

SITE NOTICE

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

HIGHWAYS ACT 1980 WILDLIFE AND COUNTRYSIDE ACT 1981

THE NORTH YORKSHIRE COUNCIL

PUBLIC FOOTPATH 15.6/13, BACK LANE, ASKWITH DIVERSION ORDER 2024

The above Order, made on Tuesday 02 July 2024, under Section 119 of the Highways Act 1980 and Section 53A(2) of the Wildlife and Countryside Act 1981, will divert the Public Footpath described below.

Public Footpath 15.6/13 between SE 1702 4792 and SE 1705 4794, (Point E to Point A on the attached plan); will be diverted onto a new route between SE 1702 4792 to SE 1702 4794 to SE 1705 4794 (Point E to C to B); with a width of 2 metres on a grass surface

A copy of the Order and the Order map have been placed and may be seen free of charge during normal office hours at Harrogate Library, Victoria Avenue, Harrogate HG1 1EG, North Yorkshire until Friday 9th August 2024. Copies of the Order and map may be purchased from Countryside Access Services, North Yorkshire Council, County Hall, Northallerton, North Yorkshire, DL7 8AD (Tel: 0300 131 2131) at a cost of £2 or can be downloaded free from our website: <https://www.northyorks.gov.uk/pathnotices>

Any representations about or objections to the Order may be sent in writing to R D Richardson, Definitive Map Team, North Yorkshire Council, County Hall, Northallerton, North Yorkshire DL7 8AD or email CATO@northyorks.gov.uk not later than Friday 9th August 2024. Please state the grounds on which they are made.

Please note that objections/representations cannot be treated as confidential and may come into the public domain. Copies of any objections or representations received may be disclosed to interested parties, including the Planning Inspectorate where the case is referred to it for determination.

If no such representations or objections are duly made, or if any so made are withdrawn, The North Yorkshire Council may confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment for confirmation, any representations and objections which have not been withdrawn will be sent with the Order.

Dated: Thursday 11 July 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 15.6/13, BACK LANE, ASKWITH DIVERSION
ORDER 2024**

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**PUBLIC PATH DIVERSION AND
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HIGHWAYS ACT 1980

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THE NORTH YORKSHIRE COUNCIL

PUBLIC FOOTPATH 15.6/13, BACK LANE, ASKWITH DIVERSION ORDER 2024

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 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(s) 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 Former West Riding Of Yorkshire Area 1 (outside Dales) 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 Karl Lenton and Ms. Helen Shepherd of Quaker Cottage, Back Lane, Askwith LS21 2JA 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(s) into a fit condition for use by the public.

Askwith Parish 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 situated at Back Lane - Quaker Cottage, Askwith and shown by a bold continuous black 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 on which the Authority certifies, in accordance with Section 119(3)(b) of the 1980 Act, that work to the new section of paths, as described in Part 2 of the Schedule, has been completed to the reasonable satisfaction of the Authority, and thereupon, The Former West Riding Of Yorkshire Area 1 (outside Dales) Definitive Map shall be modified by deleting from it that public right of way.
2. There shall from the date of the above-mentioned certification of this Order be the Public Footpath over the land situated at Back Lane - Quaker Cottage, Askwith shown by a bold broken black line on the map contained in this Order and described in Part 2 of the Schedule to this Order and thereupon The Former West Riding of Yorkshire Area 1 (outside Dales) Definitive Map shall be modified by adding the Public Footpath to it.
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.
4. The Former West Riding of Yorkshire Area 1 (outside Dales) Definitive Statement shall be modified as described in Part 4 of the Schedule to this Order.
5. The Owner shall carry out the work described in Article 1 above, required to bring Parts 2 and 3 of the Schedule below into effect. Any new boundaries installed adjacent to any path diverted by this Order are to be a minimum of 0.5 metre from the near edge of the path(s).

THE COMMON SEAL of
THE NORTH YORKSHIRE COUNCIL

was hereunto affixed this 2nd day
of JULY 2024
in the presence of:-

CEH

NY1315



**AUTHORISED
SIGNATORY**

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PUBLIC FOOTPATH

<u>Section of Footpath to be extinguished as shown on the attached Map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 15.6/13 as marked by a bold continuous black line E—A on the attached Plan	Commences at Grid Reference 41702 44792 (Point E) and proceeds generally north-eastwards and then eastwards in a narrow lane, passing through a bridle-gate after 36 metres, to join Bridleway 15.6/12 at Grid Reference 41705 44794 (Point A), a distance of 41 metres approximately on a grass surface	0.9 metres

PART 2

DESCRIPTION OF SITE OF NEW PUBLIC FOOTPATH

<u>Section of Public Footpath to be created as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 15.6/13 as marked by a bold dashed black line E-D-C-B on the attached Plan	Commences at Grid Reference 41702 44792 (Point E) proceeding northwest for 5 metres to Grid Reference 41701 44793 (Point D) to pass through a Gap (to BS5709:2018) in a hedge, then in a generally northerly direction for 18 metres to Grid Reference 41702 44794 (Point C), then continuing east for 29 metres to pass through a self-closing pedestrian gate (to BS5709:2018), to join Bridleway 15.6/12 at Grid Reference 41705 44794 (Point B); a distance of 52 metres approximately on a grass surface.	2.0 metres

PART 3

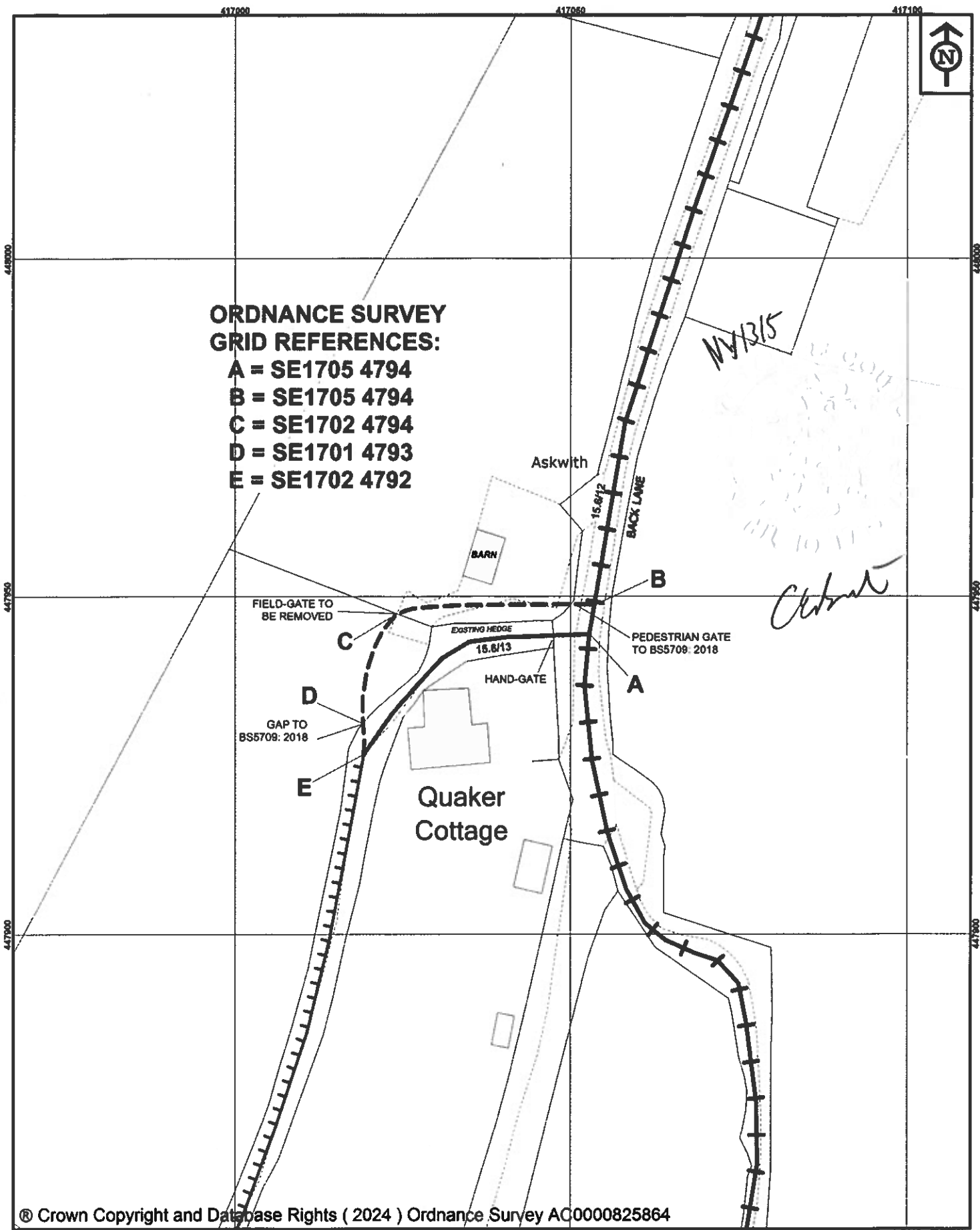
LIMITATIONS AND CONDITIONS

<u>Position on Public Footpath 15.6/13 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 41701 44793 (Point D)	Gap to BS5709: 2018
Grid Reference 41705 44794 (Point B)	Self-closing Pedestrian Gate to BS5709: 2018

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 15.6/13	41658, 44746 (Start) To 41705, 44795 (Finish)	Starts at its junction with path no. 35 and proceeds north-easterly to Grid Reference 41702 44792 , proceeding northwest for 5 metres to Grid Reference 41701 44793 to pass through a Gap in a hedge, then in a generally northerly direction for 18 metres to Grid Reference 41702 44794 , then continuing east for 29 metres to pass through a self-closing Pedestrian Gate at Grid Reference 41705 44794 , its junction with Back Lane Bridleway 15.6/12. path no. 42	Grass	0.715 0.674 0.052 TOTAL 0.726	0.9 0.9 2.0	Stepping Stones Stile at Grid Reference 4165, 4475 Stile, Stile, Stile, Stile Field Gate at Grid Ref. 4169, 4478 Bridle Gate at Grid Ref 41705, 44794 Gap to BS 5709: 2018 at Grid Ref. 41701, 44793 Pedestrian Gate to BS 5709: 2018 at Grid Ref. 41705, 44794



**ORDNANCE SURVEY
GRID REFERENCES:**
A = SE1705 4794
B = SE1705 4794
C = SE1702 4794
D = SE1701 4793
E = SE1702 4792

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 **NORTH YORKSHIRE COUNCIL**
 Public Rights of Way
 Countryside Access Service
 County Hall
 Northallerton
 DL7 8AH

KEY:
 FOOTPATH B-C-D-E to be added 
 FOOTPATH A-E to be deleted 
 Other footpaths 
 Other bridleways 
 Map drawn on 26 June 2024
 Drawn by RR-DMT | Scale 1:750

The North Yorkshire Council
 Highways Act 1980 Section 119
 Wildlife & Countryside Act 1981
**PUBLIC FOOTPATH 15.6/13
 BACK LANE ASKWITH
 DIVERSION ORDER 2024**
 File Ref No. HAR/2024/06/DO



NORTH YORKSHIRE COUNCIL
 Public Rights of Way
 Countryside Access Service
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 Northallerton
 DL7 8AH

KEY:
 PUBLIC FOOTPATH ————
 BRIDLEWAY ————
 UNSURFACED ————
 UNCLASSIFIED ROAD ————
 Map drawn on 9 May 2024
 Drawn by RR-DMO | Scale 1:25000

The North Yorkshire Council
 Plan prepared for Public Footpath
 15.6/13 Back Lane Askwith
 Diversion Order 2024
LOCATION MAP
 File Ref No. HAR/2024/06/DO

NY/1315

CEH