

**PUBLIC PATH STOPPING UP AND DEFINITIVE MAP AND STATEMENT MODIFICATION
ORDER**

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53(A)(2)

**WILTSHIRE COUNCIL BOROUGH OF MARLBOROUGH PATH NO. 26 (PART) STOPPING UP
ORDER AND DEFINITIVE MAP MODIFICATION ORDER 2014**

This order is made by Wiltshire Council under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to stop up the footpath to which this order relates in order to enable development to be carried out in accordance with planning permission granted under part III of the Town and Country Planning Act 1990 namely the redevelopment of the garage to accommodate 6 new dwellings and conversion of a grade II listed cottage to accommodate 4 dwellings at Bridge Garage, Marlborough.

This order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Borough of Marlborough Definitive Map and Statement dated 1953 as modified under the Wildlife and Countryside Act 1981 require modification in consequence of the occurrence of an event specified in section 53(3)(a)(i) of the 1981 Act, namely, the stopping up (as authorised by this Order) of a highway hitherto shown or required to be shown in the map and statement.

BY THIS ORDER:

1. The footpath over the land shown by a bold black line on the attached map and described in Part 1 of the Schedule to this order ("the schedule") shall be stopped up and the Borough of Marlborough Definitive Map and Statement dated 1953 as modified by the Wildlife and Countryside Act 1981 shall be modified as provided below.
2. The stopping up of the footpath shall have effect on the confirmation of this order.
3. Where immediately before the date on which the footpath is stopped up there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

PART 1

Description of site of existing path or way

That length of footpath Marlborough no. 26 as shown on the attached map by a continuous black line starting at point A leading south south east to point B.

Width 10 feet. Approximate length 55 metres

PART 2

Modification of Definitive Statement

Variation of particulars of path or way

Parish	Path No	Description	Modified under Wildlife and Countryside Act 1981
Marlborough	26	<u>FOOTPATH</u> From the northern bank of the River Kennet leading south to George Lane, B.3052, east of the Roman Catholic Church. Width 3.1 metres Approximate length 64 metres	53(3)(a)(i)

THE COMMON SEAL OF }

THE WILTSHIRE COUNCIL }

Was hereunto affixed this }

5th day of August 2014 }

In the presence of: -



Principal Solicitor



80028

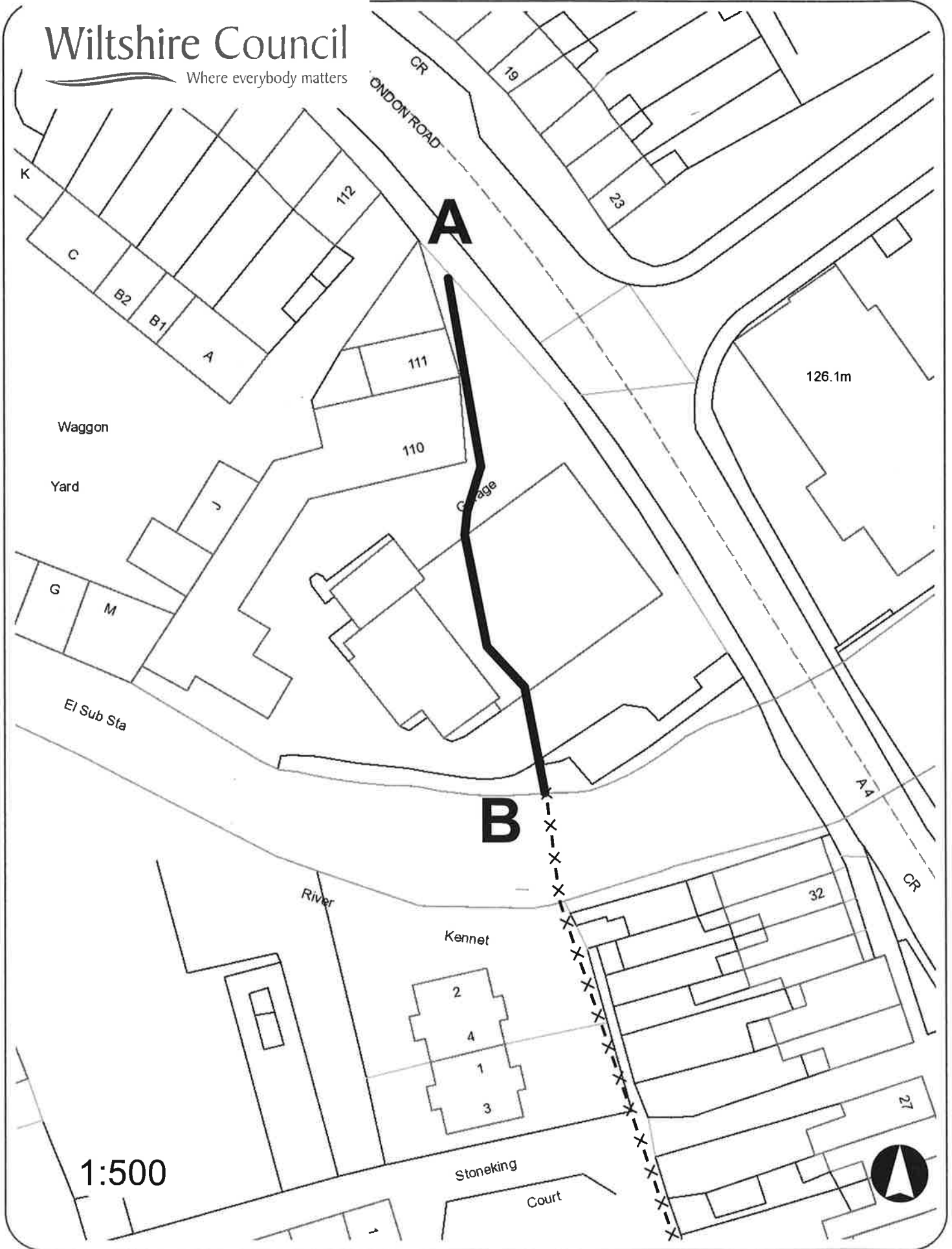
Marlborough 26 (part) Order Plan

Path to be extinguished **A**  **B**

Unaffected footpath 

Wiltshire Council

Where everybody matters



1:500