



**Dorset
Council**

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

**Town and Country Planning Act 1990, Section 257
Wildlife and Countryside Act 1981, Section 53A(2)**

**Dorset Council
(Public Footpath 24 (Part), 160, 161 (Part),
162 and Public Bridleway 21 (Part), Weymouth)
Public Path Diversion Order 2020**

This Order is made by Dorset Council ("The Authority") under section 257 of the Town and Country Planning Act 1990 ("The 1990 Act") because it is satisfied that it is necessary to divert the footpaths and bridleway 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 construction of 114 dwellings, including creation of new access, landscaping, associated public open space and associated works on land to the south of Louviers Road, Weymouth. (Application no. WP/17/00832).

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 hitherto shown or required to be shown in the map and statement.

BY THIS ORDER:

1. The footpaths and bridleway over the land shown by bold black lines on the attached map and described in Part 1 of the Schedule to this Order ("the Schedule") shall be diverted as provided below and the County of Dorset definitive map and statement shall be modified accordingly.
2. There shall be created to the reasonable satisfaction of Dorset Council alternative highways for use as replacements for the said footpaths and bridleway as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.
3. The diversion of the footpaths and bridleway shall have effect on the date on which Dorset Council certify that the terms of Article 2 above have been complied with and upon the occurrence of that diversion the County of Dorset definitive map and statement shall be modified accordingly.
4. The following works shall be carried out in relation to the highways described in Part 2 of the Schedule; namely the provision of:
 - (i) a footpath 2 metres wide with a tarmac surface between points A1, B, C, D and E1;
 - (ii) a footpath 2 metres wide with a tarmac surface between points E, E1, E2 and E3;
 - (iii) a footpath 2 metres wide with a compacted hoggins surface with treated timber edges between points E3, M and F;

- (iv) a footpath 2 metres wide with a compacted hoggin surface with treated timber edges between points M and M1;
- (v) a footpath 2 metres wide with a tarmac surface between points M1 and N;
- (vi) a footpath 2 metres wide with a herringbone block paving surface between points N and O;
- (vii) a footpath 2 metres wide with a tarmac surface between points O, P and P1;
- (viii) a footpath 2 metres wide with a herringbone block paving surface between points P1 and Q;
- (ix) a footpath 2 metres wide with a tarmac surface between points Q and Q1;
- (x) a footpath 2 metres wide with a well-drained grass surface between points Q1, R, S and T;
- (xi) a footpath 2 metres wide with a well-drained grass surface between points A and F;
- (xii) a bridleway 4 metres wide with a 3 metre wide compacted hoggin surface with treated timber edges and a grass surface either side of the hoggin between points A2 and A3;
- (xiii) a bridleway 4 metres wide with a tarmac surface with a stone chipping surface dressing between points A3 and A4;
- (xiv) a bridleway 4 metres wide with a 3 metre wide compacted hoggin surface with treated timber edges and a grass surface either side of the hoggin between points A4 and A5;
- (xv) a bridleway 4 metres wide with a tarmac surface with a stone chipping surface dressing between points A5 and A6;
- (xvi) a bridleway 4 metres wide with a 3 metre wide compacted hoggin surface with treated timber edges and a grass surface either side of the tarmac between points A6 and A1 and A;
- (xvii) a footpath 2 metres wide with a tarmac surface between points P and U;
- (xviii) a footpath 2 metres wide with a culvert with a grass surface between points U and V.

5. Persimmon Homes Limited is hereby required to pay for the cost of carrying out the said works.
6. Where immediately before the date on which the footpaths and bridleway are diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying out their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

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 or way

- A – E Footpath 162, Weymouth:
The whole length and width of public Footpath 162, Weymouth, running from point A (SY 68335 82547) in an east north easterly direction for 175 metres to point E (SY 68496 82612). Width to be diverted: 2 metres.
- T – G – H Part of Footpath 161, Weymouth:
– I – J – K That length and the whole width of public Footpath 161, Weymouth, running
– L – F from point T (SY 68498 82477) in a north easterly direction for 153 metres to point G (SY 68614 82579), then in an east south easterly direction for 32 metres to point H (SY 68644 82567), then in a southerly direction for 51 metres to point I (SY 68634 82517), then in a south westerly direction for 15 metres to point J (SY 68620 82510), then in a south south westerly direction for 24 metres to point K (SY 68612 82491), then in a south easterly turning south westerly direction for 44 metres to point L (SY 68613 82448), then continuing in a west north westerly direction for 127 metres re-joining Footpath 161 at point F (SY 68488 82468). Width to be diverted: 2 metres.
- E – F Part of Footpath 24, Weymouth:
That length and the whole width of public Footpath 24, Weymouth, running from point E (SY 68496 82612) south of Louviers Road, in a southerly direction for 148 metres to the junction of Footpath 161 at point F (SY 68488 82468).
- A2 – A Part of Bridleway 21, Weymouth:
That length and the whole width of public Bridleway 21, Weymouth, running from point A2 (SY 68411 82618) south of Louviers Road for 104 metres in a south westerly direction to point A (SY 68335 82547).
- X – F Footpath 160, Weymouth
That length and the whole width of public Footpath 160, Weymouth, running from its junction with Bridleway 21, south of Louviers Road at point X (SY 68428 82634) in a south easterly direction for 178 metres to its junction with Footpath 24 at point F (SY 68488 82468). Width to be diverted: 2 metres.

Part 2

Description of site of alternative highway

- A1 – B – C Footpath 162, Weymouth: A length of public footpath at a width of 2 metres
– D – E1 running from point A1 (SY 68352 82566) for 77 metres in an east north easterly direction to point B (SY 68426 82586), then in a generally northerly direction for 7 metres to point C (SY 68424 82592) then in a generally easterly turning northerly direction for 57 metres to point D (SY 68478 82603) and then in an east south easterly direction for 12 metres to Footpath 24 at point E1 (SY 68489 82601).

- M – M1 – Footpath 161, Weymouth: A length of public footpath at a width of 2 metres
 N – O – P running from point M (SY 68485 82535) on Footpath 24 in a generally east
 – P1 – Q – north easterly direction for 18 metres to point M1 (SY 68500 82543), then
 Q1 – R – S continuing in a generally easterly direction for 35 metres to point N (SY 68535
 – T 82538), then in a generally northerly direction for 7 metres to point O (SY
 68536 82545) then in a generally easterly direction for 65 metres to point P
 (SY 68600 82536), then in a south easterly direction for 5 metres to point P1
 (SY 68603 82532), then turning in an east south easterly direction for 26
 metres to point Q (SY 68628 82525), then in a south easterly turning
 southerly direction for 10 metres to point Q1 (SY 68630 82516) then in a
 southerly direction for 21 metres to point R (SY 68627 82496), then in a south
 westerly direction for 57 metres to point S (SY 68583 82460) then in a
 westerly direction for 86 metres to Footpath 161 at point T (SY 68498 82477).
- E – E1 – Footpath 24, Weymouth: A length of public footpath at a width of 2 metres
 E2 – E3 – running from point E (SY 68496 82612) south of Louviers Road, in a south
 M – F south westerly direction for 12 metres to point E1 (SY 68489 82601) then
 continuing in a south south westerly direction for 12 metres to point E2 (SY
 68484 82591) then in a southerly direction for 36 metres to point E3 (SY
 68485 82555) then in a southerly direction for 20 metres to point M (SY
 68485 82535) and then continuing in a southerly direction for 67 metres to
 Footpath 161 at point F (SY 68488 82468).
- V – U – P Footpath 163, Weymouth: A length of public footpath at a width of 2 metres
 running from point V (SY 68594 82592) on Bridleway 21, in a southerly
 direction for 9 metres to point U (SY 68592 82583) then in a south easterly
 turning southerly direction for 54 metres to point P (SY 68600 82536).
- A – F Footpath 160, Weymouth: A length of public footpath at a width of 2 metres
 running from Bridleway 21 at point A (SY 68335 82547) in an east south
 easterly direction for 179 metres to Footpath 24 at point F (SY 68488 82468).
- A2 – A3 – Bridleway 21, Weymouth: A length of public bridleway at a width of 4 metres
 A4 – A5 – running from point A2 (SY 68411 82618) in a south westerly direction for 12
 A6 – A1 – metres to point A3 (SY 68402 82611), then in a south westerly direction for 5
 A metres to point A4 (SY 68399 82608), then in a south westerly direction for 51
 metres to point A5 (SY 68360 82574), then in a south westerly direction for 8
 metres to point A6 (SY 68354 82568), then in a south westerly direction for 3
 metres to point A1 (SY 68352 82566) then continuing in south westerly
 direction for 28 metres to point A (SY 68335 82547).

Part 3

Modification of Definitive Statement Variation of particulars of path or way

Footpath 162, Weymouth:

Delete:

From: SY 6849 8261 To: SY 6833 8254

From its junction with Footpath 24 south of Louviers Road at SY68498261, south west
 across Lines Field to its junction with Bridleway 21 at SY68338254.

Add:

From: SY 68352 82566 To: SY 68489 82601

A length of public footpath at a width of 2 metres running from SY 68352 82566 for 77 metres in an east north easterly direction to SY 68426 82586, then in a generally northerly direction for 7 metres to SY 68424 82592 then in a generally easterly turning northerly direction for 57 metres to SY 68478 82603 and then in an east south easterly direction for 12 metres to Footpath 24 at SY 68489 82601.

Footpath 161, Weymouth:**Delete:**

From: SY 68488246 To: SY 68488246

From its junction with Footpath 24 and Footpath 160 at SY 68488246 north east across Lines Field to SY 68618257 then south south west to SY 68648256, then south south west to SY 68638251, then generally south west then south east to SY 68618244, continuing west north west to SY 68488246.

Add:

From: SY 68485 82535 To: SY 68488 82468

A length of public footpath running from SY 68485 82535 on Footpath 24 in a generally easterly direction for 18 metres to SY 68500 82543, then continuing in a generally easterly direction for 35 metres to SY 68535 82538, then in a generally northerly direction for 7 metres to SY 68536 82545 then in a generally easterly direction for 65 metres to SY 68600 82536, then in a south easterly direction for 5 metres to SY 68603 82532, then turning in an east south easterly direction for 26 metres to SY 68628 82525, then in a south easterly turning southerly direction for 10 metres to SY 68630 82516 then in a southerly direction for 21 metres to SY 68627 82496, then in a south westerly direction for 57 metres to SY 68583 82460 then in a westerly direction for 86 metres to SY 68498 82477 then south west to junction with Footpath 24 and Footpath 160 at SY 68488 82468. Width SY 68485 82535 - SY 68498 82477 is 2 metres.

Footpath 163, Weymouth:**Add:**

From: SY 68594 82592 To: SY 68600 82536

A length of public footpath at a width of 2 metres running from SY 68594 82592 on Bridleway 21, in a southerly direction for 9 metres to SY 68592 82583 then in a south easterly turning southerly direction for 54 metres to SY 68600 82536.

Footpath 24, Weymouth:**Delete:**

From: 685825 To: 685819

Junction of Path 21 (Nr Littlemoor Road) southwards to Southdown Dairy.

Add:

From: SY 68496 82612 To: SY 68570 81923

A length of public footpath running from SY 68496 82612 south of Louviers Road, in a south south westerly direction for 12 metres to SY 68489 82601 then continuing in a south south westerly direction for 12 metres to SY 68484 82591 then in a southerly direction for 36 metres to SY 68485 82555 then in a southerly direction for 20 metres to SY 68485 82535 and then continuing in a southerly direction for 67 metres to SY 68488 82468 and then southwards to Southdown Dairy at its junction with Footpath 34 at SY 68570 81923. Width SY 68496 82612 - SY 68488 82468 is 2 metres.

Bridleway 21, Weymouth:

Delete:

From: SY 68728297 To: SY 67378325

Littlemoor Road, in a southerly direction to SY 6864 8258, then in a north westerly direction to SY 68438263, then south west to its junction with Bridleway 33, then north westwards to its junction with Bridleway 145 on the eastern side of the Weymouth Relief Road. Width SY 68728297 - SY 68648258 - SY 68438263 is 2.5 metres.

Add:

From: SY 68728297 To: SY 67378325

Littlemoor Road, in a southerly direction to SY 6864 8258, then in a north westerly direction to SY 6843 8263, then south west to SY 68411 82618 continuing in a south westerly direction for 12 metres to SY 68402 82611, then in a south westerly direction for 5 metres to SY 68399 82608, then in a south westerly direction for 51 metres to SY 68360 82574, then in a south westerly direction for 8 metres to SY 68354 82568, then in a south westerly direction for 3 metres to SY 68352 82566 then continuing in south westerly direction for 28 metres to SY 68335 82547 and continuing to its junction with Bridleway 33, then north westwards to its junction with Bridleway 145 on the eastern side of the Weymouth Relief Road. Width SY 68728297 - SY 68648258 - SY 68438263 is 2.5 metres. Width SY 68411 82618 - SY 68335 82547 is 4 metres.

Footpath 160, Weymouth:

Delete:

From: SY 68428263 To: SY 68488246

From its junction with Bridleway 21 south of Louviers Road at SY 68428263, south east across Lines Field to its junction with Footpath 24 at SY 68488246.

Add:

From: SY 68335 82547 To: SY 68488 82468

A length of public footpath at a width of 2 metres running from Bridleway 21 at SY 68335 82547 in an east south easterly direction for 179 metres to Footpath 24 at SY 68488 82468.

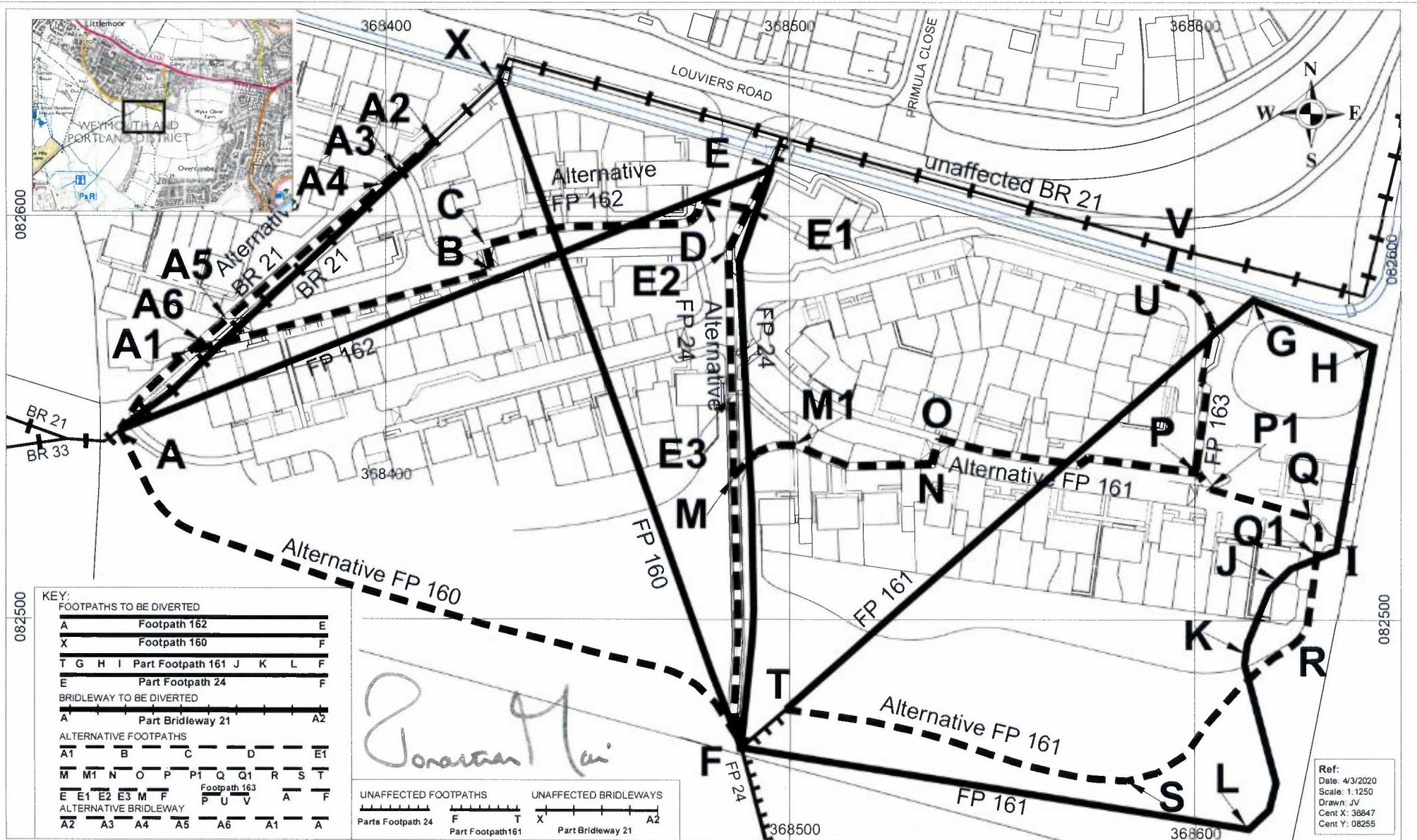
Dated this 26th day of JUNE 2020

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



278/20

Authorised signatory



**PUBLIC PATH DIVERSION ORDER AND DEFINITIVE MAP
AND STATEMENT MODIFICATION ORDER**

TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257
 WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53A(2)
 DORSET COUNCIL (PUBLIC FOOTPATH 24 (PART), 160, 161 (PART)
 162 AND PUBLIC BRIDLEWAY 21 (PART) WEYMOUTH)
 PUBLIC PATH DIVERSION ORDER 2020 AND
 DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2020

GRID REFERENCES:

A = SY 68335 82547
 A1 = SY 68352 82566
 A2 = SY 68411 82618
 A3 = SY 68402 82611
 A4 = SY 68399 82608
 A5 = SY 68360 82574
 A6 = SY 68354 82568
 B = SY 68426 82586
 C = SY 68424 82592

D = SY 68478 82603
 E = SY 68496 82612
 E1 = SY 68489 82601
 E2 = SY 68484 82591
 E3 = SY 68485 82555
 F = SY 68488 82468
 G = SY 68614 82579
 H = SY 68644 82567
 I = SY 68634 82517

J = SY 68620 82510
 K = SY 68612 82491
 L = SY 68613 82448
 M = SY 68485 82535
 M1 = SY 68500 82543
 N = SY 68535 82538
 O = SY 68536 82545
 P = SY 68600 82536
 P1 = SY 68603 82532

Q = SY 68628 82525
 Q1 = SY 68630 82516
 R = SY 68627 82496
 S = SY 68583 82460
 T = SY 68498 82477
 U = SY 68592 82583
 V = SY 68594 82592
 X = SY 68428 82634



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