

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

CORNWALL COUNCIL

**THE CORNWALL COUNCIL (BRIDLEWAY No. 41, STITHIANS (PART))
(TRESEVERN HOUSE) PUBLIC PATH DIVERSION ORDER 2015**

THIS ORDER is made by Cornwall 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 bridleway described in paragraph 1 of this Order it is expedient that the line of the path should be diverted;

Mr & Mrs Cox 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 into a fit condition for use by the public.

BY THIS ORDER:

1. The public right of way over the land situate at "Tresevern House" in the Parish of Stithians shown by a bold continuous line on the map attached to this Order and described in Part 1 of the Schedule to this Order shall be stopped up on the date on which Cornwall Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 of the Schedule to this Order into a fit condition for use by the public.
2. Notwithstanding paragraph 1 of this Order statutory undertakers shall have the same rights over the land referred to in paragraph 1 above, in respect of their apparatus under, in, upon, over, along, or across the said land as they had immediately before the date of confirmation of this Order.
3. There shall at the end of 28 days from the date of confirmation of this Order be a public bridleway over the land situate north and east of "Tresevern House" in the Parish of Stithians described in Part 2 of the Schedule to this Order and shown by a bold broken line with cross bars on the map attached to this order.
4. The rights conferred on the public by this Order shall not be subject to any Limitation or Condition.
5. This Order may be cited as "The Cornwall Council (Bridleway No.41, Stithians (Part)) (Tresevern House) Public Path Diversion Order 2015".

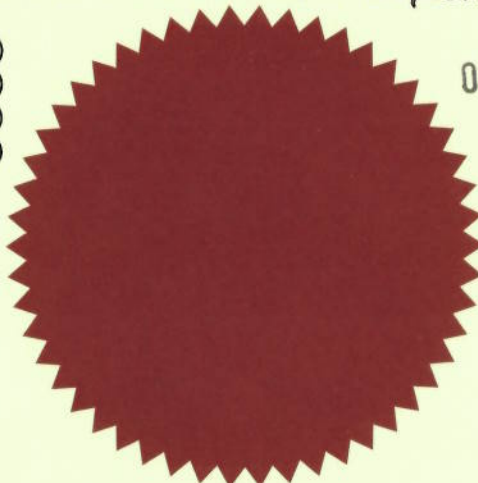
GIVEN under the Common Seal of the Council this 9th day of September 2015

THE COMMON SEAL OF THE)
CORNWALL COUNCIL)
was hereunto affixed in)
the presence of:-)

0139781



Authorised signatory



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A length of Public Bridleway number 41 in the Parish of Stithians commencing from a point where it has a junction with that part of Bridleway number 41 Stithians to be retained approximately 66 metres north-north-west of the property "Tresevern House" at Ordnance Survey Grid Reference (OSGR) SW 7142/3692 shown as Point "A" on the attached map thence running in a generally south-south-easterly direction for a distance of 80 metres to a point where it has a junction with the eastern end of Bridleway number 50 Stithians within the extent of County Road U6052 approximately 18 metres south-east of the property "Tresevern House" at OSGR SW 7147/3685 shown as Point "B" on the attached map.

The Definitive Statement records an average width for Bridleway number 41 Stithians of 8'0" (eight feet). For the avoidance of doubt it is intended to stop up the highway described above in its entirety.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A length of Public Bridleway in the Parish of Stithians commencing from a point where it has a junction with that part of Bridleway number 41 Stithians to be retained approximately 66 metres north-north-west of the property "Tresevern House" at Ordnance Survey Grid Reference (OSGR) SW 7142/3692 shown as Point "A" on the attached map thence running in a generally north-easterly then south-easterly direction for a distance of 88 metres to a point where it has a junction with the northern margin of County Road U6052 approximately 38 metres north-east of the property "Tresevern House" at OSGR SW 7148/3688 shown as Point "C" on the attached map.

The Public Bridleway described above shall have a width of 3.0 (three) metres throughout.

Highways Act 1980 Order Plan Re File HAD 221

Parish: Stithians CP Path Number: BR/231/41

Produced by Countryside Access: 17 August 2015



THE CORNWALL COUNCIL (BRIDLEWAY No. 41, STITHIANS (PART)) (TRESEVERN HOUSE) PUBLIC PATH DIVERSION ORDER 2015)

Bridleway Number 41
Stithians to be retained

Tresevern Croft

Unclassified
County Road
U6052

A

Bridleway
to be
Created

Part of Bridleway
Stithians
Number 41 to be
Extinguished

C

Tresevern House

Bridleway Number
50 Stithians

Bridleway Number
51 Stithians



Track

KEY
Scale 1:1,000
Bridleway to be Retained:
Bridleway to be Created:
Bridleway to be Extinguished:

The fact that this map does not show a Public Right of Way does not mean that such rights may not be the subject of a current claim or claimed and proved sometime in the future.

This plan has been produced specifically to supply an individual with value added Local Authority information. It remains the property of C.C. and must not be copied.

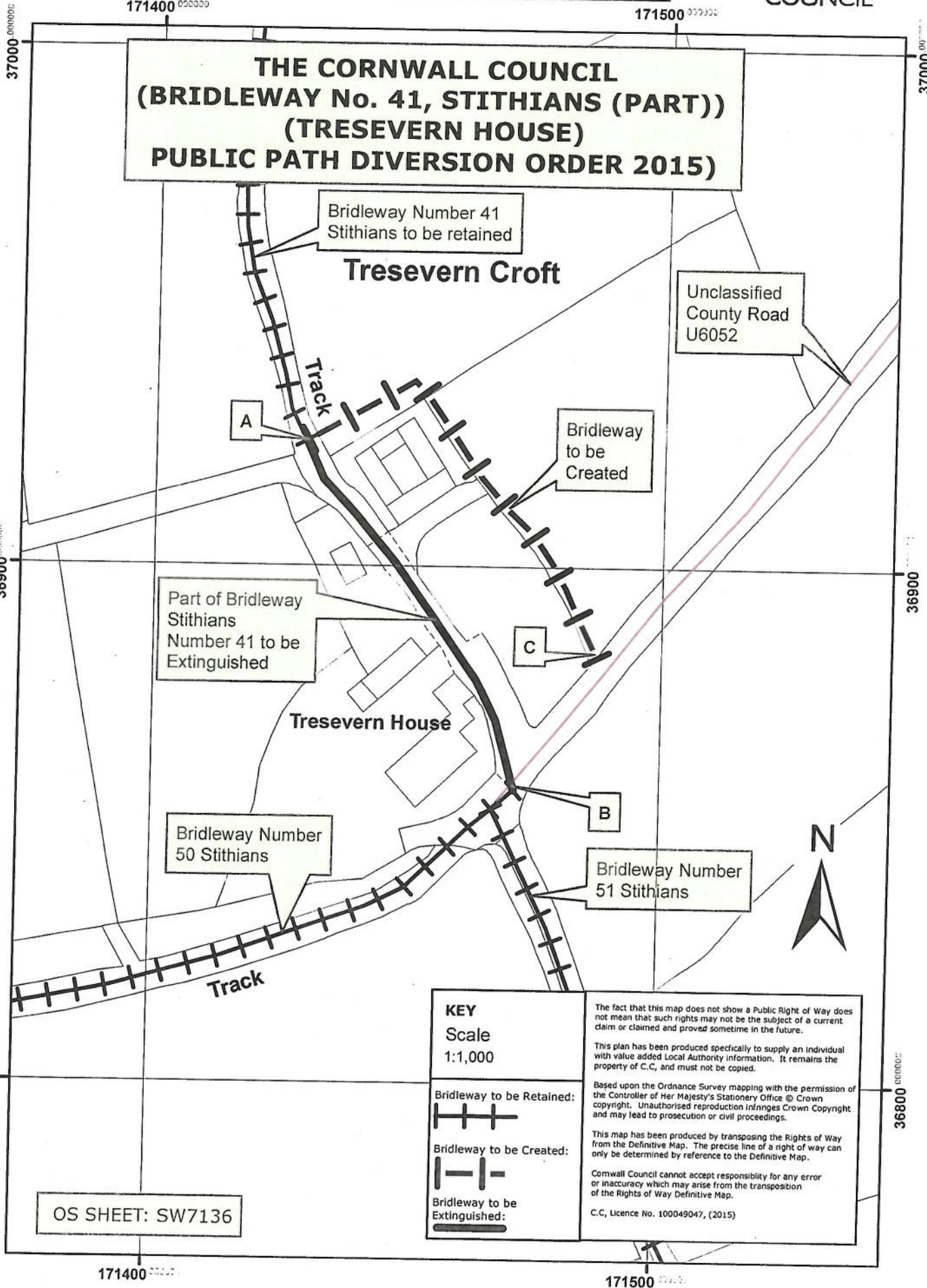
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This map has been produced by transposing the Rights of Way from the Definitive Map. The precise line of a right of way can only be determined by reference to the Definitive Map.

Cornwall Council cannot accept responsibility for any error or inaccuracy which may arise from the transposition of the Rights of Way Definitive Map.

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OS SHEET: SW7136



HIGHWAYS ACT 1980

SECTION 119

CORNWALL COUNCIL

(BRIDLEWAY No. 41, STITHIANS (PART))

(TRESEVERN HOUSE)

PUBLIC PATH DIVERSION ORDER 2015

MADE BY CORNWALL COUNCIL ON:

09 SEPTEMBER 2015