588 72854), as shown by a continuous bold line on the Order Map No. PPO 134;

to a footpath from a kissing gate at point A (Grid Reference ST 49469 72839) running in a southerly direction for approximately 25 metres to a pedestrian gate at point D (Grid Reference ST 49469 72814), then running in an easterly direction for approximately 121 metres to a kissing gate at point C (Grid Reference ST 49590 72820) and then running in a northerly direction for approximately 34 metres to point B (Grid Reference ST 49588 72854). The new path is shown by a bold broken line on the Order Map No. PPO 134 and will have 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 Reception desk, North Somerset Council Offices, Castlewood, Tickenham Road, Clevedon (opposite Clevedon Garages) from 9.00am to 4.30pm Mondays to Thursdays and 9.00am to 4.00pm on Fridays 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 Failand Post Office and Stores, 89 Clevedon Road, Failand, Wraxall, Bristol BS8 3UL, from 7.00am to 6.00pm Mondays to Saturdays and 8.00am to 12.00pm on Sundays.

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 **23rd June 2011** (quoting reference **PAP/PPO 134**). 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If no such representations or objections are duly made, or if any so made are withdrawn, North Somerset District Council may confirm the Order as an unopposed Order.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: 25th May 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> May 2011

**This is a copy of the Order which was made  
by North Somerset District Council on 19<sup>th</sup> May 2011**

Highways Act 1980  
Section 119

North Somerset District  
Council

Footpath LA 20/79  
50 Charlton Drive, Wraxall and Failand

Public Path Diversion Order  
No. 10 2011

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

**PUBLIC PATH DIVERSION ORDER**

**HIGHWAYS ACT 1980**

**NORTH SOMERSET DISTRICT COUNCIL**

**(FOOTPATH LA 20/79, 50 CHARLTON DRIVE, WRAXALL AND FAILAND)**

**PUBLIC PATH DIVERSION ORDER No. 10 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 the Order it is expedient that the line of the path should be diverted.

The applicants have agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

BY THIS ORDER:

1. The public right of way over the land situated at 50 Charlton Drive, Wraxall and Failand and shown by a bold continuous line on the Map No. PPO 134 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 situated at 50 Charlton Drive, Wraxall and Failand described in Part 2 of the Schedule and shown by a bold broken line on the Map No. PPO 134 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 20/79 in the Parish of Wraxall and Failand within the District of North Somerset, from a kissing gate at point A (Grid Reference ST 49469 72839) running initially in an easterly, then east south easterly and then north easterly direction for approximately 127 metres to point B (Grid Reference ST 49588 72854), as shown by a continuous bold line on Map No. PPO 134.

### **PART 2**

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

A footpath from kissing gate at point A (Grid Reference ST 49469 72839) running in a southerly direction for approximately 25 metres to a pedestrian gate at point D (Grid Reference ST 49469 72814), then running in an easterly direction for approximately 121 metres to a kissing gate at point C (Grid Reference ST 49590 72820) and then running in a northerly direction for approximately 34 metres to point B (Grid Reference ST 49588 72854). The new path is shown by a bold broken line on Map No. PPO 134 and will have a width of 2 metres.

### **PART 3**

#### **LIMITATIONS AND CONDITIONS**

Point A (Grid Reference ST 49469 72839)	Kissing Gate
Point C (Grid Reference ST 49590 72820)	Kissing Gate
Point D (Grid Reference ST 49469 72814)	Pedestrian Gate

The kissing gates and pedestrian gate 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.

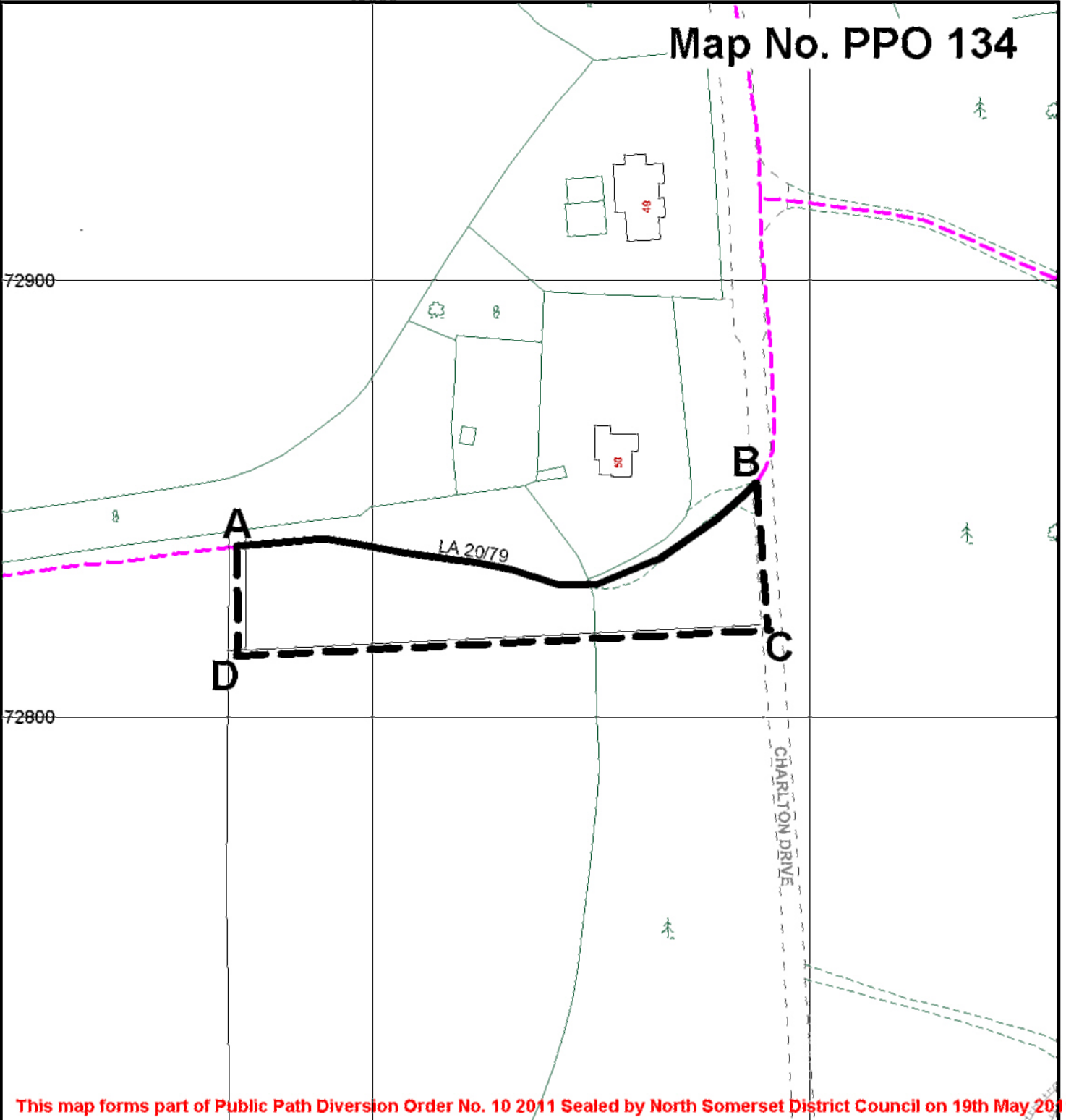
49500

49600

# Map No. PPO 134

72900

72800



This map forms part of Public Path Diversion Order No. 10 2011 Sealed by North Somerset District Council on 19th May 2011

Highways Act 1980 - Section 119 North Somerset District Council

## Public Path Diversion Order No. 10 2011

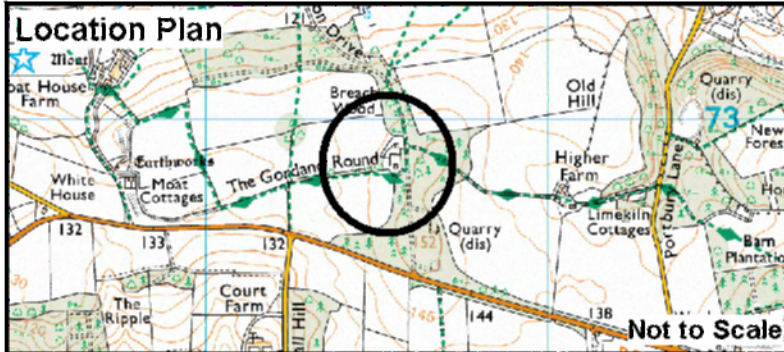
Footpath LA 20/79, 50 Charlton Drive, Wraxall and Failand



### Development & Environment

Public Rights of Way  
 Streets and Open Spaces  
 North Somerset Council  
 Town Hall  
 Walliscote Grove Road  
 Weston-super-Mare  
 BS23 1UW

Tel: 01834 888 802



Scale 1:1250



Date 19 May 2011

Grid Square ST 4972

Drawn by Penny Price

### PATH TO BE DIVERTED

Existing A-B

Proposed A-D-C-B

Connecting Paths

Not to Scale

Given under the Common Seal of North Somerset District Council the 19th day of  
May 2011

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

**North Somerset District Council  
Seal no. 010968 was affixed here**

HEAD OF LEGAL AND DEMOCRATIC SERVICES