

**Public Path Diversion and**  
**Definitive Map and Statement Modification Order**  
**Highways Act 1980**

**Wildlife and Countryside Act 1981**

**Surrey County Council**  
**Public Bridleway No.74 & Public Footpath No.76 (Esher)**  
**Public Path Diversion Order 2015**

This Order is made by Surrey 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 public and the landowner, it is expedient that the lines of Public Bridleway No.74 & Public Footpath No.76 (Esher) 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 Surrey County Council 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 highways shown or required to be shown in the map and statement. \_\_\_\_\_

The Elmbridge Borough Council have been consulted to the making of the Order as required by Section 120(2) of the 1980 Act. \_\_\_\_\_

**BY THIS ORDER:-**

1 THE public rights of way over the land situated at Pondtail Farm, Chilbrook Road, Downside, Cobham; and shown by bold continuous lines on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up at the date on which it is certified by the Authority that the public paths described in Part 2 of the Schedule to this order are in a fit condition for public use and thereupon the Surrey County Council definitive map shall be modified by deleting from it those public rights of way. \_\_\_\_\_

2 THERE shall be at the date on which it is certified by the Authority that the public paths described in Part 2 of the Schedule to this Order are in a fit condition for public use, a public bridleway shown by bold dashes with bars in the intervals and a public footpath shown by a bold broken line over the land situated at Pondtail Farm, Chilbrook Road, Downside, Cobham as described in Part 2 of the Schedule and on the map contained in this Order, and thereupon the Surrey County Council definitive map shall be modified by adding those paths to it. \_\_\_\_\_

2A THE Surrey County Council definitive statement shall be modified as described in Part 4 of the Schedule to this order. \_\_\_\_\_

### Schedule

#### Part 1

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

Public Bridleway No.74 (Esher) from point 'A' 5 metres to the west of its junction with Public Footpath No.76 (Esher), in a generally westerly direction for 180 metres to point 'D', as shown on Drawing No. 3/1/77/H18F. \_\_\_\_\_

Public Footpath No.76 (Esher) from point 'E' at its junction with Public Bridleway No.74 (Esher), in a southerly direction for 230 metres to point 'H' at its junction with Public Footpath No.75 (Esher), as shown on Drawing No. 3/1/77/H18F. \_\_\_\_\_

#### Part 2

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

Public Bridleway No.74 (Esher) from point 'A' at a point approximately 220 metres from its junction with Chilbrook Road, in a southerly direction for 10 metres to a culvert at point 'B', then continuing in a southerly direction for a further 47 metres to point 'C', then in a westerly direction for 145 metres to point 'D' as shown as a bold dashes with bars in the intervals on Drawing No. 3/1/77/H18F. The Bridleway to have a width of 3 metres except from where it crosses the culvert where the width will be 2m. \_\_\_\_\_

Public Footpath No.76 (Esher) from point 'C' at its junction with Public Bridleway No.74 (Esher), in a southerly direction for 155 metres to point 'F', then in an easterly direction for 10 metres to point 'G', then in a southerly direction for 17 metres to point 'H' as shown by a bold broken line on Drawing No. 3/1/77/H18F. The footpath to have a width of 2 metres. \_\_\_\_\_

Part 3

Limitations and conditions

Position of path or way to which  
limitations and conditions apply

Limitations and Conditions

At point 'B' on Drg. No. 3/1/77/H18F

Bridle gate to British Standard 5709

At point 'D' on Drg. No. 3/1/77/H18F

Bridle gate to British Standard 5709

At point 'F' on Drg. No. 3/1/77/H18F

Kissing gate to British Standard 5709

At point 'G' on Drg. No. 3/1/77/H18F

Kissing gate to British Standard 5709

At point 'H' on Drg. No. 3/1/77/H18F

Kissing gate to British Standard 5709

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

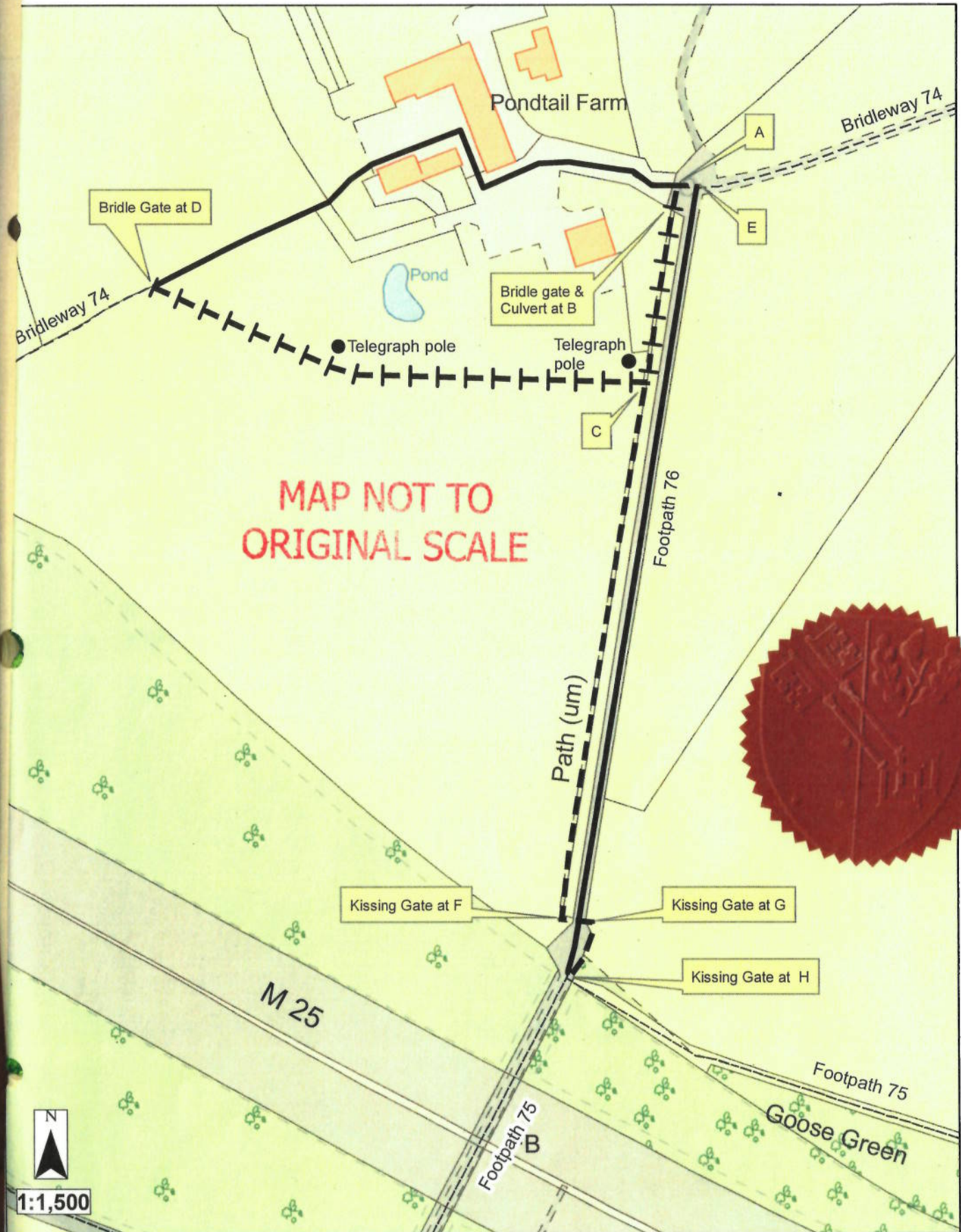
VARIATION OF PARTICULARS OF PATH

R/W No	Status & Width Claimed	Description	Width Fence to Fence	Condition or Surface	Remarks	Map No.
74	B.W.	From Ockham Lane, Pointers Green, south-east of "Poynters Farm" in a south-easterly direction:-			<i>HA 1980 Division Order 2015</i>	TQ 15
	3m	Path	udf	Grass		
		Culvert				
		Path	udf	Earth		
		Field gate	8'0"	Free		
		Path (field margin)		Grass		
		Bridle gate	2m	Wood		
		Path		Grass		
		Gap	8'0"			
		Path (field margin)		Grass		
		Gap	10'00"			
		Path				
		Stile	4'0"	Wood		
		Occupation road	25'0"	12'0" gravel		
		Field gate	10'0"	Wood		
		Junction with R/W 76				
		<i>Path proceeds in a northerly direction:-</i>				
	3m	Path		Grass		
	3m	Culvert	2m			
		Path		Grass		
		Bridle gate	2m	Wood		
		Path proceeds in a north-easterly direction:-				
		Occupation road	10'0"	Gravel/ Hardcore		
		Field gate	10'0"	Wood		
		Crosses Chilbrook Farm Road		Metalled		
		Path		Earth	Ploughed	
		To Downside Road				

R/W No	Status & Width Claimed	Description	Width Fence to Fence	Condition or Surface	Remarks	Map No.
76 *	F.P.	From RW75 at the western end of Goose Green in a northerly direction:-			<i>HA 1980 Division Order 2015</i>	TQ 15
		<del>Path Stile and Obstruction</del>			<del>Barbed-wire fence</del>	
	2m	<i>Kissing gate Path</i>	1.4m	<i>Wood</i>		
	2m	<i>Kissing gate Path</i>	1.4m	<i>Wood</i>		
	2m	<i>Kissing gate Path</i>	1.4m	<i>Wood</i>		
		To RW 74 east south of "Pondtail Farm"				





The text which has been crossed through will be removed from the Surrey County Council definitive statement. The text in italics will be added to the Surrey County Council definitive statement

**Public Bridleway No.74 & Public Footpath No.76 (Esher)  
Borough of Elmbridge  
Proposed Diversion Order**



1:1,500



Definitive Bridleway route shown A - D (180m):   
 Proposed Bridleway route shown A - B - C - D (202m):   
 Definitive Footpath route shown E - H (230m):   
 Proposed Footpath route shown C - F - G - H (182m): 

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Grid ref at A:  
TQ 1045 5809  
Date: 20/08/2014  
Drawn by: TJ  
Drawing No:  
3/1/77/H18F

Executed as a Deed by affixing the Seal of SURREY COUNTY COUNCIL  
on 23 September 2015 in the presence of :-

*Wanda O'Shelen*  
Head of Legal & Democratic Services/Authorised Signatory



DATED 23 SEPTEMBER 2015

HIGHWAYS ACT 1980 SECTION 119  
WILDLIFE AND COUNTRYSIDE ACT 1981  
SURREY COUNTY COUNCIL  
PUBLIC BRIDLEWAY No.74 & PUBLICFOOTPATH No.76 (ESHER)  
PUBLIC PATH DIVERSION ORDER 2015.

Ref: SM/TJ/3/1/77

Surrey County Council

No. in sealing  
register

.....14030 - 14033.....

Ordered to  
be sealed

Countryside Access  
Team Manager 11.9.2015