

**RAIL CROSSING DIVERSION ORDER**  
**HIGHWAYS ACT 1980, SECTION 119A**  
**GLOUCESTERSHIRE COUNTY COUNCIL**  
**(UNNUMBERED PUBLIC FOOTPATH) (TOWN OF STROUD)**  
**DIVERSION ORDER 2013**

This Order is made by Gloucestershire County Council ('the authority') under section 119A of the Highways Act 1980 ('the 1980 Act').

The footpath described in paragraph 1 of this order in the authority's area crosses a railway otherwise than by a tunnel or bridge.

It appears to the authority that it is expedient in the interests of the safety of members of the public using, or likely to use, the said footpath that it should be diverted on to land of the same owner, lessee or occupier as described in the schedule.

The Gloucestershire County Council has required the operator of the railway to enter into an agreement 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 footpath into a fit condition for use by the public.

Stroud District 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 situate at Beards Lane Rail Crossing in the Town of Stroud shown by a bold continuous line on the map attached to this order and described in Part 1 of the Schedule hereto shall be extinguished from the date of confirmation of this order.
2. Notwithstanding this Order, Statutory Undertakers whose apparatus is under, in, upon, over, along or across the path or way shall have the same powers and rights in respect of their apparatus as if the Order authorising the path or way to be stopped up had not been made.
3. There shall from the date of confirmation of this order be a public footpath over the land situate at Beards Lane Rail Crossing in the Town of Stroud described in Part 2 of the Schedule and shown by a bold broken line on the map attached to this order.

4. The operator of the railway crossed by the footpath described in paragraph 1 shall maintain the bridge structure in its entirety including the stairs and ramps, but excluding the walked surface of the structure and the lighting on the structure, which will be maintained by the Highways Authority.

## **SCHEDULE**

### **PART 1**

#### **Description of site of existing path or way**

That length of unnumbered public footpath Beards Lane in the Town of Stroud that commences from a point marked A on the Order Plan annexed hereto at Ordnance Survey Grid Reference (OSGR) SO 8405/0540 north-east of Marling School (east campus) then extends over the railway in a generally northerly direction for approximately 16 metres to a point marked F on the Order Plan at OSGR SO 8405/0541 west of Crossing Cottage and being shown by a bold continuous line and having an undefined width.

### **PART 2**

#### **Description of site of new path or way**

A length of public footpath that commences from the said point marked A then extends across the open ground in a generally westerly direction for approximately 12 metres to a point marked B on the Order Plan at OSGR SO 8404/0539 then continues along the stairs in a generally westerly direction for approximately 15 metres to a point marked C on the Order Plan at OSGR SO 8402/0539 then continues over the bridge in a generally northerly direction for approximately 18 metres to a point marked D on the Order Plan at OSGR SO 8402/0541 then continues along the stairs in a generally easterly direction for approximately 15 metres to a point marked E on the Order Plan at OSGR SO 8403/0541 then continues over the open ground in a generally easterly direction for approximately 13 metres to the said point marked F on the Order Plan and being shown by a bold broken line and having a width of 2 metres throughout.

A length of public footpath that commences from the Footway from Downfield Road to Beards Lane at a point marked G on the Order Plan at OSGR SO 8402/0539 then extends across the open ground in a generally north-westerly direction for approximately 10 metres to a point marked H on the Order Plan at OSGR SO 8401/0539 then continues along the ramp in a generally westerly direction for approximately 40 metres to a point marked I on the Order Plan at OSGR SO 8397/0539 then continues along the ramp in a generally southerly direction for approximately 3 metres to a point marked J on the Order Plan at OSGR SO 8397/0539 then continues along the ramp in a generally easterly direction for

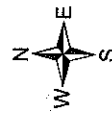
Rail Crossing  
 Diversion of  
 Unnumbered Public  
 Footpath at  
 Beards Lane  
 Town of Stroud

**Key**

Footpath to be stopped-up  
 —————

Replacement footpath  
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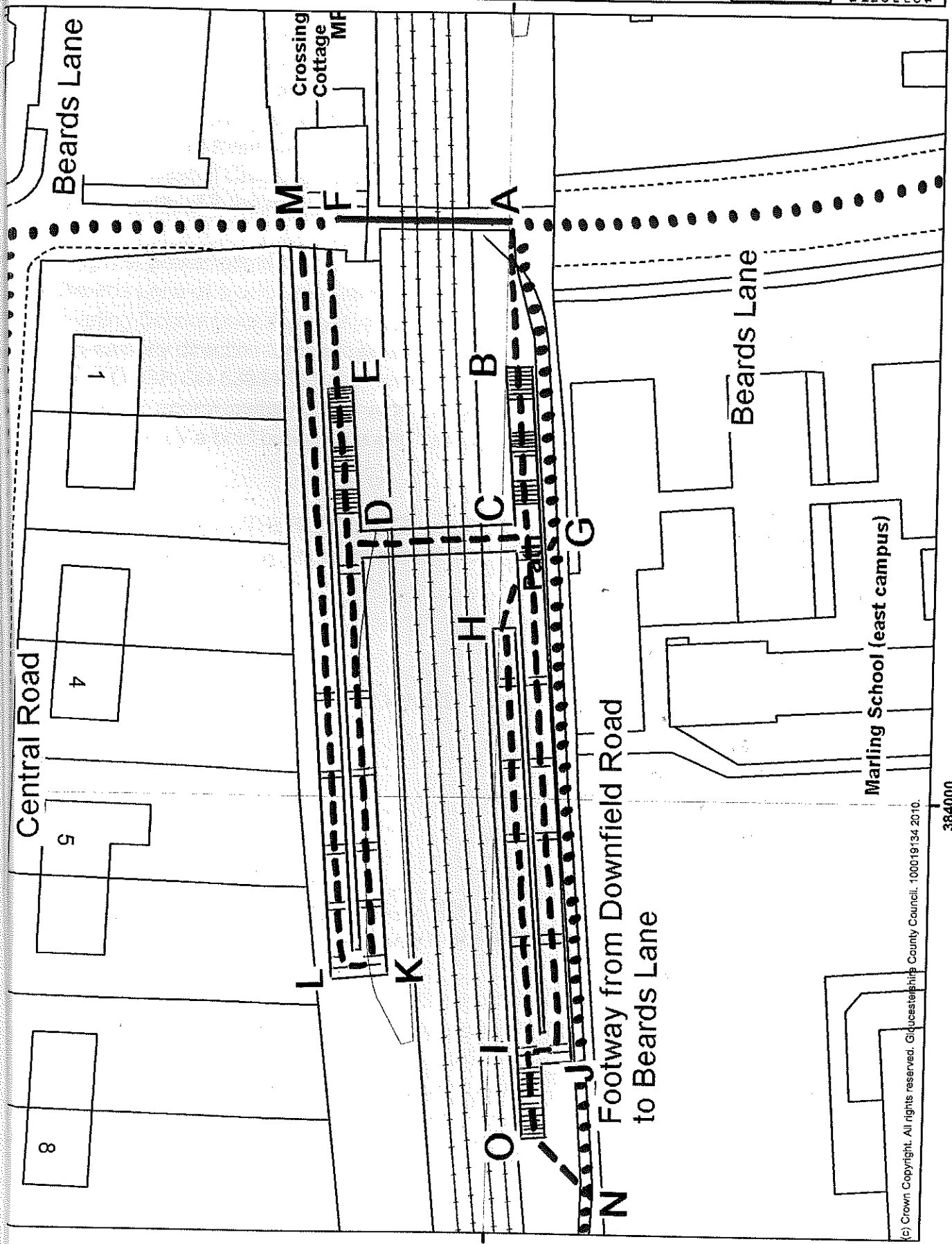
Unaffected highways  
 ● ● ● ● ●



**PUBLIC RIGHTS OF WAY**  
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 www.gloucestershire.gov.uk

**DRAWN BY: SMacDonald**  
**SCALE: 1:500**  
**DATE: 11/02/2013**  
**DRAWING NO: ZST/RC/DIV**

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approximately 50 metres to the said point marked C on the Order Plan and being shown by a bold broken line and having a width of 2 metres throughout.

A length of public footpath that commences from the said point marked D on the Order Plan then extends along the ramp in a generally westerly direction for approximately 40 metres to a point marked K on the Order Plan at OSGR SO 8398/0541 then continues along the ramp in a generally northerly direction for approximately 3 metres to a point marked L on the Order Plan at OSGR SO 8397/0541 then continues along the ramp in a generally easterly direction for approximately 70 metres to a point marked M on the Order Plan at OSGR SO 8405/0542 west of Crossing Cottage and being shown by a bold broken line and having a width of 2 metres throughout.

A length of public footpath that commences from the Footway from Downfield Road to Beards Lane at a point marked N on the Order Plan at OSGR SO 8396/0539 west of Marling School (east Campus) then extends along the open ground in a generally north-easterly direction for approximately 5 metres to a point marked O on the Order Plan at OSGR SO 8396/0539 then continues along the stairs in a generally easterly direction for approximately 8 metres to the said point marked I on the Order Plan and being shown by a bold broken line and having a width of 2 metres throughout.

IN WITNESS WHEREOF the Gloucestershire County Council have caused their Common Seal to be hereunto affixed the 26<sup>th</sup> day of February two thousand and thirteen.

THE COMMON SEAL of

GLOUCESTERSHIRE COUNTY COUNCIL

was hereunto affixed

in the presence of:-



9144 a

for G. M. Parkinson  
Director of Law and Administration