

APPENDIX 2

PUBLIC PATH DIVERSION ORDER – BRIDLEWAY NO.26 EASTERTON

PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER HIGHWAYS ACT 1980 WILDLIFE AND COUNTRYSIDE ACT 1981 WILTSHIRE COUNCIL

THE WILTSHIRE COUNCIL (SHEET SU 05 NW) EASTERTON 26 DIVERSION ORDER 2011 AND DEFINITIVE MAP MODIFICATION ORDER NO.8, 2011

This Order is made by Wiltshire 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 bridleway described in paragraph 1 of this Order it is expedient that the line of the path should be diverted.

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 Devizes Rural District Council Area Definitive Map and Statement dated 1952 require modification in consequence of the occurrence of an event specified in Section 53(3)(a)(i) of the 1981 Act, namely, the diversion (as authorised by this Order) of a highway shown or required to be shown in the map and statement.

BY THIS ORDER:

1. The public right of way over the land situate at Easterton and shown by a bold continuous line on the map contained in this order and described in Part 1 of the Schedule to this Order shall be stopped up after 28 days from the date of confirmation of this Order, and thereupon the Devizes Rural District Council Area Definitive Map dated 1952 shall be modified by deleting from it that public right of way.
2. Notwithstanding this Order Scottish and Southern Energy and BT Openreach shall have the following rights over the land referred to in paragraph 1 namely:-

Where immediately before the date on which the bridleway is diverted there is apparatus under, in, on, over, along or across it belonging to these statutory undertakers for the purpose of carrying on their undertaking, these undertakers shall continue to have the same rights in respect of the apparatus as they then had.

3. There shall at the end of 28 days from the date of confirmation of this Order be a public bridleway over the land situate at Easterton described in Part 2 of the Schedule and shown by a bold continuous line with cross bars at intervals on the map contained in this Order, and thereupon the Devizes Rural District Council Area Definitive Map dated 1952 shall be modified by adding that path to it.

4. The Devizes Rural District Council Area Definitive Statement dated 1952 shall be modified as described in Part 3 of the Schedule to this Order.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

That length of bridleway as shown on the enclosed plan by a bold continuous line, from point A at OS Grid Reference SU 0258-5677, at its junction with Byway Open to All Traffic no.34 Urchfont, leading generally south-east for approximately 322 metres, then leading west-south-west for approximately 118 metres, before leading generally south-east for approximately 400 to point B at OS Grid Reference SU 0292-5614, at its junction with the road B3098.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

That length of bridleway as shown on the enclosed plan by a bold continuous line with cross bars at intervals, from point C at OS Grid Reference SU 0267-5678, at its junction with Byway Open to All Traffic no.34 Urchfont, leading south-east for approximately 270 metres, before leading east-north-east for approximately 12 metres and continuing in a south-easterly direction for approximately 370 metres to Point D at OS Grid Reference SU 0302-5624, at its junction with the road B3098, having a width of 4 metres.

PART 3

Modification of Definitive Statement

Variation of particulars of path or way

<u>Parish</u>	<u>Path No.</u>	<u>Modified Statement to read:-</u>	<u>Modified under Section 53(3) as specified</u>
Easterton	26	<u>BRIDLEWAY.</u> From its junction with Byway Open to All Traffic no.34 Urchfont, at OS Grid Reference SU 0267-5678, leading south-east for approximately 270 metres, then east-north-east for approximately 12 metres and then continuing in a south-	53(3)(a)(i)

easterly direction for approximately 370 metres to its junction with the B3098 road, at OS Grid Reference SU 0302-5624.

Approximate length: 652 metres.

Width: 4 metres.

THE COMMON SEAL OF }
THE WILTSHIRE COUNCIL }
Was hereunto affixed this }
4th Day of *October* 2011 }
In the presence of:

12394.



[Handwritten signature]

Principal Solicitor

