

PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980, SECTION 119
HEREFORDSHIRE COUNCIL
FOOTPATH LZ3 (PART) LYONSHALL
PUBLIC PATH DIVERSION ORDER 2013

This Order is made by the County of Herefordshire District Council (known as "Herefordshire Council") under section 119 of the Highways Act 1980 because it appears to Herefordshire Council that in the interests of the owner and occupier of the land crossed by the footpath described in Part 1 of the Schedule to this order it is expedient that part of the line of the path should be diverted.

Mrs G M Wright, the said owner, has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and to pay any expenses which are incurred in bringing the new site of the footpath into a fit condition for use by the public.

BY THIS ORDER:

1. The public right of way over the land situated at Summer Court in the Parish of Lyonshall and shown by a bold continuous line on the plan contained in this order and described in Part 1 of the said Schedule shall be stopped up in accordance with the provisions of Article 3 below.
2. There shall be created to the reasonable satisfaction of Herefordshire Council and in accordance with Article 3 below an alternative public footpath over the land situated at Summer Court in the Parish of Lyonshall described in Part 2 of the Schedule hereto and shown by a bold broken line on the said plan.
3. The said diversion of the footpath shall have effect on the date Herefordshire Council certifies that the terms of Article 2 and 4 herein have been satisfied.
4. The following works shall be carried out in relation to the new highway described in Part 2 of the Schedule hereto.
 - Waymarking as appropriate.
5. Where immediately before the date on which the said footpath is diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of their undertakings, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.
6. 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 hereto.

Dated *14th* November, 2013

THE COMMON SEAL of the County of)
Herefordshire District Council was affixed)
BY ORDER)

Authorised Officer



5978

SCHEDULE

PART 1

Description of Site of Existing Path or Way

The existing route of footpath LZ3 commences at OS Grid Reference SO 3341, 5398 (point A on the order plan) and travels in a generally north-easterly direction through a field for approximately 173 metres to a field gate at OS Grid Reference SO 3355, 5408, then continuing in a north-easterly direction for approximately 43 metres past barns and yards to OS Grid Reference SO 3359, 5410 (point B on the order plan) and passing through another field gate then turning and continuing in a generally north-north-westerly direction adjacent to a barn for approximately 25 metres to OS Grid Reference SO 3357, 5413 (point C on the order plan) then passing through a pedestrian gate and continuing in a generally north-north-westerly direction past (and through) buildings for approximately 25 metres to OS Grid Reference SO 3356, 5415 (point D on the order plan), then turning and travelling in a generally east-north-easterly direction for approximately 55 metres to OS Grid Reference SO 3362, 5417 (point E on the order plan).

The total length of the existing said footpath is approximately 321 metres.

PART 2

Description of Site of New Path or Way

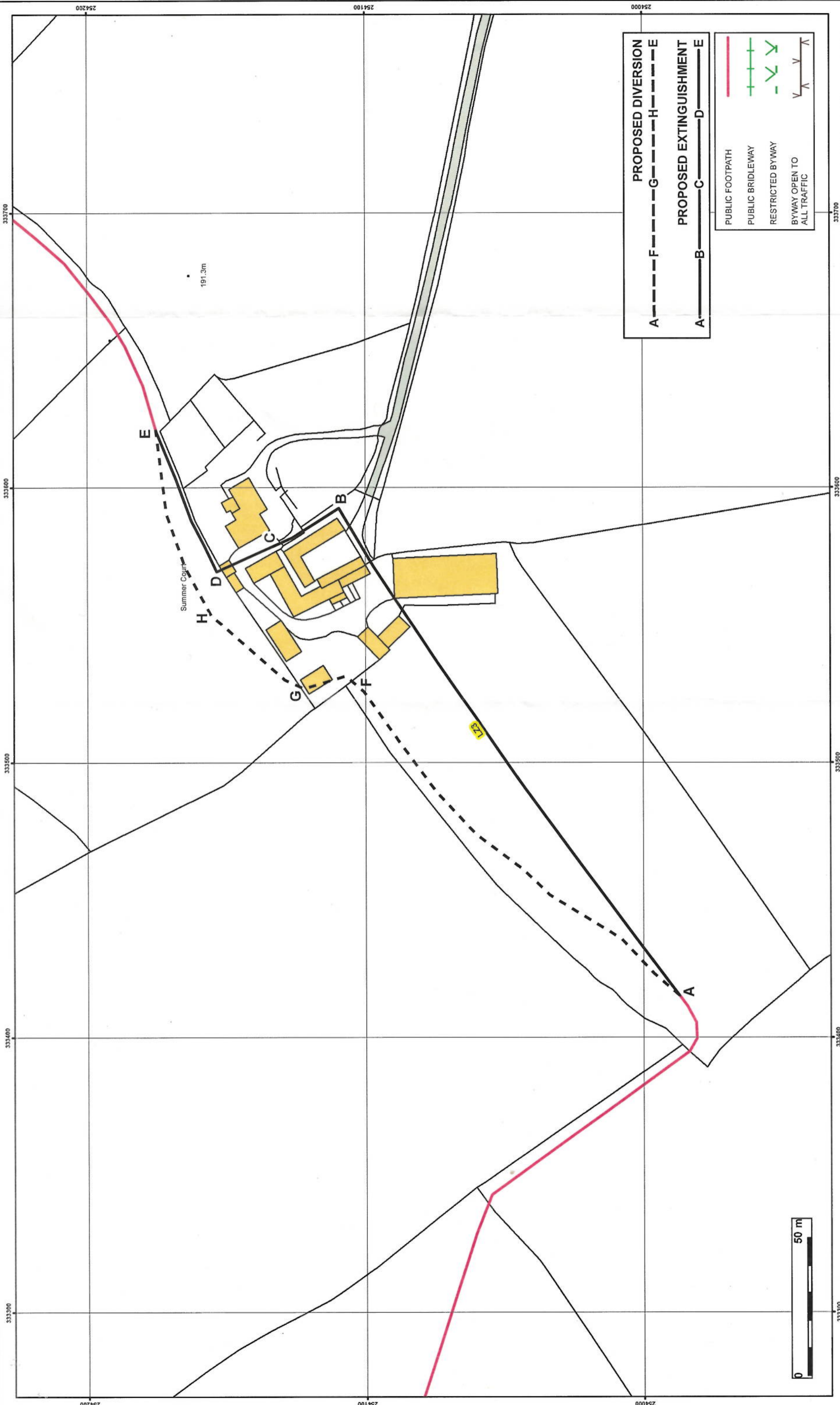
The proposed new route of footpath LZ3 being 2 metres in width commences at OS Grid Reference SO 3341, 5398 (point A on the order plan) and travels in a generally north-easterly direction through a field for 166 metres to OS Grid Reference SO 3352, 5410 (point F on the order plan) then through the field gate and turning and continuing in a generally northerly direction for approximately 19 metres along a track and through a further field gate into a field at OS Grid Reference SO 3352, 5412 (point G on the order plan) then following the boundary of the field for approximately 41 metres to OS Grid Reference SO 3355, 5415 (point H on the order plan) and then continuing in a generally east-north-easterly direction for approximately 70 metres adjacent to the field boundary to re-join the existing route of LZ3 at OS Grid Reference SO 3362, 5417 (point E on the order plan).

The total length of the said proposed new footpath is approximately 296 metres.

PART 3

Limitations and Conditions

Position on Path to which Limitations and Conditions apply	Limitations and Conditions
OS Grid Reference SO 3352, 5410 (point F)	Field Gate to BS5709:2006
OS Grid Reference SO 3352, 5412 (point G)	Field Gate to BS5709:2006



PROPOSED DIVERSION
 A---F---G---H---E

PROPOSED EXTINGUISHMENT
 A---B---C---D---E

PUBLIC FOOTPATH
 PUBLIC BRIDLEWAY
 RESTRICTED BYWAY
 BYWAY OPEN TO ALL TRAFFIC

**HIGHWAYS ACT 1980, SECTION 119
 HEREFORDSHIRE COUNCIL - FOOTPATH LZ3 (PART)
 PARISH OF LYONSHALL
 PUBLIC PATH DIVERSION ORDER 2013**

SCALE 1:1,250 @ A3 Drawing No.: D437/255-3

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