

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

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

**CUMBRIA COUNTY COUNCIL (FOOTPATH NO 554012 PARISH OF MANSRIGGS &
OSMOTHERLEY) PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND
STATEMENT MODIFICATION ORDER 2016**

This Order is made by Cumbria County 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 footpath described in paragraph 1 of this order, it is expedient that the line of the footpath 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 Cumbria County 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.

The South Lakeland District Council has been consulted as required by Section 120 (2) of the 1980 Act and the South Lakeland District Council has consented to the making of this Order.

BY THIS ORDER:

1. The public right of way over the land situate at Newbiggin Hall in the Parish of Mansriggs & Osmotherley shown by a continuous bold line on the map attached to this Order and described in Part 1 of the Schedule to this order shall be extinguished on the later of the following events:-
 - (i) The date of first publication of confirmation of this Order;
 - (ii) The date the Highway Authority certifies that all necessary works to bring the footpath described in Part 2 of the Schedule into a fit condition for use have been completed

and thereupon the Cumbria County Definitive Map shall be modified by deleting from it that public right of way

2. There shall from the date of first publication of confirmation of this Order be a public footpath over the land situate at Newbiggin Hall in the parish of Mansriggs & Osmotherley 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 Cumbria County Definitive Map shall be modified by adding that footpath to it
- 2A. The Cumbria County Definitive Statement shall be modified as described in Part 4 of the Schedule to this Order.

3. 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.
4. Despite this Order all statutory undertakers shall continue to have any existing rights of access to and egress from any apparatus, equipment and plant accessible only from the right of way referred to in Part 1 of the Schedule to this Order.
5. The Order shall be referred to as The Cumbria County Council (Footpath No 554012 Parish of Mansriggs & Osmotherley) Public Path Diversion and Definitive Map and Statement Modification and Diversion Order 2016

Dated the 17th day of November 2016

Executed as a Deed by

Affixing the Common Seal of)

CUMBRIA COUNTY COUNCIL)

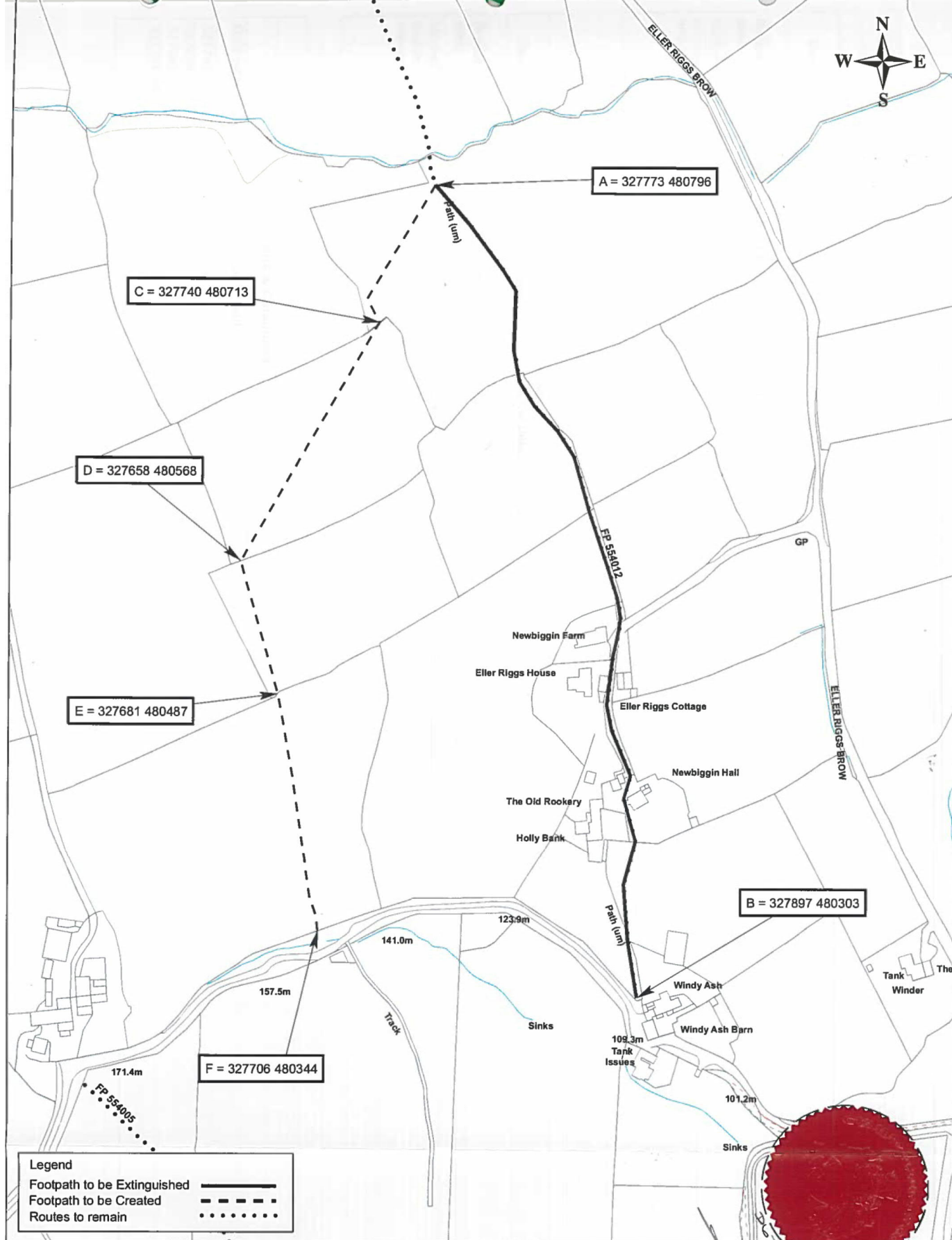
the presence of :-)



The foregoing order is hereby confirmed

Alan Beckett 27 FEB 2018

An Inspector appointed by The Secretary of
State for Environment, Food and
Rural Affairs



Highways Act 1980 Section 119 and Wildlife and Countryside Act 1981 Section 53
Public Footpath 554012 Diversion and Public Path Modification Order
Cumbria Way, Newbiggin Hall, Eller Riggs Brow, Ulverston

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Scale 1:2000 @ A3
0 25 50 100 m

SCHEDULE**PART 1****Description of site of existing path or way.**

Description of public rights of way to be extinguished and deleted from the definitive map.

References on plan.	Description of length of existing right of way.	
Marked with a bold continuous line and shown A-B.	That section of public footpath no 554012 at Newbiggin Hall from point A at grid reference 327773 480796 extending 531 metres southwards to point B at grid reference 327897 480303.	

PART 2**Description of site of new path or way.**

Description of public rights of way created and added to the definitive map.

References on plan.	Description of length of new right of way.	Width
Marked with a bold broken line and shown A-C-D-E-F	A new section of public footpath no 554012 at Newbiggin Hall from Point A at grid reference 327773 480796 southwestwards and southwards for about 487 metres to point F at grid reference 327706 480344	3 metres

PART 3**Limitations & Conditions**

Grid reference	Limiting item/s or condition/s	
327740 480713 327658 480568 327681 480487 327706 480344	Gates – conforming to the BS 5709:2006.	

PART 4
Modification of Definitive Statement The following shall be substituted for existing path statement

Path Number	554012	Path type	footpath
Width	3 metres at 2016 diversion	Length	1418 metres
OS Sheet Number	SD28SE	Grid Refs.	From grid reference 327669 481543 to 327706 480344
Description	From Hollowmire (north) west of Stony Crag; Newbiggin Hall and Windy Ash to U5099		
Limitations	Gates – conforming to the BS 5709:2006 at the grid reference 327740 480713; 327658 480568; 327681 480487 and 327706 480344		
Remarks	Diverted by Diversion Order at Newbiggin Hall 2016		

Confirmed as an unopposed Order

This day of 20

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DATED

2016

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

CUMBRIA COUNTY COUNCIL

(Footpath No 554012 Parish of Mansriggs
& Osmotherley) Public Path Diversion and
Definitive Map and Statement Modification
Order 2016

D ROBERTS
Corporate Director, Resources &
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