

NOTICE OF CONFIRMATION OF AN ORDER

HIGHWAYS ACT 1980

NORTH SOMERSET DISTRICT COUNCIL
(PARTS OF FOOTPATHS AX 14/24 AND AX 14/26,
CHURCHILL ACADEMY SCHOOL, CHURCHILL GREEN, CHURCHILL)
PUBLIC PATH DIVERSION ORDER NO. 5 2018

On 15th February 2019 North Somerset Council confirmed the above Order, made under section 119 of the Highways Act 1980. The effect of the Order as confirmed is to divert parts of Public Footpaths AX 14/24 and AX 14/26 in Churchill Parish, within the District of North Somerset as described below:

Public Footpath AX 14/24 *from* point A (grid ref. ST 43329 60240), running in a south easterly, then east, south easterly direction to point B (ST 43458 60153); *to* a footpath from point A (ST 43329 60240), running in a south, south easterly direction to point C (ST 43355 60133) and then a generally south, south westerly direction, to point D (ST 43324 60077);

Public Footpath AX 14/26 *from* point E (ST 43571 60257), running in a south westerly direction to point F (ST 43484 60173); *to* a footpath from point G (ST 43565 60273), running in a south westerly direction to point H (ST 43491 60204), then running in a south, south westerly direction to point F (ST 43484 60173);

Public Footpath AX 14/26 *from* point I (ST 43451 60146), running in a west, south westerly direction to point D (ST 43324 60077); *to* a footpath from point I (ST 43451 60146) running in a north westerly direction to point J (ST 43403 60183) then running in a south westerly direction to point C (ST 43355 60133).

The diversions are shown on the Order Map No. PPO 172. The three diverted sections have a grassed surface and have a width of 2 metres.

Copies of the confirmed Order and Order map have been placed and may be seen free of charge at the Reception of North Somerset Council Offices, Weston-super-Mare from 9.00am to 4.30pm (4.00pm on Fridays), or may be viewed on the Council's Web site (at the address: www.n-somerset.gov.uk/notices). Copies are also available for inspection at Churchill Post Office, Front Street, Churchill, BS25 5NG during normal opening hours. A copy can be obtained from North Somerset Council at the price of £6.60 if collected, £7.90 if posted out.

The Order comes into force on 15th March 2019 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 21st February 2019, make an application to the High Court.

Dated: 21st February 2019

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

Colin Medus
Head of Highways and Transport



Date: 28th September 2018

**Highways Act 1980
Section 119**

North Somerset District Council

**(Parts of Footpaths
AX 14/24 and AX 14/26,
Churchill Academy School,
Churchill Green, Churchill)**

**Public Path Diversion Order
No. 5 2018**

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

Ref: PPO 172

HIGHWAYS ACT 1980

NORTH SOMERSET DISTRICT COUNCIL

**(PARTS OF FOOTPATHS AX 14/24 AND AX 14/26,
CHURCHILL ACADEMY SCHOOL,
CHURCHILL GREEN, CHURCHILL)**

PUBLIC PATH DIVERSION ORDER NO. 5 2018

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 owners of the land crossed by the footpaths described in paragraph 1 of the order and of the public it is expedient that the lines of the paths should be diverted.

The applicant has 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 paths into a fit condition for use by the public.

BY THIS ORDER:

1. The public rights of way over the land situated at Churchill Academy School, Churchill Green, Churchill and shown by bold continuous lines on the Map No. PPO 172 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 highways mentioned in Part 2 of the Schedule into a fit condition for use by the public.
2. Notwithstanding this order Openreach 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 footpaths are diverted.
3. There shall at the end of 28 days from the date of confirmation of this order be public footpaths over the land situated at Churchill Academy School, Churchill Green, Churchill described in Part 2 of the Schedule and shown by bold broken lines on the Map No. PPO 172 attached to this order.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATHS OR WAYS

Public Footpath AX 14/24

That part of footpath AX 14/24 in the Parish of Churchill, from point A (grid reference ST 43329 60240), running in a south easterly, then east, south easterly direction for approximately 158 metres to point B (grid reference ST 43458 60153), as shown by a bold continuous line on the attached Map No. PPO 172.

Public Footpath AX 14/26

That part of footpath AX 14/26, in the Parish of Churchill, from point E (grid reference ST 43571 60257), running in a south westerly direction for approximately 121 metres to point F (grid reference ST 43484 60173), as shown by a bold continuous line on the attached Map No. PPO 172.

Public Footpath AX 14/26

That part of footpath AX 14/26, in the Parish of Churchill, from point I (grid reference ST 43451 60146), running in a west, south westerly direction for approximately 145 metres to point D (grid reference ST 43324 60077), as shown by a bold continuous line on the attached Map No. PPO 172.

PART 2

DESCRIPTION OF SITE OF NEW PATHS OR WAYS

Public Footpath AX 14/24

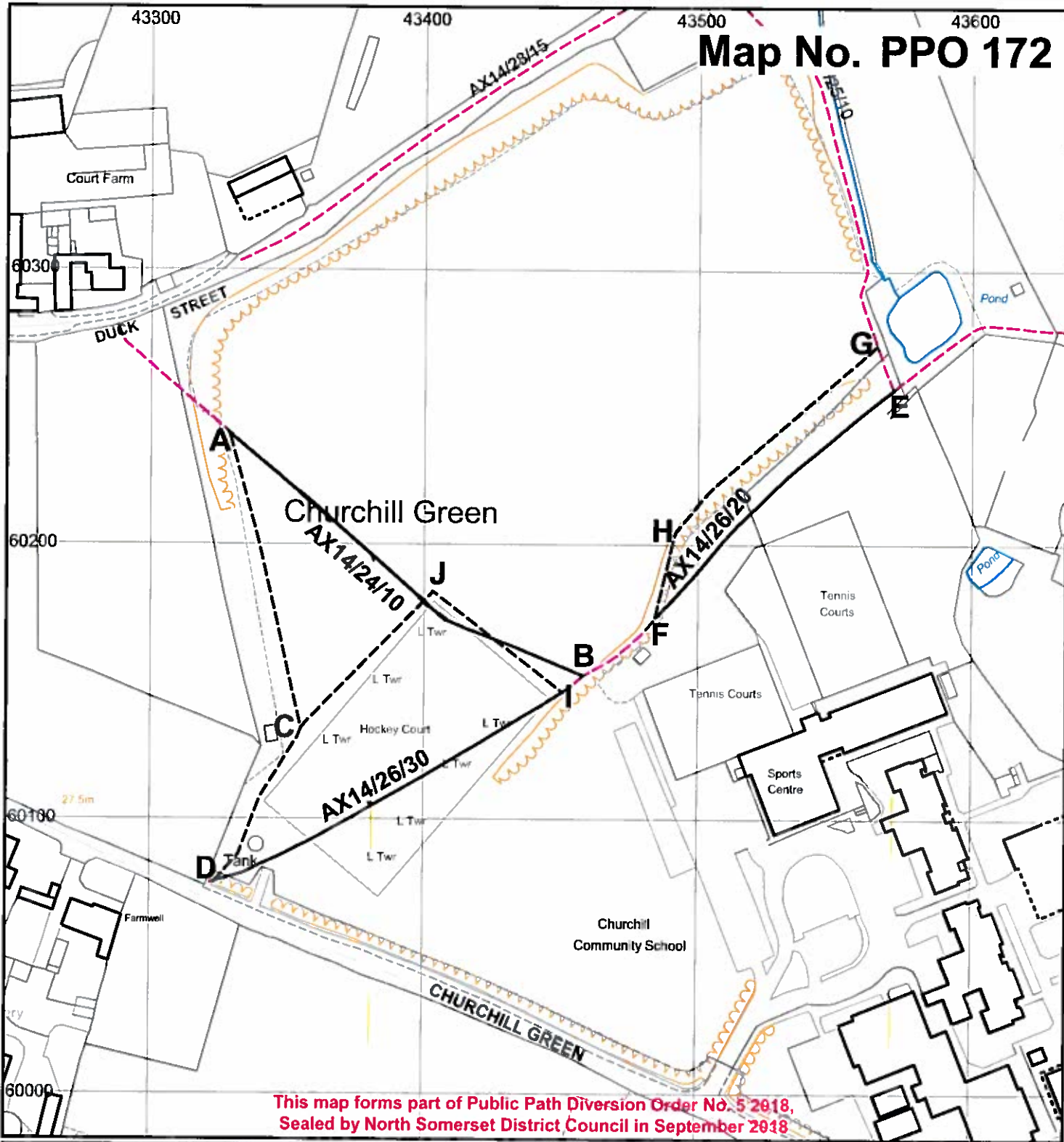
A footpath from point A (grid reference ST 43329 60240), running in a south, south easterly direction for approximately 111 metres to point C (grid reference ST 43355 60133) and then a generally south, south westerly direction for approximately 64 metres, to point D (grid reference ST 43324 60077), as shown by bold broken lines on the attached Map No. PPO 172. The path will have a grassed surface and a width of 2 metres.

Public Footpath AX 14/26

A footpath from point G (grid reference ST 43565 60273), running in a south westerly direction for approximately 100 metres to point H (grid reference ST 43491 60204), then running in a south, south westerly direction for approximately 32 metres to point F (grid reference ST 43484 60173), as shown by bold broken lines on the attached Map No. PPO 172. The path will have a grassed surface and a width of 2 metres.

Public Footpath AX 14/26

A footpath from point I (grid reference ST 43451 60146) running in a north westerly direction for approximately 60 metres to point J (grid reference ST 43403 60183) then running in a south westerly direction for approximately 69 metres to point C (grid reference ST 43355 60133), as shown by bold broken lines on the attached Map No. PPO 172. The path will have a grassed surface and a width of 2 metres.



This map forms part of Public Path Diversion Order No. 5 2018, Sealed by North Somerset District Council in September 2018

Highways Act 1980 - Section 119 North Somerset District Council

Public Path Diversion Order No. 5 2018

Parts of Public Footpaths AX 14/24 and AX 14/26,
Churchill Academy School, Churchill Green, Churchill

Scale 1:2000



Development & Environment

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

Tel: 01934 888 802

Location Plan



Not to Scale

Date 27 September 2018

Grid Square ST4360

Drawn by Penny Price

PATHS TO BE DIVERTED

Existing —————
(A-B, E-F and I-D)

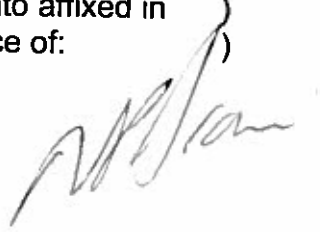
Proposed - - - - -
(A-C-D, G-H-F and I-J-C)

Connecting Paths - - - - -

Given under the Common Seal of North Somerset District Council the 28th day of September 2018.

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

13855

A handwritten signature in black ink, appearing to be 'A. J. ...', written over the closing parenthesis of the text block.

HEAD OF LEGAL AND DEMOCRATIC SERVICES

North Somerset District Council)
hereby confirms the foregoing)
Order as an unopposed Order)
this 15th day of February 2019)

13508

A handwritten signature in black ink, appearing to be 'M. P. H. A.', written in a cursive style.

HEAD OF LEGAL AND DEMOCRATIC SERVICES