

WILDLIFE AND COUNTRYSIDE ACT 1981**THE DEFINITIVE MAP AND STATEMENT FOR THE MARLBOROUGH AND RAMSBURY RURAL DISTRICT COUNCIL AREA DATED 1952 AND THE PEWSEY RURAL DISTRICT COUNCIL AREA DATED 1952 AS MODIFIED UNDER THE PROVISIONS OF THE WILDLIFE AND COUNTRYSIDE ACT 1981****THE WILTSHIRE COUNCIL GRAFTON 29(PART), 29A, 30 AND 31, BURBAGE 1 (PART) AND COLLINGBOURNE KINGSTON 34 DEFINITIVE MAP MODIFICATION ORDER 2019**

This order is made by Wiltshire Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the Definitive Map and Statement for the Marlborough and Ramsbury Rural District Council area dated 1952 and the Pewsey Rural District Council area dated 1952 as modified under the provisions of the Wildlife and Countryside Act 1981 require modification in consequence of the occurrence of events specified in section 53(3)(c)(i), (ii) & (iii) of the Act, namely the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows –

- (i) that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic;
- (ii) that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description;
- (iii) that there is no public right of way over land shown in the map and statement as a highway of any description, or any other particulars contained in the map and statement require modification.

The Authority have consulted with every local authority whose area includes the land to which this order relates.

The Wiltshire Council hereby order that:

1. For the purposes of this Order the relevant date is the 14th November 2019
2. The Definitive Map and Statement for the Marlborough and Ramsbury Rural District Council area dated 1952 and the Pewsey Rural District Council Area dated 1952 as modified under the provisions of the Wildlife and Countryside Act 1981 shall be modified as described in Parts I and II of the Schedule and shown on the plan attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the Wiltshire Council Grafton 29 (part), 29A, 30 and 31, Burbage 1 (part) and Collingbourne Kingston 34 Definitive Map Modification Order

THE COMMON SEAL of
WILTSHIRE COUNCIL was
hereunto affixed this 6th day
of December 2019

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90988

in the presence of:

Senior Solicitor

A handwritten signature in black ink, appearing to read 'Helen Chandler'.

HELEN CHANDLER

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SCHEDULE

PART I

MODIFICATION OF DEFINITIVE MAP

Parish	Path No	Description of path or way to be upgraded	Modified under Section 53(3) as specified
Grafton	29 part	Length of restricted byway shown by a broken green line leading between points B and C2 on the plan attached hereto. Width from B to C2 = 12. 2 metres (40 feet) Approximate length 670 metres	53(3)(c)(ii) & (iii)
Grafton	31	Length of restricted byway shown by a broken green line leading between points A and B on the plan attached hereto. Width A to B = 12.2 metres (40 feet) Approximate length 460 metres	53(3)(c)(ii) & (iii)
Grafton	30	Length of restricted byway shown by a broken green line leading between points D2 and E on the plan attached hereto. Width D2 to E = 12.2 metres (40 feet) Approximate length 280 metres	53(3)(c)(ii) & (iii)
Collingbourne Kingston	34	Length of restricted byway shown by a broken green line leading between points E and F on the plan attached hereto. Width E to F = 6.1 metres (20 feet) Approximate length 800 metres	53(3)(c)(ii) & (iii)
Parish	Path No	Description of path or way to be added	Modified under Section 53(3) as specified
Grafton	29A	Length of restricted byway shown by a broken green line leading between points C2 and D2 on the plan attached hereto. Width C2 to D2 = 12.2 metres (40 feet)	53(3)(c)(i) & (iii)

Approximate length 1300 metres

SCHEDULE

PART I continued

MODIFICATION OF DEFINITIVE MAP

Parish	Path No	Description of path or way to be deleted	Modified under Section 53(3) as specified
Burbage	1 part	Length of bridleway shown by a continuous green line between points C1 and D1 on the plan attached hereto. Width from C1 to D1 = 9.2 metres (30 feet) Approximate length 1300 metres	53(3)(c)(iii)

SCHEDULE

PART II

MODIFICATION OF DEFINITIVE STATEMENT

Parish	Path No	Description of path	Modified under Section 53(3) as specified
Grafton	29	FOOTPATH from the junction of paths 28 and 17 at West Grafton south east of Kinwardstone leading broadly south south west to its junction with path 31 where: RESTRICTED BYWAY continuing south south west along the Parish Boundary to its junction with path 29A. Width of restricted byway section = 12.2 metres (40 feet) Approximate length 1140 metres	53(3)(c)(ii) & (iii)
Grafton	29A	RESTRICTED BYWAY Southgrove Lane From path 29 leading south and south south west along the parish boundary to its junction with path no 30. Width = 12.2 metres (40 feet) Approximate length 1300 metres	53(3)(c)(i) & (iii)

SCHEDULE

PART II continued

MODIFICATION OF DEFINITIVE STATEMENT

Parish	Path No	Description of path	Modified under Section 53(3) as specified
Grafton	31	RESTRICTED BYWAY from the southern end of road u/c 5121 at West Grafton Farm leading south west and west north west to path 29. Width = 12.2 metres (40 feet) Approximate length 460 metres	53(3)(c)(ii) & (iii)
Grafton	30	RESTRICTED BYWAY from the southern end of path no 29A south of Southgrove Copse and east of the River Bourne, leading south east along the Collingbourne Kingston Parish Boundary until it turns south west into Collingbourne Kingston (west of the former railway) and its junction with Collingbourne Kingston path no 34. Width = 12.2 metres (40 feet) Approximate length 280 metres	53(3)(c)(ii) & (iii)
Burbage	1	BRIDLEWAY from the Salisbury to Hungerford road, A.338, at Pall Mall, north of Marr Green, leading south east, south west and east to the Grafton parish boundary and its junction with Grafton paths no 29 and 29A. Width 9.2 metres (30 feet) Approximate length 1900 metres	53(3)(c)(iii)
Collingbourne Kingston	34	RESTRICTED BYWAY from Grafton path 30, west of the former railway, leading south west to the River Bourne then south and south east on the eastern side of the river to path 6A. Width 6.1 metres (20 feet) Approximate length 800 metres	53(3)(c)(ii) & (iii)

- Grafton 29(pt), 30 & 31, Burbage 1 and Collingbourne Kingston 34 Order Plan**
- Grafton 31 to be upgraded to restricted byway A** - - - - - B
 - Grafton 29 to be upgraded to restricted byway B** - - - - - C2
 - Grafton 29A to be added as restricted byway C2** - - - - - D2
 - Burbage 1 to be deleted** C1 ——— D1
 - Grafton 30 to be upgraded to restricted byway D2** - - - - - E
 - Collingbourne Kingston 34 to be upgraded to restricted byway** E - - - - - F

