

Dorset County Council



**Public Path Diversion
and
Definitive Map and Statement Modification Order**

**Highways Act 1980
Wildlife and Countryside Act 1981**

**Dorset County Council (Footpath 16, Melcombe Horsey and
Footpath 26, Cheselbourne)
Public Path Diversion Order 2014**

This Order is made by Dorset County 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 footpaths described in paragraph 1 of this order it is expedient that the line of the paths 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 County of Dorset definitive map and statement 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

Mr Michael Metcalfe 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 path into a fit condition for use by the public.

West Dorset District Council, Melcombe Horsey Parish Council and Cheselbourne Parish Council have been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Melcombe Horsey and Cheselbourne 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 7 days from the date of confirmation of this order and thereupon the County of Dorset definitive map shall be modified by deleting from it that public right of way.
2. Notwithstanding this order Southern Gas Networks shall have the following rights over the land referred to in paragraph 1 namely: full and free access for purposes connected to the use and maintenance of their apparatus now existing under, over or on the land referred to in paragraph 1.
3. There shall at the end of 7 days from the date of confirmation of this order be a public footpath over the land situate at Cheselbourne described in Part 2 of the Schedule to this order and shown by a bold broken line on the map contained in this order and thereupon the County of Dorset definitive map shall be modified by adding that path to it.
4. The County of Dorset definitive statement shall be modified as described in Part 3 of the Schedule to this Order.

SCHEDULE

(The points specified relate to the map attached to the Order and their positions are identified by national grid references)

Part 1

Description of site of existing paths

Footpath 16, Melcombe Horsey in the West Dorset District:

- A – B From its junction with Footpath 25, Cheselbourne at the parish boundary at point A (ST 75150123) north north east then north west on the western and south western sides of the eastern and north eastern field boundary, then south west on the south eastern side of the north western field boundary to the parish boundary and continuing north north west into the next field, on the north eastern side of the south western field boundary, parallel with the parish boundary, then crossing west south west into the next field to its junction with Footpath 26, Cheselbourne, south east of Highdon House at point B (ST 74770146). Width: 1.5 metres.

Footpath 26, Cheselbourne in the West Dorset District:

- B – C From its junction with Footpath 16, Melcombe Horsey at the parish boundary, south east of Highdon House at point B (ST 74770146), south into a field, then west south west, on the southern side of the northern field boundary, to the south western corner of the field, continuing south south east then west to its junction with Bridleway 19, north north east of Nettlecombe Farm at point C (ST 74530137). Width: 1.5 metres.

Part 2

Description of site of new path

Footpath 26, Cheselbourne in the West Dorset District:

- A – D From its junction with Footpath 25 at the parish boundary, south east of Highdon House at point A (ST 75150123), west south west, on the southern side of the northern field boundary, parallel with the parish boundary for 210 metres, and continuing west south west along the field edge to its junction with Bridleway 19, south south east of Nettlecombe Farm at point D (ST 74560111). Width: 2 metres.

Part 3

**Modification of Definitive Statement
Variation of particulars of paths**

Footpath 16, Melcombe Horsey in the West Dorset District:

Delete:

From: ST 75150125 To: ST 74760145
From its junction with Footpath 25, Cheselbourne at the parish boundary crossing the stile into field OS 9930 and running northwards for 60 metres then west northwestwards along the northern boundary of that field for 375 metres then south westwards for 15 metres, through a gate into Field OS 7458 and skirting the north eastern corner of Field OS 7029 to the entrance to the field at the parish boundary at its junction with Footpath 26, Cheselbourne. Limitation: Gates at ST 74800142 & ST 74760145. Stile at ST 75150123. Width: 1.5 metres.

Footpath 26, Cheselbourne in the West Dorset District:

Delete:

From: ST 74760145 To: ST 74530138
From its junction with Footpath 16, Melcombe Horsey at the parish boundary, westwards along the northern boundary of field OS 7029 for 250 metres and southwards for 20 metres to its junction with Bridleway 19 at Nettlecombe Farm. Width 1.5 metres.

Add:

From: ST 75150123 To: ST 74560111
From its junction with Footpath 25 at the parish boundary, south east of Highdon House at ST 75150123, west south west on the southern side of the northern field boundary, parallel with the parish boundary for 210 metres, and continuing west south west along the field edge to its junction with Bridleway 19, south south east of Nettlecombe Farm at ST 74560111. Width: 2 metres.

Dated this 29TH day of AUGUST 2014

THE COMMON SEAL of THE
DORSET COUNTY COUNCIL
was affixed in the presence of:-

L. L. Hellow



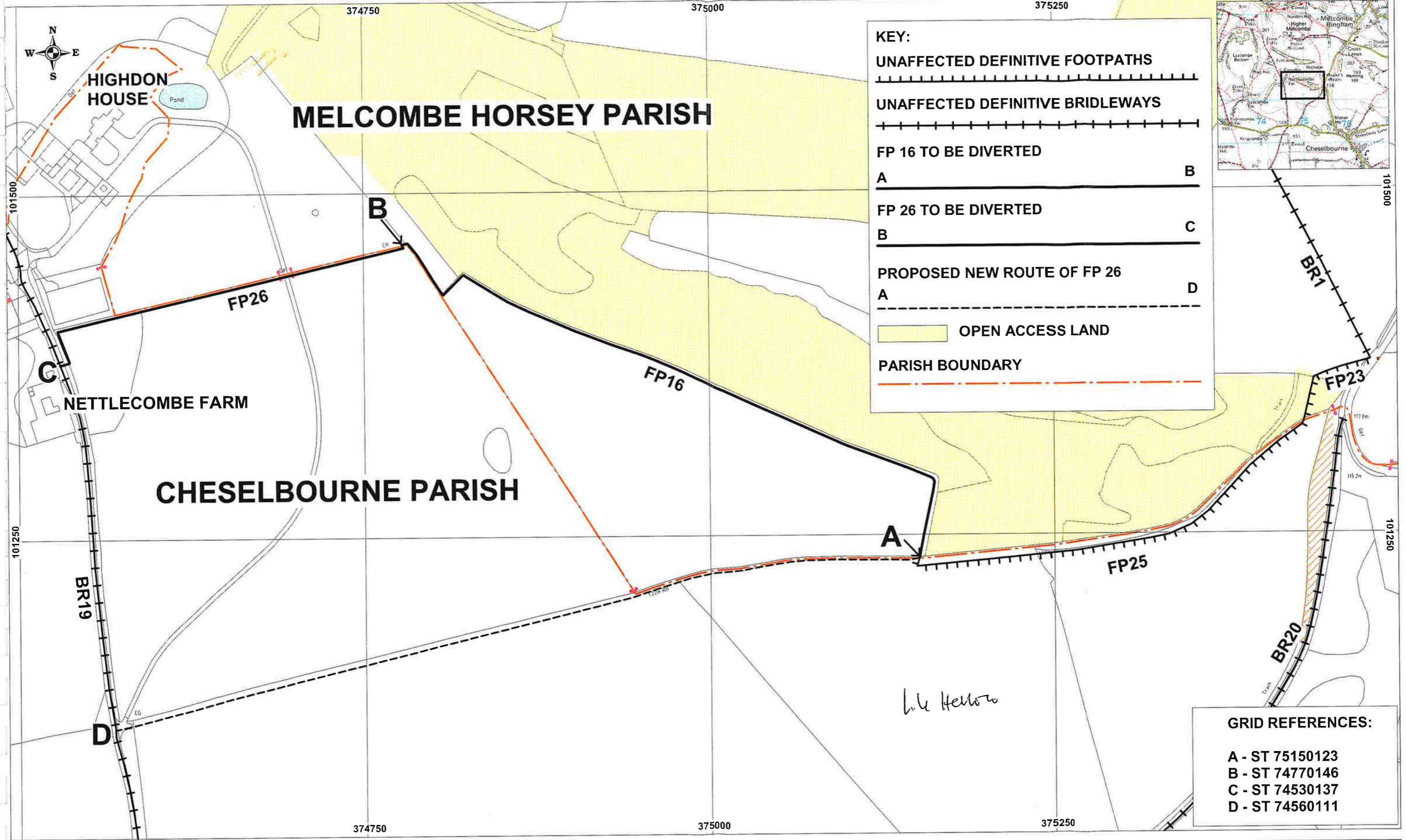
476/14

Authorised signatory

The foregoing order is hereby confirmed

A Spencer-Peet 13 FEB 2024

An Inspector appointed by The Secretary of
State for Environment, Food and
Rural Affairs



**SECTION 119, HIGHWAYS ACT 1980
 DORSET COUNTY COUNCIL (FOOTPATH 16, MELCOMBE HORSEY AND FOOTPATH 26,
 CHESELBOURNE) PUBLIC PATH DIVERSION ORDER 2014**

Ref: 13/34/2
 Date: 18/12/2013
 Scale 1:2500 at A3
 Drawn By: CAM
 Cent X: 374996
 Cent Y: 101336

GEOGRAPHICAL INFORMATION SYSTEMS

Dorset County Council

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