



**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 3, Shaftesbury)  
Public Path Diversion Order 2023**

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 occupiers 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.

Barratt David Wilson Homes have 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.

Shaftesbury 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 Shaftesbury 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 Shaftesbury 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 path

##### Part of Footpath 3, Shaftesbury:

A – B – C The whole width of the footpath from the unaffected part of Footpath 3, south  
– D south east of 18 Cranborne Drive at point A (ST 8703 2395), north east and north north east to point B (ST 87082 24034) then north west to point C (ST 87080 24035) and continuing north east to rejoin the unaffected part of Footpath 3, opposite the pumping station at point D (ST 8709 2405). (No recorded width).

### Part 2

#### Description of site of new path

##### Part of Footpath 3, Shaftesbury:

A – E – F From the unaffected part of Footpath 3, south south east of 18 Cranborne  
– G – H – Drive at point A (ST 8703 2395), east south east and east north east to point  
D E (ST 8704 2395) then generally north north east along a compacted gravel surfaced path, passing through a landscaped area, to the west of the new housing development to point F (ST 87093 24023). It continues north north west to point G (ST 87090 24029) then north north east to point H (ST 8710 2405) and west north west to rejoin the unaffected part of Footpath 3, opposite the pumping station at point D (ST 8709 2405). The width of this part of Footpath 3 is 2 metres.

### Part 3

#### Modification of Definitive Statement

##### Variation of particulars of path

##### Footpath 3, Shaftesbury:

###### **Delete:**

From: 865233 To: 872242

South east corner of Reservoir Allotment to the county boundary.

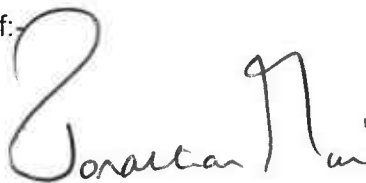
###### **Add:**

From: ST 865233 To: ST 872242

South east corner of Reservoir Allotment, generally north east to ST 8703 2395, east south east and east north east to ST 8704 2395 then generally north north east along a compacted gravel surfaced path, passing through a landscaped area, to the west of the housing development to ST 87093 24023. It continues north north west to ST 87090 24029 then north north east to ST 8710 2405, west north west to ST 8709 2405 and continuing to the county boundary. Width: 2 metres between ST 8703 2395 and ST 8709 2405.

Dated this 1<sup>ST</sup> day of DECEMBER 2023

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

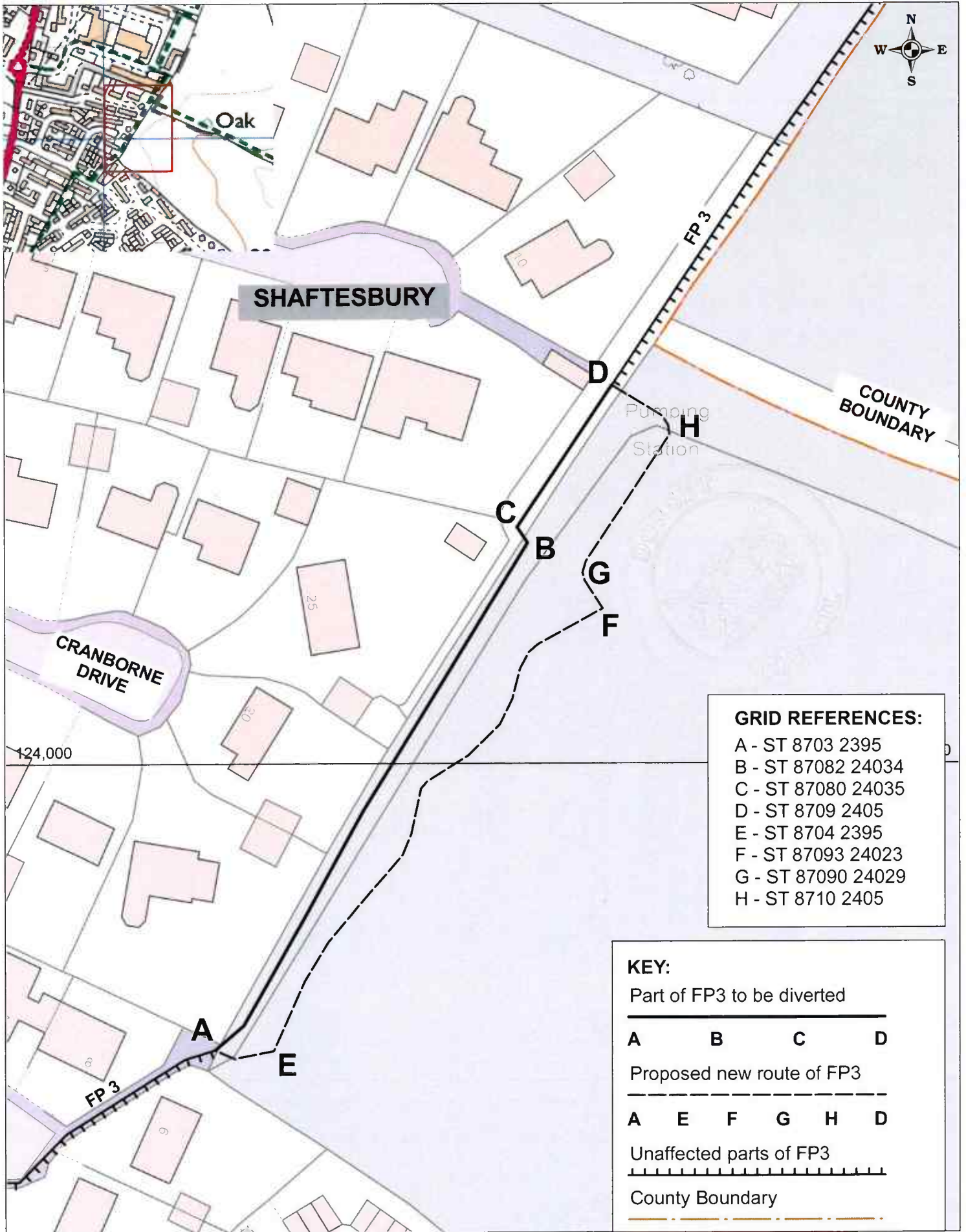


Jonathan Nui

819/23



Authorised signatory



**DORSET COUNCIL (PART OF FOOTPATH 3,  
SHAFTESBURY) PUBLIC PATH DIVERSION ORDER  
2023**

*Soratan N...*

**Ref: P249/23/1**  
**Date: 22/11/2023**  
**Drawn by: KJD**  
**Scale: 1:750**  
**Cent X: 387,076**  
**Cent Y: 124,022**



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