



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 16 and Footpath 17, Marshwood at Hackeridge Farm) 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 of the land crossed by the footpaths described in paragraph 1 of this Order it is expedient that the lines 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 Andrew Wall 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 sites of the paths into a fit condition for use by the public.

Upper Marshwood Vale Parish Council (Group) has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public rights of way over the land situate at Hackeridge Farm, Marshwood and shown by bold continuous lines 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 sites of the new highways 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 those public rights of way.
2. Notwithstanding this Order, where immediately before the date on which the paths are diverted in pursuance of this Order, there is apparatus under, in, on, over, along or across the paths 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 public footpaths over the land situate at Hackeridge Farm, Marshwood described in Part 2 of the Schedule to this Order and shown by bold broken lines on the map contained in this Order and thereupon the County of Dorset definitive map shall be modified by adding those paths 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 paths

Part of Footpath 16, Marshwood

- A – B The whole width of the footpath from its junction with Footpath 17 at Batts Lane (C87) at point A (SY 41136 99176), east north east along the private driveway to Hackeridge Farm and continues generally east and east south east across fields to rejoin the unaffected part of Footpath 16 at the eastern field boundary at point B (SY 4158 9917). (No recorded width).

Footpath 17, Marshwood

- A – C The whole width of the footpath from its junction with Footpath 16 at Batts Lane (C87) at point A (SY 41136 99176), north east across a field to its junction with Batts Lane at point C (SY 41244 99278). (No recorded width).

Part 2

Description of site of new paths

Part of Footpath 16, Marshwood

- G – I – J From its junction with the proposed new route of Footpath 17 at point G (SY
– K – L – 41248 99274), east to the field boundary at point I (SY 4125 9927), then
B south east to point J (SY 4125 9926) and continuing east, following the southern field boundary to point K (SY 4131 9925) and north east to the field boundary at point L (SY 4132 9925). It continues east south east across a second field to rejoin the unaffected part of Footpath 16 at the eastern field boundary at point B (SY 4158 9917). Width: 2 metres, except for 1.2 metres at point I (SY 4125 9927).

Footpath 17, Marshwood

- D – E – F From its junction with Batts Lane (C87) at point D (SY 41132 99180), north
– G – H north east across the field to point E (SY 4116 9927), then east, following the northern field boundary to point F (SY 41243 99274) and continuing east to its junction with the proposed new route of Footpath 16 at point G (SY 41248 99274) and then north north west to its junction with Batts Lane (C87) at point H (SY 41246 99279). Width: 2 metres, except for 1.2 metres at point D (SY 41132 99180) and point F (SY 41243 99274).

Part 3

Limitations and Conditions

To BS5709:2018:

Point B	(SY 4158 9917)	Field gate
Point D	(SY 41132 99180)	Pedestrian gate
Point F	(SY 41243 99274)	Pedestrian gate
Point I	(SY 4125 9927)	Pedestrian gate

Part 4

Modification of Definitive Statement

Variation of particulars of paths

Footpath 16, Marshwood:

Delete:

From: 411991 To: 419991

Batt's Lane via Hackeridge Farm to join Path No 68.

Add:

From: SY 41248 99274 To: SY 419991

From its junction with Footpath 17, east to the field boundary at SY 4125 9927, then south east to SY 4125 9926 and continuing east, following the southern field boundary to SY 4131 9925 and north east to the field boundary at SY 4132 9925. It continues east south east across a second field to the eastern field boundary at SY 4158 9917 and generally east and south east to join Path No 68. Width: 2 metres, except for 1.2 metres at SY 4125 9927. Limitations: Pedestrian gate at SY 4125 9927, field gate at SY 4158 9917 to BS5709:2018.

Footpath 17, Marshwood:

Delete:

From: 411991 To: 412992

Junction with Path No 16 and Batt's Lane to re-join Batt's Lane north of Hackeridge Farm.

Add:

From: SY 41132 99180 To: SY 41246 99279

From its junction with Batts Lane (C87), north north east across the field to SY 4116 9927, then east, following the northern field boundary to SY 41243 99274 and continuing east to its junction with Footpath 16 at SY 41248 99274 and then north north west to its junction with Batts Lane (C87). Width: 2 metres, except for 1.2 metres at SY 41132 99180 and SY 41243 99274. Limitations: Pedestrian gates at SY 41132 99180 and SY 41243 99274 to BS5709:2018.

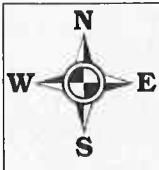
Dated this 12th day of JANUARY 2024

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

A handwritten signature in black ink, appearing to read 'Grassano'.

Authorised signatory

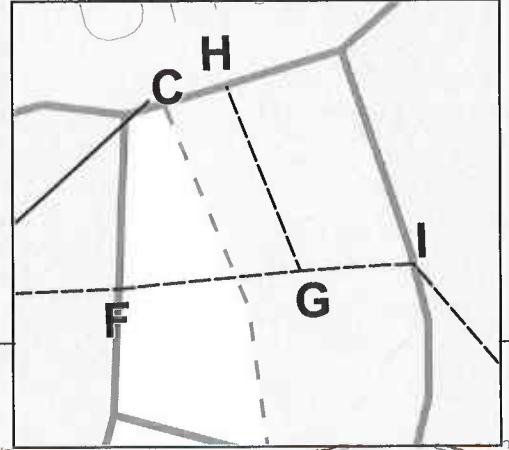
33/24



PILSDON PARISH

BATTS LANE (C87)

ENLARGEMENT



SEE ENLARGEMENT

99,300

99,300

Grace Evans

MARSHWOOD PARISH

HACKERIDGE FARM

FP 17

FP 16

KEY:

PART OF FP 16 TO BE DIVERTED



PROPOSED NEW ROUTE OF FP 16



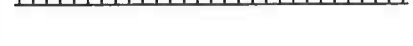
FOOTPATH 17 TO BE DIVERTED



PROPOSED NEW ROUTE OF FP 17



UNAFFECTED FOOTPATHS



PARISH BOUNDARY



GRID REFERENCES:

- A - SY 41136 99176
- B - SY 4158 9917
- C - SY 41244 99278
- D - SY 41132 99180
- E - SY 4116 9927
- F - SY 41243 99274
- G - SY 41248 99274
- H - SY 41246 99279
- I - SY 4125 9927
- J - SY 4125 9926
- K - SY 4131 9925
- L - SY 4132 9925

Pedestrian gates at points D, F & I
Field gate at point B

DORSET COUNCIL (PART OF FOOTPATH 16 & FOOTPATH 17, MARSHWOOD AT HACKERIDGE FARM) PUBLIC PATH DIVERSION ORDER 2024

Ref: P253/24/1
Date: 20/09/2023
Scale: 1:1250 at A3
Drawn by: CAM
Cent X: 341,366
Cent Y: 99,239



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