

Public Rights of Way

Lewis House, Manvers Street, Bath, BA1 1JG

Council Connect: (01225) 39 40 41

<http://www.bathnes.gov.uk/services/streets-and-highway-maintenance/public-rights-way>

Date: 12th February 2019

Our ref: BA15/27 & BA15/35/WR

Your ref:

Direct line (01225)394161

E-Mail: Wendy_Robbins@bathnes.gov.uk

Ms E Weightman
Clerk to the Marksbury Parish Council
29 Candwr Park
Ponthir
Newport
Gwent NP18 1HL

Dear Sir/Madam

Re: BATH AND NORTH EAST SOMERSET COUNCIL (PUBLIC FOOTPATHS BA15/27 AND BA15/35, HUNSTRETE, MARKSBURY) PUBLIC PATH DIVERSION ORDER 2019

Please find enclosed a copy of the Public Path Diversion Order made by the Council on 7th February 2019. This Order has been made to divert

1. a section of Public Footpath (FP) BA15/27 from a junction with Hunstrete Lane and FP BA15/35 proceeding to a point at grid reference ST 6479 6218 on the boundary of Dave Crookes Fishery, Hunstrete to a new route to be created through the wooded area and along the side of the parking area from a new junction with FP BA15/35 to the same point on the boundary; and
2. a section of FP BA15/35 from a junction with Hunstrete Lane and FP BA15/27 proceeding to a point at grid reference ST 6462 6228 to a route slightly further south from a new junction with Hunstrete Lane to the same point at grid reference ST 6479 6248. This new route is the route currently walked by the public;

as shown on the order map.

The Order has been made without any limitations; however kissing gates will be authorised under section 147 of the Act at fence boundaries to prevent the ingress and egress of livestock.

The Order has been made under section 119 of the Highways Act 1980, and I am required by Schedule 6 of the legislation to serve you with Notice of the making of this Order. Please find enclosed for your records

- Notice of the making of this Order addressed to you, and
- a copy of the Order

If no objections are received, the Council will be able to confirm the Order; otherwise the Council will decide whether or not to send the Order to the Secretary of State for determination as an opposed order. This may involve holding a public inquiry. The Planning Inspectorate's website has details about this process. If you wish to make any representations or objections, these must include particulars of the grounds on which they are made. They need to be received by the Rights of Way team by **14th March 2019**.

Yours faithfully



Wendy Robbins
Technical Officer: Public Rights of Way
Bath and North East Somerset Council

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NOTICE OF MAKING OF AN ORDER

HIGHWAYS ACT 1980

BATH AND NORTH EAST SOMERSET COUNCIL

**BATH AND NORTH EAST SOMERSET COUNCIL
(PUBLIC FOOTPATHS BA15/27 AND BA15/35, HUNSTRETE, MARKSBURY)
PUBLIC PATH DIVERSION ORDER 2019**

To: Ms E Weightman
Of: Clerk to the Marksbury Parish Council, 29 Candwr Park, Ponthir, Newport,
Gwent NP18 1HL

The above order, made on 7th February 2019, under section 119 of the Highways Act 1980, will divert:

1. the public footpath running from a junction with Hunstrete Lane and Public Footpath BA15/35 at grid reference ST 6478 6235 (point A on the Order Map) and proceeding in a generally southerly direction for approximately 142 metres to grid reference ST 6477 6221 (point B) and turning in a generally southeasterly direction for approximately 32 metres to grid reference ST 6479 6218 (point C) to a new line running from a junction with Hunstrete Lane at grid reference ST 6478 6234 (point D) and proceeding in a generally westerly direction for approximately 27 metres to a junction with the new line of Public Footpath BA15/27 at grid reference ST 6476 6234 (point G) and continuing in a generally west-southwesterly direction for approximately 153 metres to grid reference ST 6462 6228 (point F); and
2. the public footpath running from a junction with Hunstrete Lane and Public Footpath BA15/27 at grid reference ST 6478 6235 (point A) and proceeding in a generally westerly direction for approximately 91 metres to grid reference ST 6469 6233 (point E) and turning in a generally southwesterly direction for approximately 91 metres to grid reference ST 6462 6228 (point F) to a new line running from a junction with the new line of Public Footpath BA15/35 at grid reference ST 6476 6234 (point G) and proceeding in a generally south-southeasterly direction for approximately 100 metres to grid reference ST 6480 6225 (point H) and continuing in a generally southerly direction for approximately 72 metres to grid reference ST 6479 6218 (point C);

as shown on the order map.

A copy of the order and the order map have been placed and may be seen free of charge at The One Stop Shop at Market Walk, Keynsham during normal office hours. Copies of the order and map may be bought from the Council at the price of £5.00 – to purchase please telephone the Public Rights of Way Team on 01225 394161.

Any representations about or objections to the order may be sent in writing to the Public Rights of Way Team, Bath and North East Somerset Council, Lewis House, Manvers Street, Bath, BA1 1JG not later than **14th March 2019**. Please state the grounds on which they are made. Please note that all representations received may be considered in public by the Council and that the substance of any representation together with the name and address of the person making it will become available for public inspection.

If no such representations or objections are duly made, or if any so made are withdrawn, the Bath and North East Somerset Council may confirm the order as an unopposed order. If the order is sent to the Secretary of State for Environment, Food & Rural Affairs for confirmation any representations or objections which have not been withdrawn will be sent with the order.

Public Rights of Way Team
Bath and North East Somerset Council
Lewis House, Manvers Street
Bath BA1 1JG
Dated: 14th February 2019



Kelvin Packer
Group Manager: Highways & Traffic

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

BATH AND NORTH EAST SOMERSET COUNCIL

**BATH AND NORTH EAST SOMERSET COUNCIL
(PUBLIC FOOTPATHS BA15/27 AND BA15/35, HUNSTRETE, MARKSBURY)
PUBLIC PATH DIVERSION ORDER 2019**

This order is made by Bath and North East Somerset 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 footpaths described in paragraph 1 of this order it is expedient that the line of the paths should be diverted.

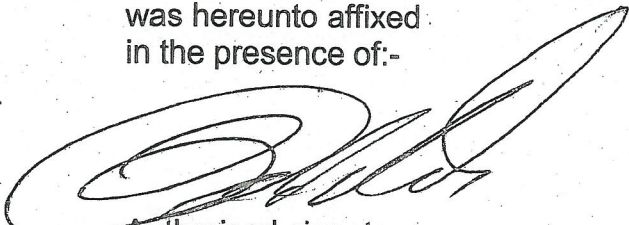
Bathampton Angling Association has agreed to defray any compensation which becomes payable in consequence of the coming into force of this order and any expenses which are incurred in bringing the new site of the paths into a fit condition for use by the public.

BY THIS ORDER:

1. The public rights of way over the land situated at Hunstrete, Marksbury 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 from the date that the authority certifies that work has been carried out to bring the site of the new public footpaths described in Article 3 into a fit condition for use by the public.
2. No statutory undertakers rights are affected by this order.
3. There shall, on the date that the authority certifies that the works to bring the new site of the paths described in Part 2 of the Schedule into a fit condition for use by the public have been completed to the reasonable satisfaction of the authority, be public footpaths over the land situate at Hunstrete, Marksbury described in Part 2 of the Schedule and shown by bold broken lines on the map contained in this order.
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.

Given under the Common Seal of the Bath and North East Somerset Council on the 7th day of February 2019.

The COMMON SEAL of the
BATH AND NORTH EAST SOMERSET COUNCIL
was hereunto affixed
in the presence of:-


Authorised signatory



In pursuance of its powers conferred by Schedule 6 to the Highways Act 1980, the authority hereby confirms the foregoing order

The COMMON SEAL of the
BATH AND NORTH EAST SOMERSET
COUNCIL

was hereunto affixed
this day of 20
in the presence of:-

I hereby certify that the provisions of Article 3 of the foregoing order have been complied with

.....

Dated:.....

Craig Jackson

Team Manager - Highways Maintenance and Drainage

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The full width of the section of public footpath commencing from a junction with Hunstrete Lane and Public Footpath BA15/35 at grid reference ST 6478 6235 (point A on the Order Map) and proceeding in a generally southerly direction for approximately 142 metres to grid reference ST 6477 6221 (point B on the Order Map) and turning in a generally southeasterly direction for approximately 32 metres to grid reference ST 6479 6218 (point C on the Order Map).

The full width of the section of public footpath commencing from a junction with Hunstrete Lane and Public Footpath BA15/27 at grid reference ST 6478 6235 (point A on the Order Map) and proceeding in a generally westerly direction for approximately 91 metres to grid reference ST 6469 6233 (point E on the Order Map) and turning in a generally southwesterly direction for approximately 91 metres to grid reference ST 6462 6228 (point F on the Order Map).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A section of public footpath commencing from a junction with the new line of Public Footpath BA15/35 at grid reference ST 6476 6234 (point G on the Order Map) and proceeding in a generally south-southeasterly direction for approximately 100 metres to grid reference grid reference ST 6480 6225 (point H on the Order Map) and continuing in a generally southerly direction for approximately 72 metres to grid reference ST 6479 6218 (point C on the Order Map).

Width: 2 metres between grid reference ST 6476 6234 (point G on the Order Map) and grid reference ST 6479 6218 (point C on the Order Map).

A section of public footpath commencing from a junction with Hunstrete Lane at grid reference ST 6478 6234 (point D on the Order Map) and proceeding in a generally westerly direction for approximately 27 metres to a junction with the new line of Public Footpath BA15/27 at grid reference ST 6476 6234 (point G on the Order Map) and continuing in a generally west-southwesterly direction for approximately 153 metres to grid reference ST 6462 6228 (point F on the Order Map).

Width: 2 metres between grid reference ST 6478 6234 (point D on the Order Map) and grid reference ST 6462 6228 (point F on the Order Map).

PART 3

LIMITATIONS AND CONDITIONS

None.

This map forms part of the
 Bath and North East Somerset Council
 (Public Footpaths BA15/27 and BA15/35,
 Hunstrete, Marksbury)
 Public Path Diversion Order 2019

Public footpath to be created G H C D G F

Unaffected public footpath —————

Public Footpath to be stopped up A B C A E F

Scale: 1:1250

