



**Dorset
Council**

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

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

**Dorset Council (Part of Footpath 30, Stalbridge at Hamwood Farm)
Public Path Diversion Order 2021**

This Order is made by Dorset 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 footpath 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 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.

Dorset Council has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and Mr Jeanes has agreed to defray the cost of any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

Stalbridge Town Council has 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 Hamwood Farm, Stalbridge 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 or on the date which Dorset Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 of the Schedule to this Order into a fit condition for use by the public, whichever is the later and thereupon the County of Dorset definitive map shall be modified by deleting from it that public right of way.
2. Notwithstanding this Order, where immediately before the date on which the path is diverted in pursuance of this Order, there is apparatus under, in, on, over, along or across the path belonging to the statutory undertakers for the purpose of carrying out their undertaking then such undertakers shall continue to have the same rights in respect of their apparatus as they would have had if this Order had never been made.
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 Hamwood Farm, Stalbridge 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 rights conferred on the public under this Order shall be subject to the limitations and conditions set out in Part 3 of the Schedule to this Order
5. The County of Dorset definitive statement shall be modified as described in Part 4 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 path

Part of Footpath 30, Stalbridge:

- A – B The whole width of the path from the unaffected part of Footpath 30, at the southern field boundary at point A (ST 76181867), generally north across fields and through the farmyard and farm buildings, continuing north north east across fields to rejoin the unaffected part of Footpath 30, at its junction with Footpath 29, Stalbridge, in the north eastern corner of the field at point B (ST 76191930). (No recorded width).

Part 2

Description of site of new path

Part of Footpath 30, Stalbridge:

- A – C – D – E – From the unaffected part of Footpath 30 at the southern field
F – B boundary at point A (ST 76181867), north east crossing into the
 next field at point C (ST 76201869) and north east across the
 field to the eastern field boundary at point D (ST 76341882).
 Continue north north west along the edge of the field to point E
 (ST 76321888) then north north east crossing into the next field
 at point F (ST 76321889) and north north west across the field
 to rejoin the unaffected part of Footpath 30, at its junction with
 Footpath 29, Stalbridge, in the north eastern corner of the field
 at point B (ST 76191930). The width of this part of Footpath 30
 is 2 metres, except for 1.2 metres at point A (ST 76181867),
 point C (ST 76201869), point E (ST 76321888) and point F (ST
 76321889).

Part 3

Limitations and Conditions

All to BS5709:2018:

Point A	ST 76181867	Pedestrian gate
Point C	ST 76201869	Pedestrian gate
Point E	ST 76321888	Pedestrian gate
Point F	ST 76321889	2 Pedestrian gates

Part 4

Modification of Definitive Statement

Variation of particulars of path

Footpath 30, Stalbridge:

Delete:

From: 769179 To: 763194

Junction of Path Nos 31 and 32 at Gummershay Farm to Marnhull parish boundary Ham Lane.

Add:

From: ST 769179 To: ST 763194

Junction of Path Nos 31 and 32 at Gomershay Farm to the southern field boundary at ST 76181867, north east crossing into the next field at ST 76201869 and north east across the field to the eastern field boundary at ST 76341882. Continue north north west along the edge of the field to ST 76321888 then north north east crossing into the next field at ST 76321889 and north north west across the field to its junction with Footpath 29, Stalbridge, in the north eastern corner of the field at ST 76191930. Continue north east to Marnhull parish boundary Ham Lane. Width: 2 metres between ST 76181867 and ST 76191930, except for 1.2 metres at ST 76181867, ST 76201869, ST 76321888 and ST 76321889. Limitations: Pedestrian gates at ST 76181867, ST 76201869, ST 76321888 and ST 76321889 (all to BS5709:2018).

Dated this 9TH day of JULY 2021

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

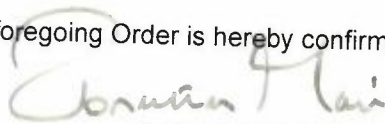


386/21

Authorised signatory

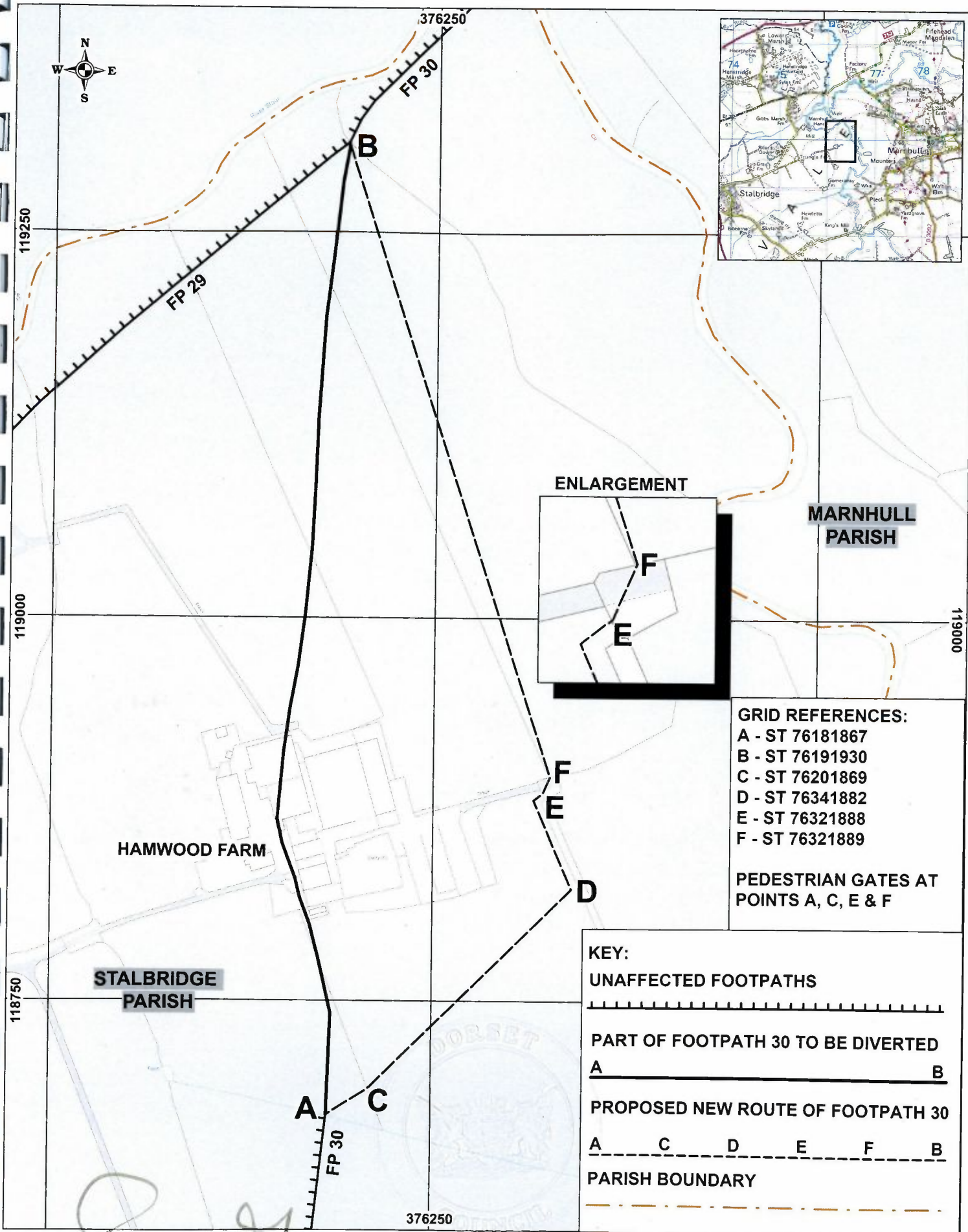


The foregoing Order is hereby confirmed unopposed



Authorised Signatory

Dated this 22ND day of OCTOBER 2021



DORSET COUNCIL (PART OF FOOTPATH 30, STALBRIDGE AT HAMWOOD FARM) PUBLIC PATH DIVERSION ORDER 2021

Ref: P217/21/1

Date: 09/02/2021

Scale 1:3200

Drawn By: KJS

Cent X: 376285

Cent Y: 118998



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