



**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 93, Thorncombe)
Public Path Diversion Order 2024**

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 and occupier 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.

CGS Eyre and Sadborow Estates Ltd 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.

Thorncombe Parish 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 Thorncombe 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 Thorncombe 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 93, Thorncombe:

A-B The whole width of the footpath from point A (ST 3744 0158) at Sadborow Lane generally south then south south west through Vembury Farm to the unaffected part of footpath 93 at point B (ST 3724 0101) (No recorded width).

Part 2

Description of site of new path

Part of Footpath 93, Thorncombe:

C-D-B From Sadborow Lane at point C (ST 3747 0162) south east then south then generally south west across the field to point D (ST 3732 0117) and continuing generally south west across the field to the unaffected part of footpath 93 at point B (ST 3724 0101). Width 2.0 metres between points C (ST 3747 0162) and B (ST 3724 0101), except at points C (ST 3747 0162) and D (ST 3732 0117), pedestrian gates to BS5709:2018.

Part 3

Limitations and Conditions

To BS5709:2018:

Point C (ST 3747 0162) Pedestrian gate

Point D (ST 3732 0117) Pedestrian gate

Part 4

Modification of Definitive Statement

Variation of particulars of path

Footpath 93, Thorncombe:

Delete:

From: 374016 To: 372010

Sadborow Lane south of Home Farm to rejoin Sadborow Mill Bridge.

Add:

From: ST 3747 0162 To: ST 372010

From Sadorow Lane at ST 3747 0162 south east then south then generally south west across the field to ST 3732 0117 and continuing generally south west across the field to ST 3724 0101 continuing south west to rejoin Sadorow Mill Bridge. Width 2.0 metres between ST 3747 0162 and ST 3724 0101. Limitations: Pedestrian gates to BS5709:2018 at ST 3747 0162 and ST 3732 0117.

Dated this 14th day of June

2024

THE COMMON SEAL of
DORSET COUNCIL

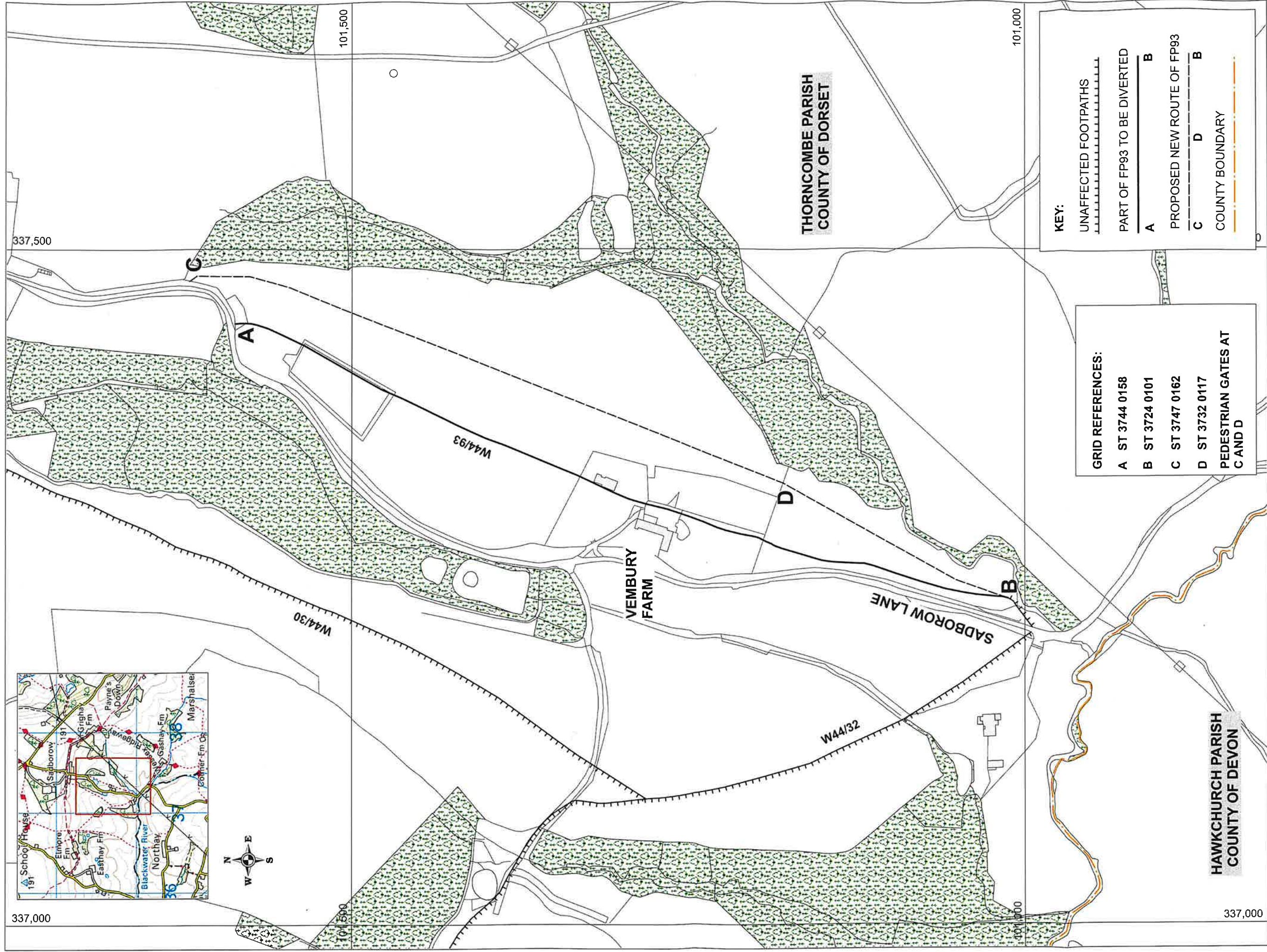
was affixed in the presence of:-

Gracie Evans



466/24

Authorised signatory



THORNCOMBE PARISH
COUNTY OF DORSET

HAWKCHURCH PARISH
COUNTY OF DEVON

KEY:

UNAFFECTED FOOTPATHS

PART OF FP93 TO BE DIVERTED

A B

PROPOSED NEW ROUTE OF FP93

C D B

COUNTY BOUNDARY

GRID REFERENCES:

A ST 3744 0158

B ST 3724 0101

C ST 3747 0162

D ST 3732 0117

PEDESTRIAN GATES AT
C AND D

Dorset Council (Part of Footpath 93, Thorncombe)
Public Path Diversion Order 2024

Ref: P257/24/3
Date: 30/05/2024
Drawn by: ASB
Scale: 1:2500 @ A3
Cent X: 337,333
Cent Y: 101,288



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