

NOTICE OF ORDER HIGHWAYS ACT 1980 SECTION 119

Kent County Council
Public Footpath SD252(part) Ash-Cum-Ridley
Public Path Diversion Order 2016

Notice is hereby given that the above referenced Order has been submitted to the Secretary of State for Environment, Food and Rural Affairs for determination. An Inspector will be appointed by the Secretary of State to determine the Order).

The **start date** for the above Order is **08 July 2016**.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case.

The effect of the Order, if confirmed without modifications, will be to divert the entire width of that length of Public Footpath numbered SD252 commencing from a point 53 metres to the south south west of its junction with Hodsoll Street (D146) at GR TQ1924 2876 (Point A) and running in a south south – westerly direction for 100 metres to GR TQ1891 2782 (Point B). Between the points A and B on the Order Plan; and will provide a new length of Public Footpath numbered SD252 with a width of 2.5 metres running from the aforementioned Point A at GR TQ1924 2876 and turning to follow the eastern and southern side of the woodland edge and the boundary fence for 52 metres in a south westerly through south – south westerly direction turning to run for 25 metres in a westerly direction and then to run for 45 metres in a south south- easterly direction to re-join the existing line of the path at GR TQ1891 2782 (Point B). Between the points A, C, D and B on the Order Plan.

All directions general, all distances approximate.

Any queries relating to this Order should be referred to Clive Richards at The Planning Inspectorate, Rights of Way Section, Room 3/G Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5502. Email: clive.richards@pins.gsi.gov.uk Please quote reference number FPS/W2275/4/46 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by appointment at Countryside Access Team, Kent County Council, Invicta House, County Hall, Maidstone, Kent ME14 1XX. Contact Chris Wade on tel. no. 03000 413475 to make an appointment.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 22 July 2016]

The Order Making Authority must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send a copy (excluding copies of any supporting documents, although these will be available to view at the Authority's offices) to everyone who has made an objection or representation, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 02 September 2016]

Everyone who has made an objection or representation or any other written representation must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies (excluding copies of any supporting documents, although these will be available to view at the Authority's offices) to the Authority, the applicant, every person who has made an objection or representation and any other person who has written to us in respect of the Order.

Within the same period the applicant (if applicable) must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, Secretary of State will send a copy (excluding copies of any supporting documents, although these will be available to view at the Authority's offices) to the Authority, everyone who has made an objection or representation and any other person who has written to us in respect of the Order.

Within 14 weeks of the start date [by 14 October 2016]

Everyone who has made an objection or representation, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure that their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of these comments to everyone else.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order(s) must do so in line with the timetable set out above.

In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received on time. Late documents will be returned.

We cannot accept any libellous, racist or abusive comments. Any documents containing such comments will be returned.

IN THE DISTRICT OF SEVENOAKS
HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH SD252 (PART) ASH CUM RIDLEY)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2016

This Order is made by the Kent 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 Public Footpath SD252 (part) at Ash cum Ridley 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 Definitive Map and Statement for the County of Kent (Map Sheet 042 (TQ66SW)) requires 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.

The applicant has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and pay any expenses which are incurred in bringing the new site of the public right of way into a fit condition for use by the Public.

Sevenoaks 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 Ash cum Ridley and shown by a bold continuous line on the attached map contained in the Order and described in Part I of the schedule to this Order shall be stopped up twenty eight days from the date of confirmation and, thereupon the Definitive Map for the County of Kent (Map Sheet 042 (TQ66SW)) shall be modified by deleting from it that public right of way.
2. The relevant date of this Order will be as specified in paragraph 1.
3. There shall be twenty eight days from the date of confirmation a Public Footpath over the land situate at Ash Cum Ridley described in Part II of the schedule and shown by a bold broken line on the Map contained in this Order, and thereupon the Definitive Map for the County of Kent (Map Sheet 042 (TQ66SW)) shall be modified by adding the path to it.
- 3A. The Definitive Statement for the County of Kent (Map Sheet 042 (TQ66SW)) shall be modified as described in Part IV of the schedule to this Order.

GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 29th DAY OF
FEBRUARY IN THE YEAR TWO THOUSAND AND SIXTEEN.

THE COMMON SEAL OF THE KENT COUNTY COUNCIL
was hereto affixed in the presence of:

.....

Authorised Signatory



SCHEDULE

PART I: DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that length of *Public Footpath numbered SD252* commencing from a point approximately 53 metres to the south south west of its junction with Hodsoil Street (D146) at GR TQ1924 2876 (Point A) and running in a generally south south - westerly direction for approximately 100 metres to GR TQ1891 2782 (Point B). Between the points A and B on the Order Plan.

II: DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of Public Footpath numbered SD252 with a width of 2.5 metres running from the aforementioned point A at GR TQ1924 2876 and turning to follow the eastern and southern side of the woodland edge and the boundary fence for approximately 52 metres in a generally south westerly through south - south westerly direction turning to run for 25 metres in a generally westerly direction and then to run for approximately 45 metres in a generally south south - easterly direction to re-join the existing line of the path at GR TQ1891 2782 (Point B). Between the points A, C, D and B on the Order Plan.

PART III: LIMITATIONS AND CONDITIONS

None

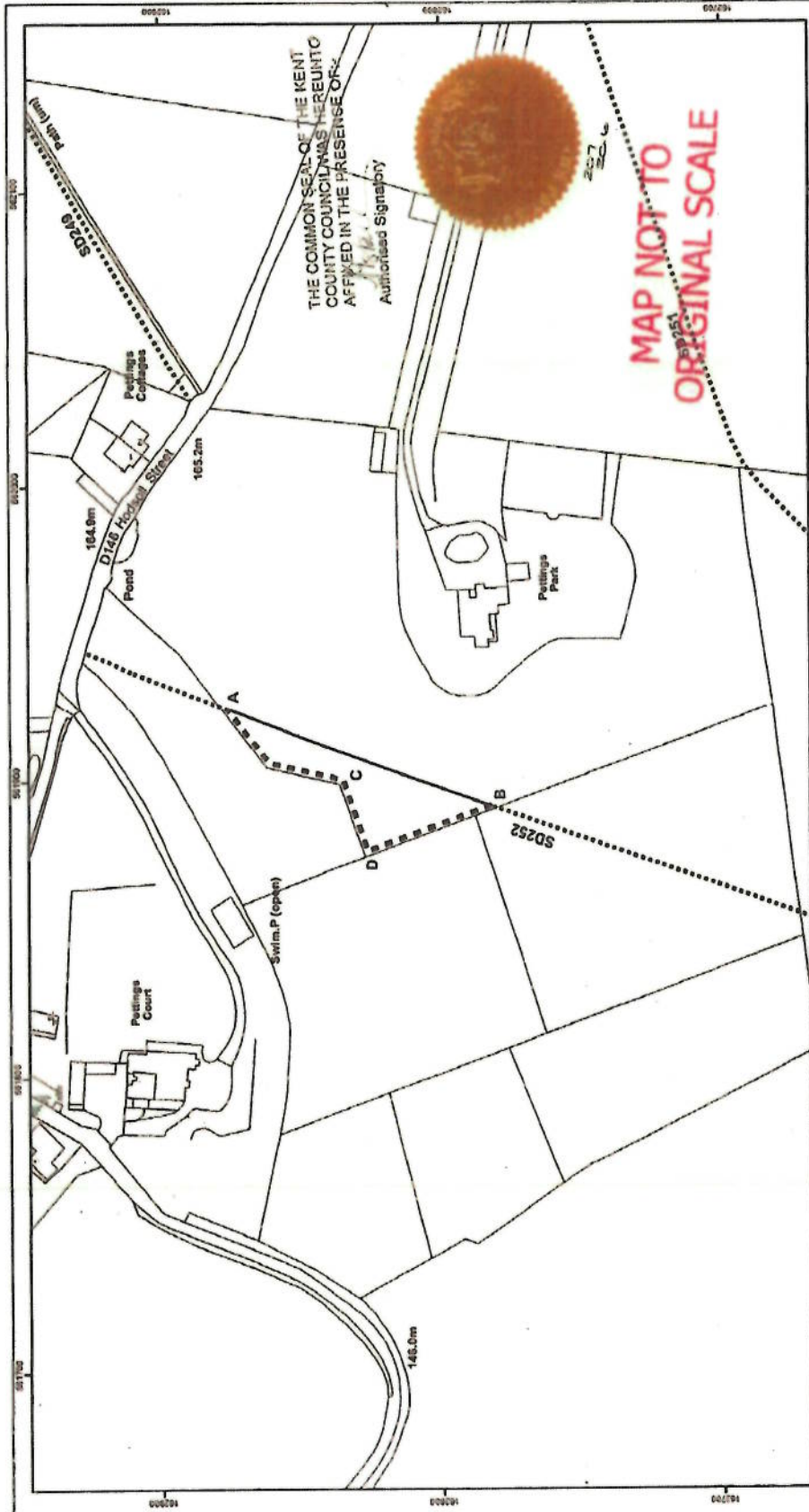
PART IV: MODIFICATION OF DEFINITIVE STATEMENT

The entry for Public Footpath SD252 is modified by the addition of the following:

Part diverted, at Pettings Park, Hodsoil Street, by the Kent County Council (Public Footpath SD252 (part) Ash cum Ridley) Public Path Diversion and Definitive Map and Statement Modification Order 2016 with a width of 2.5 metres for the new length of path.

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

**THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH SD252 (PART) ASH CUM RIDLEY)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2016**



Key

- Route to be diverted
- - - New length of route
- Unaffected routes

Public Rights of Way and Access Service

Kent County Council
 Highways Act 1980
 Wildlife & Countryside Act 1981
 The Kent County Council (Public Footpath SD252 (part) Ash-Cum-Ridley) Public Path Diversion and Definitive Map & Statement Modification Order 2016

0 0.075 0.15 Kilometres

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Created by: NB Checked by: CW Reference: SD252/15/02/2016

1:1,250
 Kent County Council