

PRESS NOTICE

Notice of Confirmation of a Public Path Diversion and Definitive Map and Statement Modification Order, Highways Act 1980 & Wildlife and Countryside Act 1981, The North Yorkshire Council, Public Footpath No. 10.6/2, Footpath East of the Railway Line, Alne, Diversion Order 2023

The above Order made under Section 119 of the Highways Act 1980 and Section 53A(2) of the Wildlife and Countryside Act 1981 was confirmed on 30.01.24. The effect of the Order as confirmed is to divert the Public Footpath as follows. Public Footpath No. 10.6/2 between SE 5082 6584 and SE 5123 6598 will be diverted in a generally East then North East direction between SE 5082 6584 and SE 5123 6598. A copy of the Order as confirmed and the Order Map may be seen free of charge during normal office hours at Easingwold Community Library, North Yorkshire until 09.08.24. Copies of the Order and Map may be purchased from Countryside Access Service, North Yorkshire Council, County Hall, Northallerton, North Yorkshire, DL7 8AD (tel: 0300 131 2 131) at a cost of £2, or can be downloaded free from our website

<https://www.northyorks.gov.uk/pathnotices>. The Order comes into force on the date on which the Authority certifies, in accordance with Section 119(3)(b) of the 1980 Act, that work to the new section of path, described in Part 2 of the Schedule, has been completed, but if a person aggrieved by the Order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980 as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act has not been complied with in relation to the Order, he or she may, under Paragraph 2 of Schedule 2 to the Act as applied by Paragraph 5 of Schedule 6 to the Act, within six weeks from 28.06.24, make an application to the High Court. Dated: 28.06.24 Barry Khan, Assistant Chief Executive, (Legal and Democratic Services)

SITE NOTICE

**NOTICE OF CONFIRMATION OF A PUBLIC PATH DIVERSION AND DEFINITIVE
MAP AND STATEMENT MODIFICATION ORDER**

HIGHWAYS ACT 1980

WILDLIFE AND COUNTRYSIDE ACT 1981

THE NORTH YORKSHIRE COUNCIL

**PUBLIC FOOTPATH NO. 10.6/2, FOOTPATH EAST OF THE RAILWAY LINE,
ALNE, DIVERSION ORDER 2023**

The above Order made under Section 119 of the Highways Act 1980 and Section 53A(2) of the Wildlife and Countryside Act 1981 was confirmed on 30.01.24.

The effect of the Order as confirmed is to divert the Public Footpath as follows:

Public Footpath No. 10.6/2 between SE 5082 6584 and SE 5123 6598 will be diverted in a generally East then North East direction between SE 5082 6584 and SE 5123 6598.

A copy of the order as confirmed and the Order Map have been placed and may be seen free of charge during normal office hours at Easingwold Community Library, Market Place, Easingwold, North Yorkshire until 9 August 24. Copies of the Order and Map may be purchased from Countryside Access Service, North Yorkshire Council, County Hall, Northallerton, North Yorkshire, DL7 8AD (tel: 03001312131) at a cost of £2, or can be downloaded free from our website <https://www.northyorks.gov.uk/pathnotices>.

The Order comes into force on the date on which the Authority certifies, in accordance with Section 119(3)(b) of the 1980 Act, that work to the new section of path, described in Part 2 of the Schedule, has been completed, but if a person aggrieved by the Order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980 as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act has not been complied with in relation to the Order, he or she may, under Paragraph 2 of Schedule 2 to the Act as applied by Paragraph 5 of Schedule 6 to the Act, within six weeks from 28 June 2024, make an application to the High Court.

Dated: 28 June 2024

Barry Khan
Assistant Chief Executive
(Legal and Democratic Services)
County Hall
Northallerton
North Yorkshire
DL7 8AH



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

HIGHWAYS ACT 1980

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THE NORTH YORKSHIRE COUNCIL

**PUBLIC FOOTPATH NO. 10.6/2, FOOTPATH EAST OF THE
RAILWAY LINE, ALNE, DIVERSION ORDER 2023**

**Barry Khan
Assistant Chief Executive
Legal and Democratic Services
County Hall
Northallerton
DL7 8AH**

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

HIGHWAYS ACT 1980

WILDLIFE AND COUNTRYSIDE ACT 1981

THE NORTH YORKSHIRE COUNCIL

**PUBLIC FOOTPATH NO. 10.6/2, FOOTPATH EAST OF THE
RAILWAY LINE, ALNE, DIVERSION ORDER 2023**

This Order is made by The North Yorkshire 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 public and of the owner(s) of the land crossed by the Public 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 District of Hambleton (outside The North York Moors National Park) 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.

Alne Parish Council have been consulted as required by Section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situated to the East of the Railway Line, Alne 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 from the date of confirmation of this Order and thereupon The District of Hambleton (outside The North York Moors National Park) Definitive Map shall be modified by deleting from it that public right of way.
2. There shall from the date of confirmation of this Order be the Public Footpath over the land situated to the East of the Railway Line, Alne, shown by a bold broken line on the map contained in this Order and described in Part 2 of the Schedule to this Order and thereupon The District of Hambleton (outside The North York Moors National Park) Definitive Map shall be modified by adding the Public Footpath to it.
- 2A. The District of Hambleton (outside The North York Moors National Park) 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.

THE COMMON SEAL of THE NORTH
YORKSHIRE COUNCIL

was hereunto affixed this 20th day
of October 2023
in the presence of:-

Phase



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PUBLIC FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath No. 10.6/2 marked with a bold continuous line and shown A - B - C on the attached plan	Commences at Grid Reference 45082 46584 (Point A) and runs generally East North East for approximately 222 metres to Grid Reference 45103 46588 (Point B), then curves generally East North East then North East then North for approximately 238 metres to Grid Reference 45123 46598 (Point C).	Not Recorded

PART 2

DESCRIPTION OF SITE OF NEW PUBLIC FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath No. 10.6/2 Marked with a bold dashed line and shown A - D - E - F - B - G - C on the attached plan	Commences at a stile at Grid Reference 45082 46584 (Point A) and runs North East along a grass field edge for approximately 12 metres to Grid Reference 45082 46585 (Point D), then runs generally East South East on a crushed stone track for approximately 179 metres where it crosses a culvert at Grid Reference 45100 46582 (Point E), then continues South East on a crushed stone track for approximately 6 metres to Grid Reference 45100 46582 (Point F) and then runs along a grass field edge adjacent to a field drain in a generally North North East direction for 65 metres to Grid Reference 45103 46588 (Point B), then continues generally North East along a grass field edge adjacent to a field drain for approximately 154 metres where it crosses a culvert at Grid Reference 45115 46596 (Point G), then runs generally East North East along a grass field edge adjacent to a field drain for approximately 95 metres to Grid Reference 45123 46598 (Point C).	2 metres

PART 3

LIMITATIONS AND CONDITIONS

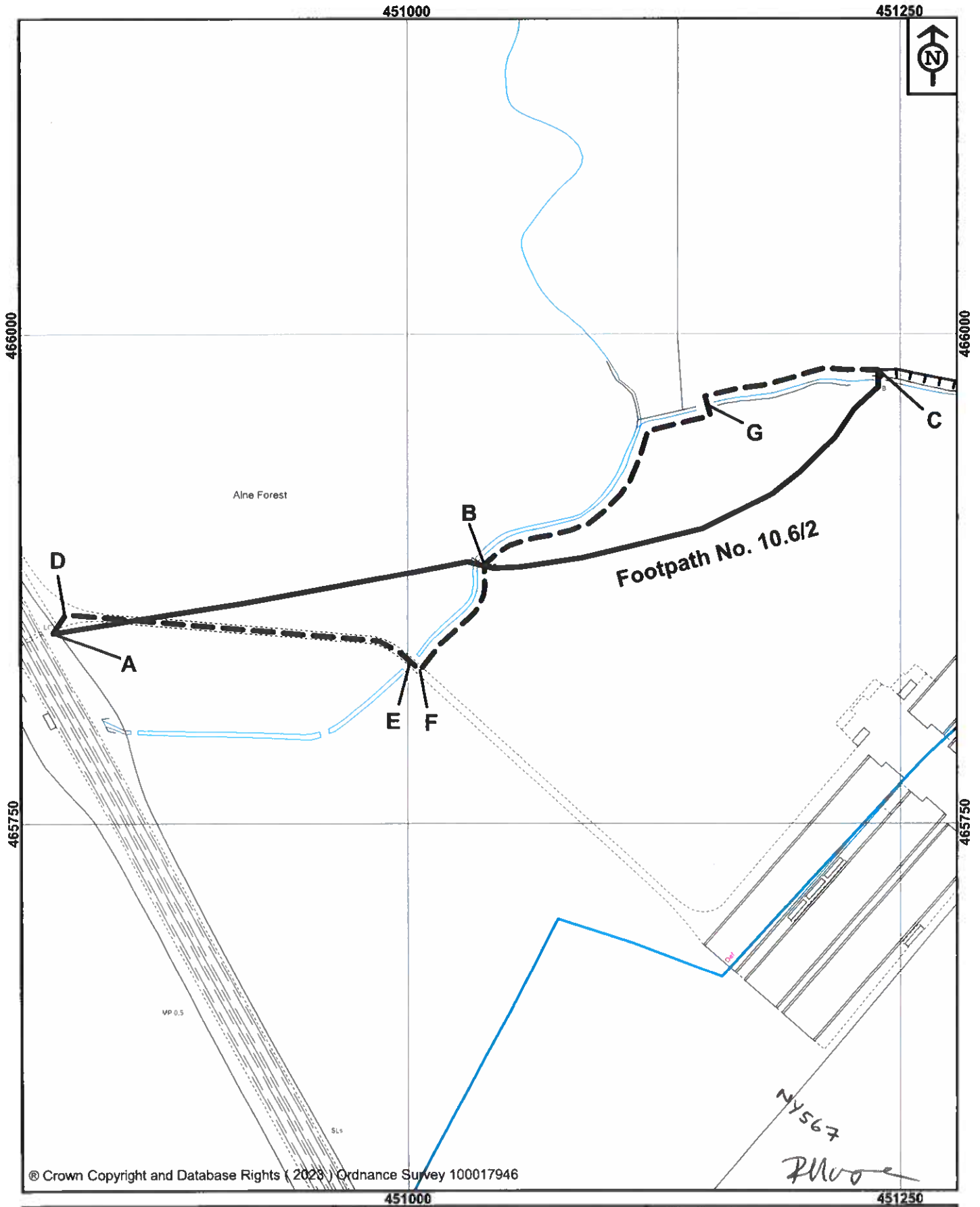
<u>Position on Footpath No. 10.6/2 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 45082 46584 (Point A)	Stile
Grid Reference 45100 46582 (Point E)	Culvert
Grid Reference 45115 46596 (Point G)	Culvert

PART 4

MODIFICATION OF DEFINITIVE STATEMENT
VARIATION OF PARTICULARS OF PATH OR WAY

Path No.	Grid Reference End Points	Description	Nature of Surface	Length (Km)	Width (m)	Lawful Obstructions and Conditions
Footpath 10.6/2	45082 46584 (Start)	Commences at a stile at Grid Reference 45082 46584 and runs North East along a grass field edge for approximately 12 metres to Grid Reference 45082 46585, then runs generally East South East on a crushed stone track for approximately 179 metres where it crosses a culvert at Grid Reference 45100 46582, then continues South East on a crushed stone track for approximately 6 metres to Grid Reference 45100 46582 and then runs along a grass field edge adjacent to a field drain in a generally North North East direction for 65 metres to Grid Reference 45103 46588, then continues generally North East along a grass field edge adjacent to a field drain for approximately 154 metres where it crosses a culvert at Grid Reference 45115 46596, then runs generally East North East along a grass field edge adjacent to a field drain for approximately 95 metres to Grid Reference 45123 46598.	Grass between Grid Reference 45082 46584 and Grid Reference 45082 46585	0.012	2	Grid Reference 45082 46584 Stile
	To		Crushed stone between Grid Reference 45082 46585 and Grid Reference 45100 46582	0.185		Grid Reference 45100 46582 Culvert
	45240 46582 (Finish)		Grass between Grid Reference 45100 46582 and Grid Reference 45123 46598	0.314		Grid Reference 45115 46596 Culvert
			Not Recorded	Not Recorded		Not Recorded

Footpath 10.6/2 (Continued)		From Grid Reference 45230 46606 runs generally south for approximately 236 metres to Grid Reference 45229 46582, then east for approximately 112 metres to Grid Reference 45240 46582.	Grass between Grid Reference 45230 46606 and Grid Reference 45240 46582	0.348	2	Grid Reference 45229 46592 Gap
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NORTH YORKSHIRE COUNCIL
 Public Rights of Way
 Countryside Access Service
 County Hall
 Northallerton
 DL7 8AH

Key:
 Footpath to be added
 Footpath to be deleted
 Other footpaths



The North Yorkshire Council
 Highways Act 1980 Section 119
 Wildlife & Countryside Act 1981

Footpath No. 10.6/2
 Footpath East of the Railway Line,
 Aine, Diversion Order 2023

Map drawn on 17 October 2023

Drawn by SJW

Scale 1:2500

File Ref No. HAM/2022/17/DO

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

HIGHWAYS ACT 1980

WILDLIFE AND COUNTRYSIDE ACT 1981

THE NORTH YORKSHIRE COUNCIL

**PUBLIC FOOTPATH NO. 10.6/2, FOOTPATH EAST OF THE
RAILWAY LINE, ALNE, DIVERSION ORDER 2023**

THE NORTH YORKSHIRE COUNCIL in exercise of the powers conferred upon it in that behalf hereby confirm the foregoing Order (without any modification) as an Unopposed Order.

IN WITNESS whereof

THE COMMON SEAL of THE NORTH
YORKSHIRE COUNCIL

was hereunto affixed this
of

January 2024

in the presence of:-

30th day



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

**AUTHORISED
SIGNATORY**