

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

THE NORTH YORKSHIRE COUNTY COUNCIL (A59 (KEX GILL DIVERSION) CLASSIFIED ROAD) (SIDE ROADS) ORDER 2021

The North Yorkshire County Council ("the Council") make this Order in exercise of powers under sections 14 and 125 of the Highways Act 1980 and all other powers enabling it in that behalf:-

- 1 (1) The Council is authorised in relation to the classified road to:
- (a) improve the lengths of highway named in the Schedules to this Order and shown on the corresponding Site Plans by cross hatching;
 - (b) stop up each length of highway described in the Schedules and shown on the corresponding Site Plans by zebra hatching;
 - (c) construct a new highway along each route whose centre line is shown on the Site Plans by an unbroken black line surrounded by stipple;
 - (d) stop up each private means of access to premises described in the Schedules and shown on the corresponding Site Plans by a solid black band; and
 - (e) provide new means of access to premises at each location shown on the Site Plans by thin diagonal hatching.
- (2) Where a new highway is to be constructed wholly or partly along the same route as a new access or part of one, that new highway shall be created subject to the private rights over that new access.

(3) Each new highway is given a reference letter on a Site Plan which is also placed in the respective Schedule and will be a road unless the word "footpath", "bridleway", "cycle track" or "restricted byway" appears beneath its reference letter in that Schedule, in which case it will be a footpath, bridleway, cycle track or restricted byway (as the case may be). Each new access is given a number on a Site Plan which is also placed in the respective Schedule.

(3A) Where a new highway is to comprise either a "footpath", "bridleway", "cycle track" or "restricted byway" the route of that new highway is described in detail (including its width) in the annex attached to this Order entitled "Annex – New Public Rights of Way".

- (4) Where a new highway is to be constructed or a new access is to be provided in connection with the stopping up of a length of highway or private means of access described in a Schedule, its reference letter or number (as the case may be) is placed in that Schedule opposite the description of that length.

- (5) Each Site Plan shows the works indicated in the respective Schedule and has the same number as that Schedule, and the route of the classified road in relation to those works.
2. Where immediately before a length of highway is stopped up in pursuance of this Order there is under, in, on, over, along or across that highway any apparatus of statutory undertakers or any telecommunications code system operator then, subject to section 21 of the Highways Act 1980, those undertakers, or that operator, as the case may be, shall have the same rights as respects that apparatus as they had immediately before the stopping up took place.
3. In this Order:
- (a) distances are measured along the route of the relevant highway or private means of access to premises, as the case may be;
 - (b) a reference to a Schedule or Site Plan number is a reference to the Schedule, or to the Site Plan, so numbered;
 - (c) "the classified road" means the highway which the Council propose to construct west of the junction of the A59 and North Moor Road in a north-easterly direction before following an existing bridleway between North Moor Road and Hall Lane and then in a south-easterly direction returning to the existing A59 prior to Blubberhouses Bridge and which is a highway/proposed highway which is a classified road in accordance with section 12 of the Highways Act 1980;
- "the Council" means North Yorkshire County Council;
- "improvement" in relation to a highway includes raising, lowering or otherwise altering that highway, and "improved" shall be construed accordingly;
- "new access" means a means of access to premises authorised by this Order to be provided;
- "new highway" means a highway authorised by this Order to be constructed and "new highways" shall be construed accordingly;
- "Schedule" means a Schedule to this Order, and "Schedules" shall be construed accordingly;

SCHEDULE 1

In the Parishes of Blubberhouses and Fewston in the District of Harrogate in the County of North Yorkshire

Site Plan 1 of 3

Drawing No: OD33/01

Highways to be improved

North Moor Road

Highways to be stopped up

Reference letters of new highways

A59 Kex Gill Road from a point 153 metres south-west of the mid-point of its junction with North Moor Road for a distance of ~~4327.5~~ 1174.5 metres in an easterly direction

A
(Restricted Byway)
A1
(Footpath)

~~A~~
(Restricted Byway)
~~A1~~
(Footpath)

Public Footpath 15.14/4/1 from its junction with North Moor Road for a distance of 195 metres in a south-westerly direction

B
(Footpath)
C
(Bridleway)

Public Bridleway 15.14/5/1 from its junction with North Moor Road for a distance of 306 metres in an easterly direction

D
(Bridleway)

"the Site Plan"

means one of the plans numbered 1 to 3 contained in the Plan Folio marked "The North Yorkshire County Council (A59 (Kex Gill Diversion) Classified Road) (Side Roads) Order 2021" sealed with the Common Seal of the Council and deposited at the offices of the Council at County Hall, Northallerton and Harrogate and Skipton Libraries and a duplicate has been deposited in the Offices of the Secretary of State for Transport and may also be viewed online:

<https://www.northyorks.gov.uk/a59-kex-gill-re-alignment>

SCHEDULE 2

In the Parishes of Blubberhouses and Fewston in the District of Harrogate in the County of North Yorkshire

Site Plan 2 of 3

Drawing No: OD33/02

Highways to be improved

None

Highways to be stopped up

Reference letters of new highways

A59 Kex Gill Road from a point 1167 metres east of the mid-point of its junction with North Moor Road for a distance of 1587 metres in an easterly direction

Public Bridleway 15.14/5/1 from a point 306 metres east of the mid-point of its junction with North Moor Road for a distance of 1263 metres in an easterly direction

E
(Bridleway)
F
(Restricted Byway)
G
(Restricted Byway)

Unclassified Unsurfaced Road U8056/9/30 from its junction with A59 Kex Gill Road for a distance of 595 metres in a northerly direction

F
(Restricted Byway)
G
(Restricted Byway)
H
(Restricted Byway)
J
(Restricted Byway)

K
(Bridleway)

**Private means of access to be
stopped up**

**Reference numbers of new
accesses**

--

1

Access to derelict building 63 metres
east of the junction of North Moor
Road and Public Bridleway 15.14/5/1

2 and 3

Private means of access to be stopped up Reference numbers of new accesses

----- 4

SCHEDULE 3

In the Parishes of Blubberhouses and Fewston in the District of Harrogate in the County of North Yorkshire

Site Plan 3 of 3

Drawing No: OD33/03

Highways to be improved

Church Hill

Highways to be stopped up Reference letters of new highways

A59 Kex Gill Road from a point 2245 metres east of its junction with North Moor Road for a distance of 594 metres in an easterly direction -----

Church Hill from its junction with A59 Kex Gill Road for a distance of 123 metres in a southerly direction P

Hall Lane from its junction with A59 Kex Gill for a distance of 68 metres in a north-westerly direction M and N

Hall Lane from a point 68.85 metres from the entrance to Blubberhouses Hall for 61 metres in a westerly direction M and N

~~M and N~~

Public Footpath 15.14/7/1 from its junction with A59 Kex Gill Road for a distance of 243 metres in a north-westerly direction

M and N
L ~~+~~
(Bridleway) ~~Bridleway)~~
Q ~~-~~
R ~~Bridleway)~~
(Bridleway)

Private means of access to be stopped Reference number of new accesses

--	5
--	6
--	7

THE COMMON SEAL of the NORTH YORKSHIRE COUNTY COUNCIL was hereunto affixed in the presence of :



W. Cerdery
Authorised Officer

30 July 2021
Date

**NORTH YORKSHIRE COUNTY COUNCIL
(A59 (KEX GILL DIVERSION) CLASSIFIED ROAD) (SIDE ROADS) ORDER 2021**

Annex

“New Public Rights Of Way”

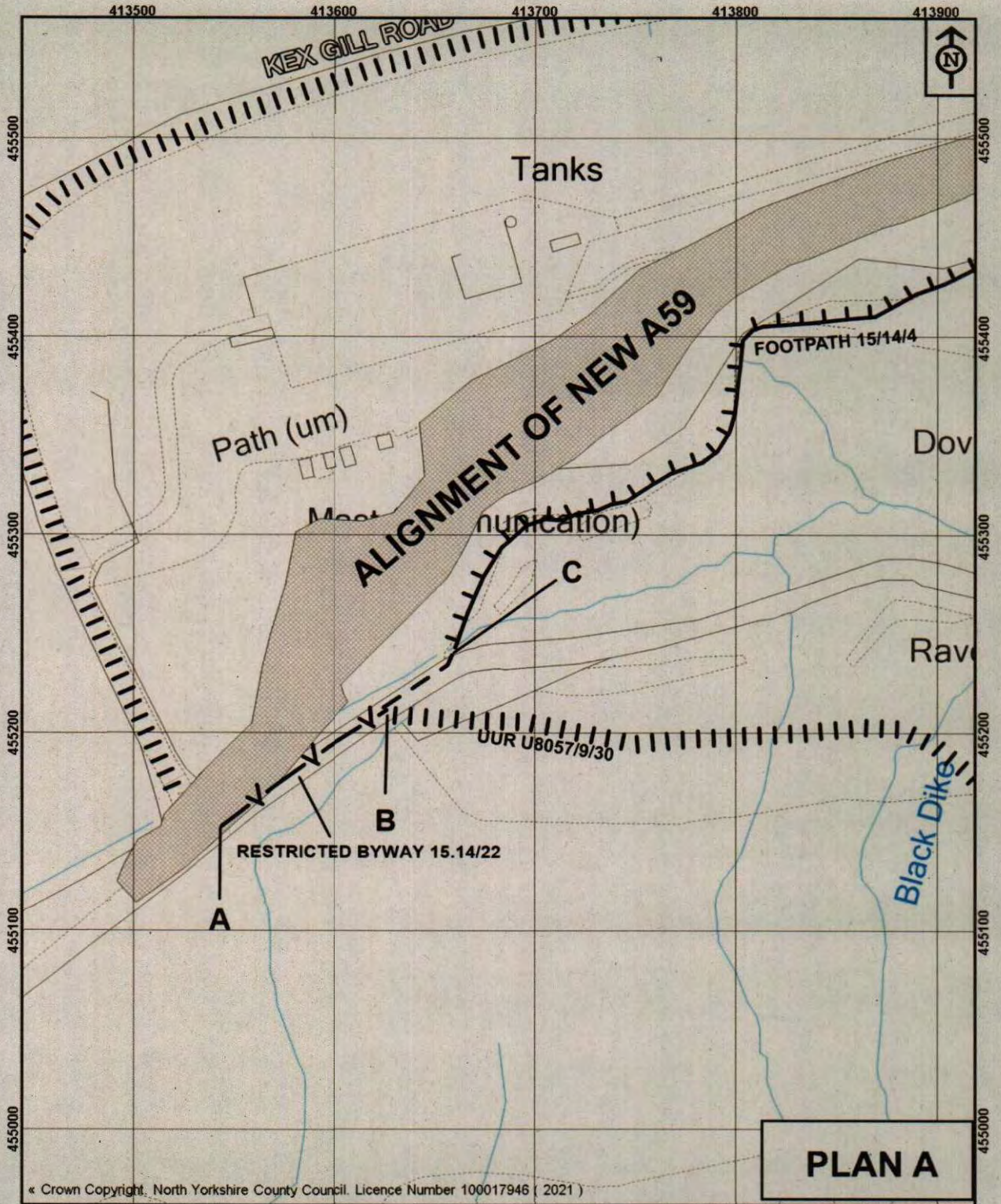
<u>Sections of New Highway</u> (as shown on the Side Roads Order Plans)	<u>Section of Restricted Byway, Bridleway or Footpath</u> (as shown on the plans below comprising part of this annex)	<u>Position</u> (Reference points referred to in this column below refer to points on the plans below comprising part of this annex)	<u>Width</u>
<p style="text-align: center;">“A” (Site Plan 1 inset A)</p>	<p>Restricted Byway 15.14/22</p> <p>Marked by a bold broken line with V in the intervals and shown as A - B on Plan A below.</p>	<p>Commencing at its junction with the A59 at Grid Reference 41354 45515 (Point A), and proceeding in a generally north-easterly direction for approximately 100 metres along the surface of the former A59 to its junction with the highway Reference Number U8057/9/30 at Grid Reference 41362 45521 (Point B). The surface is crushed stone.</p>	<p style="text-align: center;">5 metres</p>
<p style="text-align: center;">“A1” (Site Plan 1 inset A)</p>	<p>Public Footpath 15.14/4</p> <p>Marked by a bold broken line and shown as B - C on Plan A below.</p>	<p>Commencing at its junction with Restricted Byway 15.14/22 at Grid Reference 41362 45521 (Point B) and proceeding north east along the former A59 for approximately 47 metres along the alignment of the former A59 to its junction with the existing footpath via a gap at Grid Reference 41366 45523 (Point C). The surface is crushed stone.</p>	<p style="text-align: center;">2 metres</p>
<p style="text-align: center;">“B” (Site Plan 1)</p>	<p>Public Footpath 15.14/4</p> <p>Marked by a bold broken line and shown as D - Y - F on Plan B below).</p>	<p>Commencing on the existing footpath at Grid Reference 41414 45554 (Point D) and proceeding generally east along the southern side of the new A59 for 283 metres, via a pedestrian gate at Grid Reference 41435 45559 (Point Y), and a pedestrian gate at Grid Reference 41441 45560 (Point F), to its junction with bridleway No. 15.14/5 at Grid Reference 41441 45560. The surface is grass.</p>	<p style="text-align: center;">2 metres</p>

<p>“C” (Site Plan 1 inset B) & “D” (Site Plan 1) & “E” (Site Plan 2)</p>	<p>Public Bridleway 15.14/5</p> <p>Marked by a bold broken line with bars in the intervals and shown as G – I – J – K – L – M on Plans B & C below.</p>	<p>Commencing at a gap off North Moor Road at Grid Reference 41436 45566 (Point G) and proceeding in a generally easterly direction for approximately 80 metres to Grid Reference 41444 45567 (Point I), then southerly direction for approximately 96 metres passing under the A59 via an underpass to Grid Reference 41442 45560 (Point L). The bridleway then proceeds in a generally easterly, then south-easterly direction alongside the southern side of the new section of the A59 for approximately 1590 metres, to its junction with Restricted Byway 15.14/23 at Grid Reference 41588 45548 (Point M).</p> <p>The surfaces are:</p> <p>Grid References 41436 45566 (Point G) to 41441 45564 (Point J): 3m crushed stone track with 1m grass on either side.</p> <p>Grid References 41441 45564 (Point J) to 41441 45561 (Point K): 3m crushed stone track with 1m concrete kerb on either side.</p> <p>Grid References 41441 45561 (Point K) to 41588 45548 (Point M). 3m crushed stone track with minimum 1m grass on either side.</p>	<p>5 metres : Grid References 41436 45566 (Point G) to 41441 45564 (Point J)</p> <p>3 metres underpass : Grid References 41441 45564 (Point J) to 41441 45561 (Point K) and an additional 1m wide kerbed concrete verge on either side</p> <p>5 metres : Grid References 41441 45561 (Point K) to 41588 45548 (Point M)</p>
<p>“F” & “G” & “H” (Site Plan 2) & “J” (Site Plan 2 inset D)</p>	<p>Restricted Byway 15.14/23</p> <p>Marked by a bold broken line with V in the intervals and shown as N-H-P-Q-M-R-S on Plan C below.</p>	<p>Commencing at a field gate at a point on the highway known as Red Gate, reference number U8056/9/50 at Grid Reference 41576 45575 (Point N), then proceeding in a generally south-easterly direction for approximately 200 metres to Grid Reference 41592 45564 (Point H), then continuing in a generally south-easterly direction for approximately 180 metres to Grid Reference 41599 45549 (Point P), then passing under the A59 via an underpass for approximately 79 metres to Grid Reference 41592 45548 (Point Q), then proceeding in a generally westerly direction for approximately 35 metres to its junction with Bridleway 15.14/5, at Grid Reference 41588 45548 (Point M), then</p>	<p>5 metres : Grid References 41576 45575 (Point N) to 41599 45549 (Point P)</p> <p>3 metres underpass : Grid References 41599 45549 (Point P) to 41592 45548 (Point Q) Underpass -</p>

		<p>proceeding in a generally south-easterly then southerly direction for approximately 255 metres to Grid Reference 41595 45527 (Point R), then proceeding in a westerly direction along the line of the former A59 for approximately 210 metres to its junction with the highway Reference Number U8059/9/50 at Grid Reference 41575 45529 (Point S).</p> <p>The surfaces are:</p> <p>Grid References 41576 45575 (Point N) to 41599 45549 (Point P): 3m crushed stone track with 1m grass on either side.</p> <p>Grid References 41599 45549 (Point P) to 41592 45548 (Point Q): 3m crushed stone track with 1m concrete kerbed verge on either side.</p> <p>Grid References 41592 45548 (Point Q) to 41595 45527 (Point R): 3m crushed stone track with 1m grass on either side.</p> <p>Grid References 41595 45527 (Point R) to 41575 45529 (Point S): Surface dressed tarmac</p>	<p>with an additional 1m wide kerbed verge on either side</p> <p>5 metres : Grid References 41592 45548 (Point Q to 41575 45529 (Point S)</p>
<p>"K" (Site Plan 2 inset D) & "L" (Site Plan 3 inset F)</p>	<p>Public Bridleway 15.14/24</p> <p>Marked by a bold broken line with bars in the intervals and shown as R-U-T on Plans C & D below.</p>	<p>Commencing at its junction with Restricted Byway 15.14/23 at Grid Reference 41595 45527 (Point R), then proceeding in an easterly direction along the line of the former A59 for approximately 775 metres to its junction with Church Hill at Grid Reference 41671 45529 (Point T).</p> <p>The surfaces are: Grid Reference 41595 45527 (Point R) to Grid Reference 41670 45529 (a point 6m north west of Point U): Surfaced dressed tarmac. Grid Reference 41670 45529 (a point approximately 6m north west of Point U) to Grid Reference 41671 45529 (Point T): 3m crushed stone track with 1m grass on either side.</p>	<p>5 metres</p>
<p>"R" (Site Plan 3 inset F)</p>	<p>Public Bridleway 15.14/25</p> <p>Shown as U-V on Plan E below.</p>	<p>Commencing at its junction with Bridleway 15.14/24 at Grid Reference</p>	<p>5 metres</p>

		<p>41671 45529 (Point U), then proceeding in a southerly direction for approximately 7 metres to its junction with the section of highway off Church Hill at Grid Reference 41671 45528 (Point V).</p> <p>The surface is 3m crushed stone track with 1m grass on either side.</p>	
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Note : All routes shown on Plans A – D below by a bold solid line are routes which will be extinguished.



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**North Yorkshire
County Council**

Public Rights of Way
Waste and Countryside Services
County Hall
Northallerton
DL7 8AH

Key:

- A - B RB to be added
- B - C FP to be added
- Other footpaths
- Other Highways

Map drawn on 17 May 2021

Drawn by pin

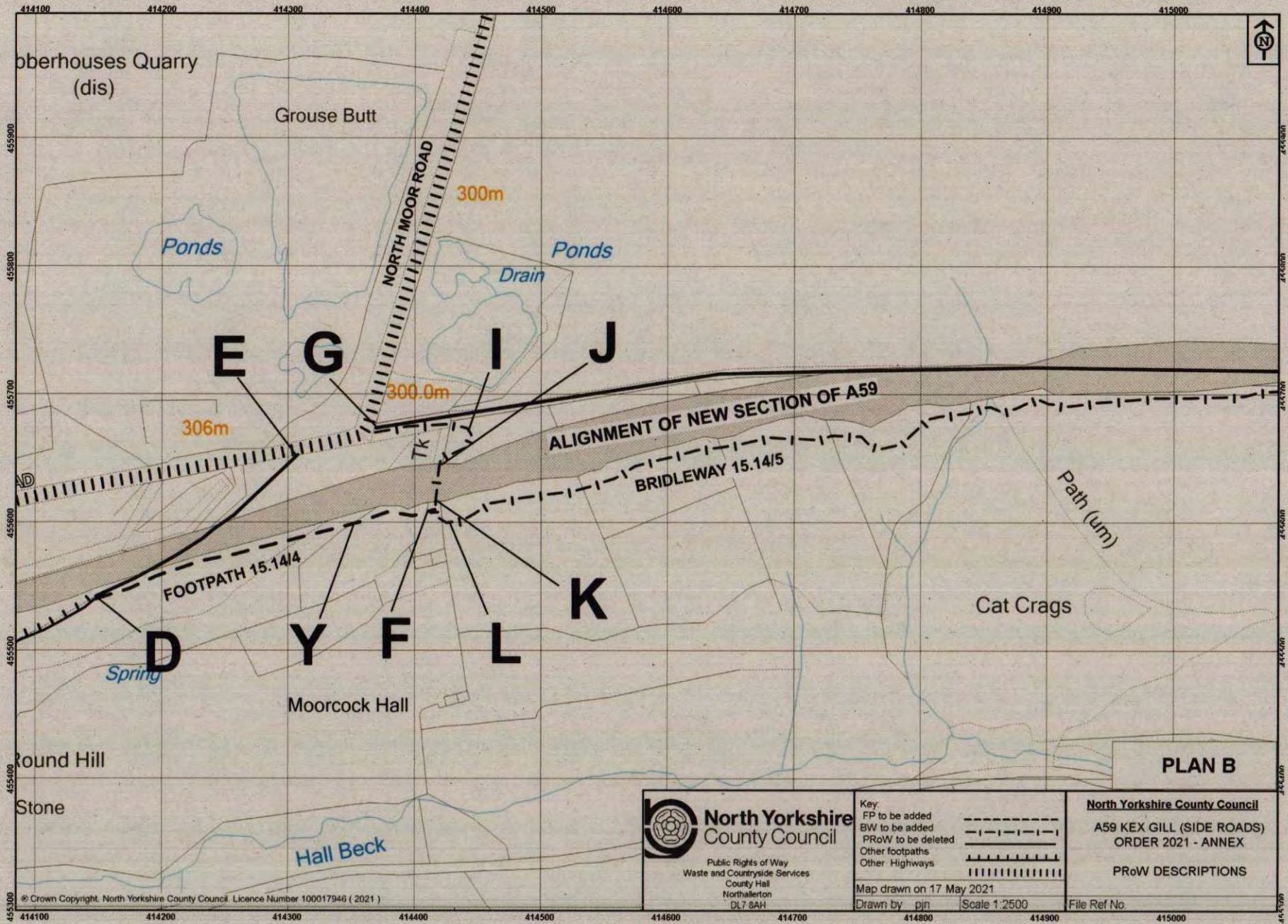
Scale 1:2500

North Yorkshire County Council

**A59 KEX GILL (SIDE ROADS)
ORDER 2021 - ANNEX**

PRoW DESCRIPTIONS

File Ref No.



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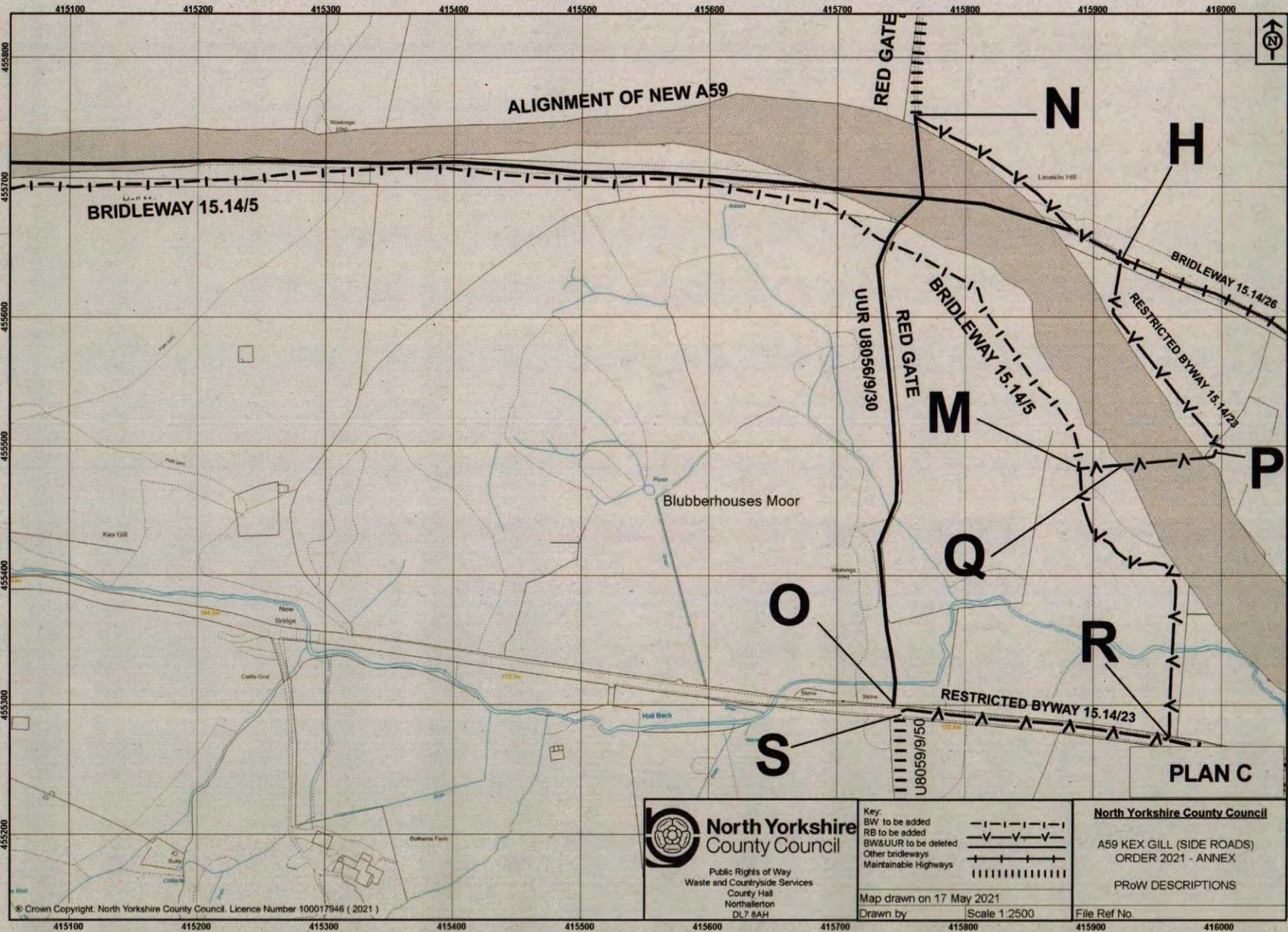
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 Northallerton
 DL7 8AH

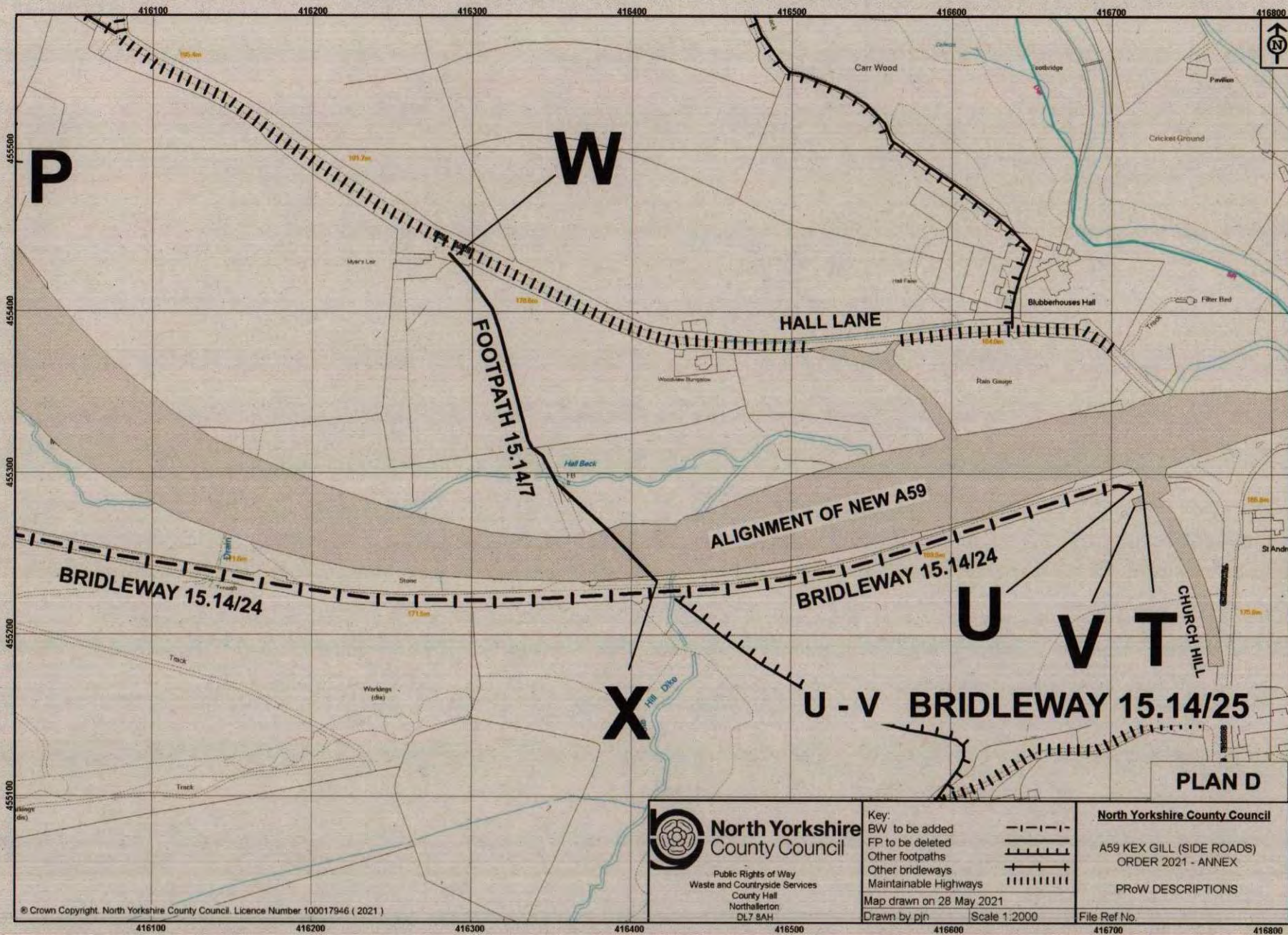
Key:
 FP to be added
 BW to be added
 PRoW to be deleted
 Other footpaths
 Other Highways

Map drawn on 17 May 2021
 Drawn by pin Scale 1:2500

North Yorkshire County Council
 A59 KEX GILL (SIDE ROADS)
 ORDER 2021 - ANNEX
 PRoW DESCRIPTIONS

File Ref No.





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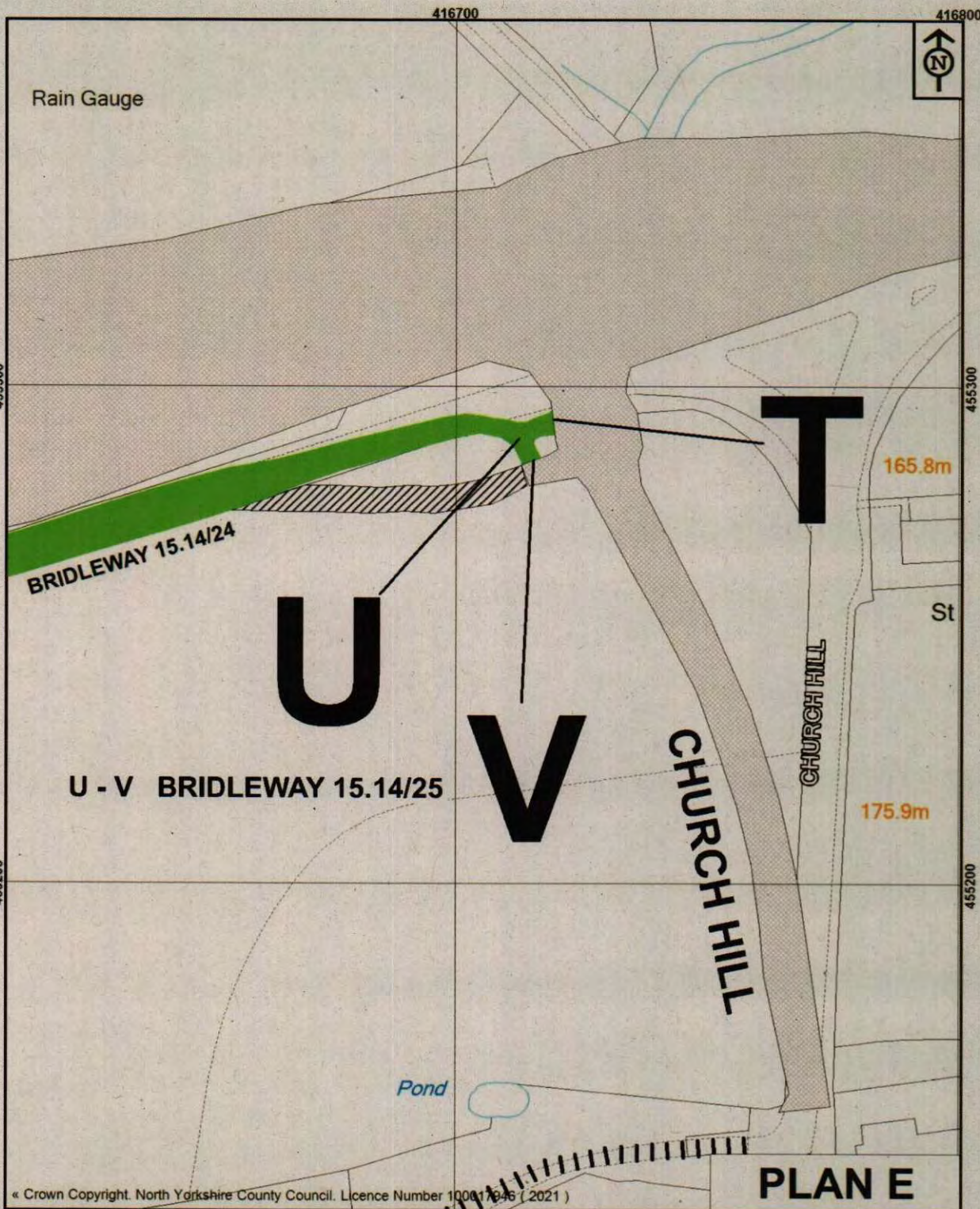
North Yorkshire County Council
 Public Rights of Way
 Waste and Countryside Services
 County Hall
 Northallerton
 DL7 8AH






Key:
 BW to be added
 FP to be deleted
 Other footpaths
 Other bridleways
 Maintainable Highways

Map drawn on 28 May 2021
 Drawn by pjn Scale 1:2000

North Yorkshire County Council
 A59 KEX GILL (SIDE ROADS)
 ORDER 2021 - ANNEX
 PROW DESCRIPTIONS

File Ref No.



 <p>North Yorkshire County Council</p> <p>Public Rights of Way Waste and Countryside Services County Hall Northallerton DL7 8AH</p>	<p>Key:</p> <p>BW to be added </p> <p>New Highway </p> <p>New private Access </p> <p>Maintainable Highways </p>	<p>North Yorkshire County Council</p> <p>A59 KEX GILL (SIDE ROADS) ORDER 2021 - ANNEX</p> <p>PRoW DESCRIPTIONS</p>
	<p>Map drawn on 28 May 2021</p> <p>Drawn by _____ Scale 1:1000</p>	<p>File Ref No. _____</p>

PLAN FOLIO

THE NORTH YORKSHIRE COUNTY COUNCIL
(A59 (KEX GILL DIVERSION) CLASSIFIED ROAD)
(SIDE ROADS) ORDER 2021

CLASSIFIED ROAD



ROUTE OF NEW HIGHWAY



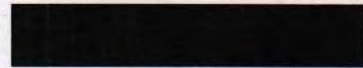
HIGHWAY TO BE IMPROVED



HIGHWAY TO BE STOPPED UP



PRIVATE MEANS OF ACCESS
TO BE STOPPED UP



ROUTE OF NEW MEANS OF ACCESS



CONTENTS:
KEY PLAN, SITE PLAN

These site plans show the routes of new highways, the site of improvement, stopping up and new accesses, but no widths or construction details.

KEY PLAN SCALE: 1:10,000
SITE PLAN: 1:2500

THE COMMON SEAL OF
NORTH YORKSHIRE COUNTY
COUNCIL

was hereunto affixed in
the presence of :-

W. Cooley
.....
Authorised Officer

Dated *30 July* 2021





THE COMMON SEAL of
North Yorkshire County Council
was hereunto affixed
in the presence of -

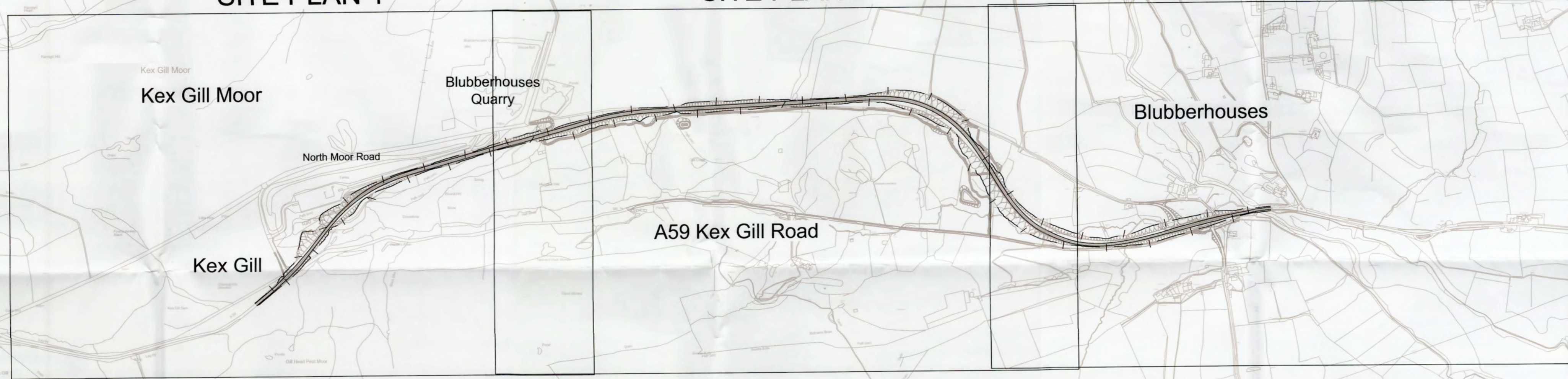
Print Name - W. G. C. GIBSON
Authorised officer
Seal No. 23475



SITE PLAN 1

SITE PLAN 2

SITE PLAN 3



Kex Gill Moor

Blubberhouses Quarry

Blubberhouses

North Moor Road

A59 Kex Gill Road

Kex Gill

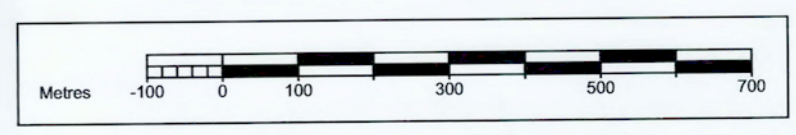
Blubberhouses Moor

Fewston Reservoir

MAP REFERRED TO IN
THE NORTH YORKSHIRE COUNTY COUNCIL
(A59 (KEX GILL DIVERSION)
CLASSIFIED ROAD)
(SIDE ROADS) ORDER 2021
INDEX PLAN - OD33/00

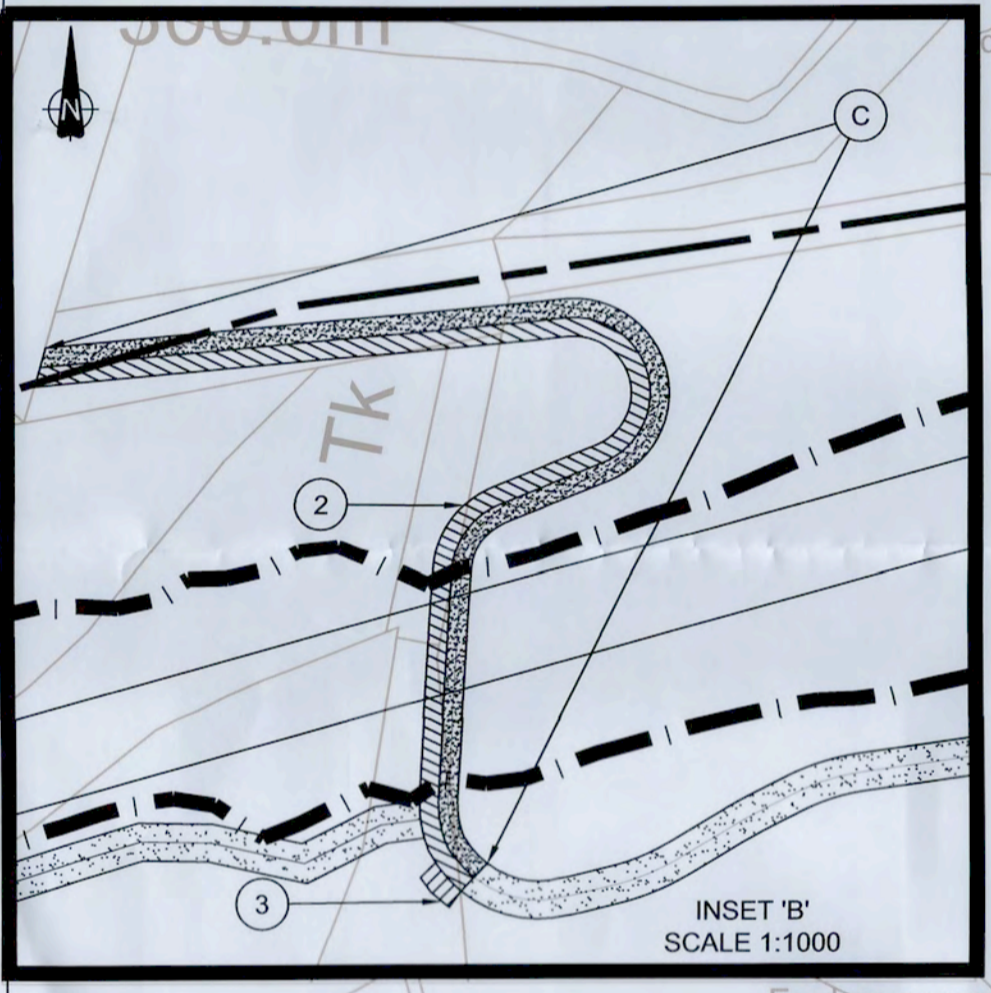
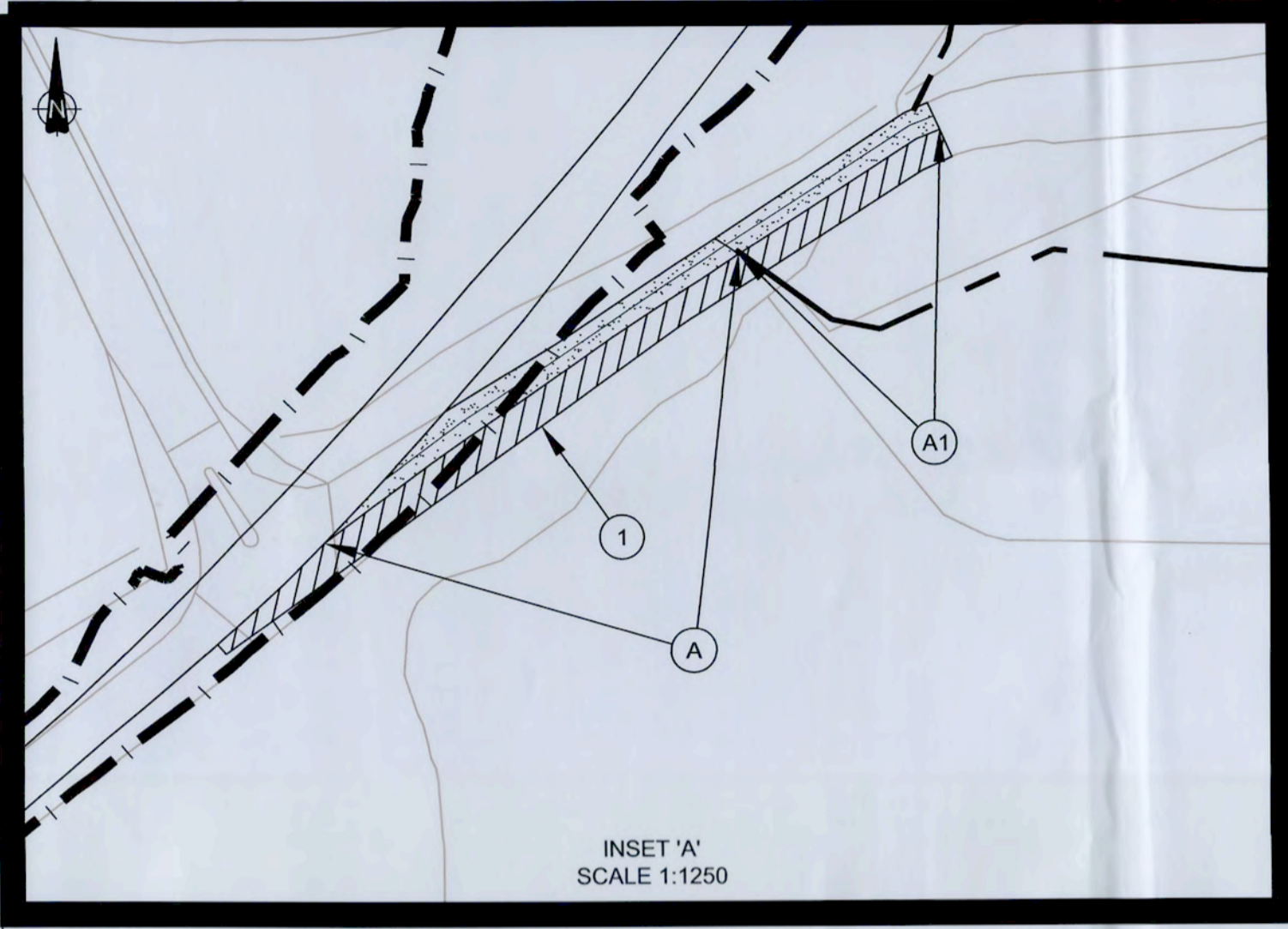
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Scale 1:10000 (A1)
1:20000 (A3)



THE COMMON SEAL of
 North Yorkshire County Council
 was hereunto affixed
 in the presence of -

Print Name - WENSON CROOK
 C.S. CROOK
 Authorised officer
 Seal No. 23475



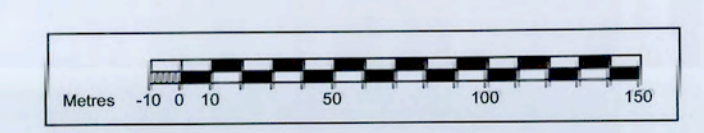
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 (A59 (KEX GILL DIVERSION)
 CLASSIFIED ROAD)
 (SIDE ROADS) ORDER 2021
 SITE PLAN 1 - OD33/01

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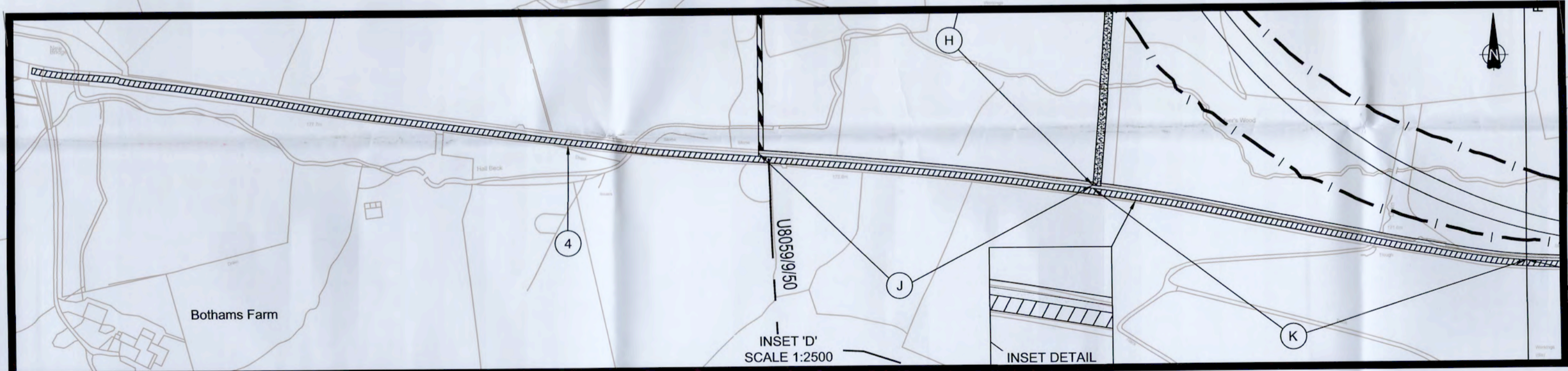
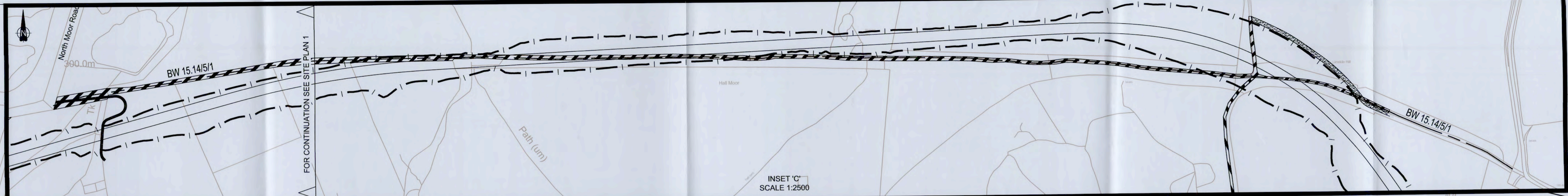
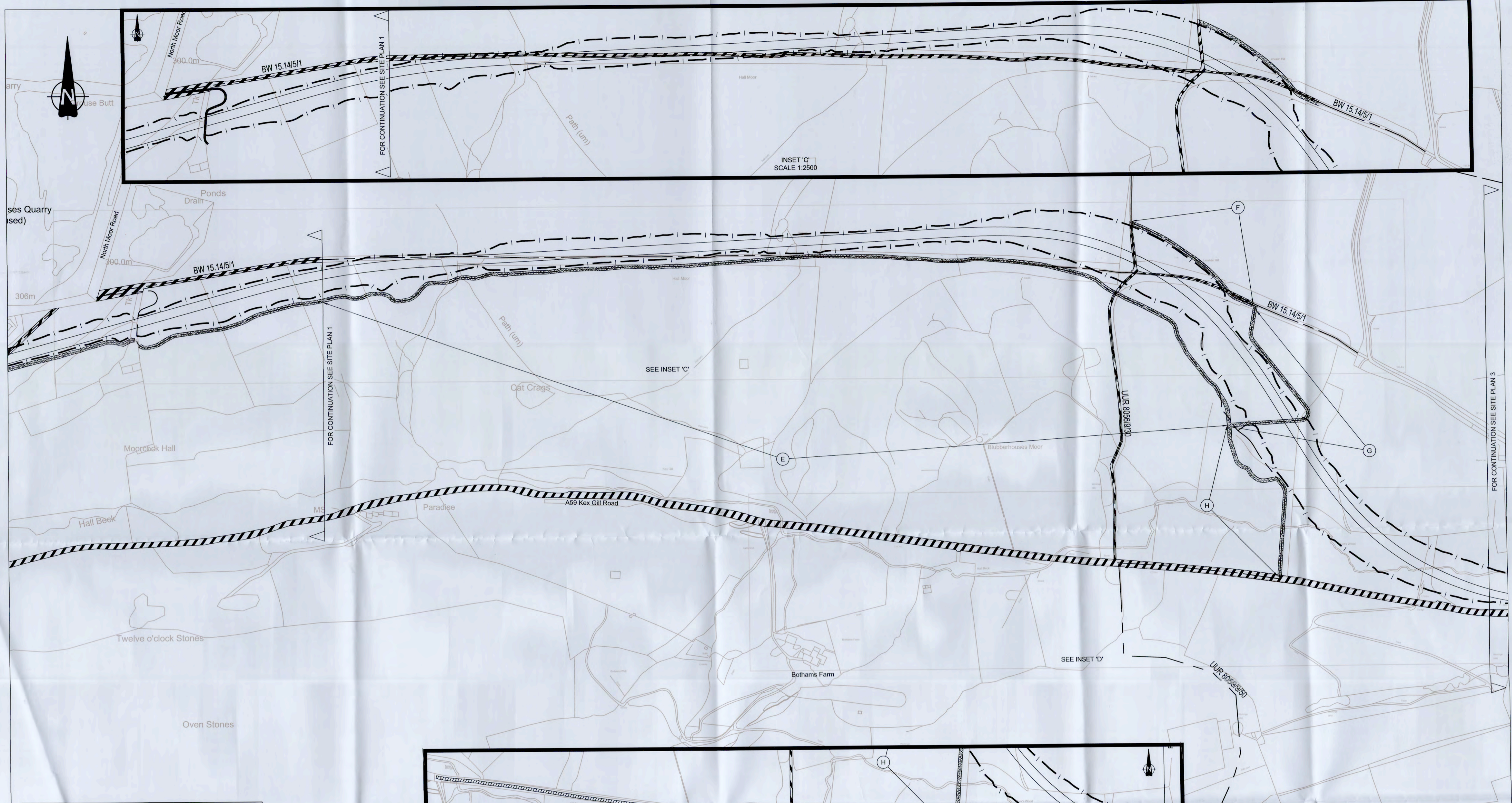
Public Rights of Way

- Bridleway (BW)
- Footpath (FP)
- Unclassified Unsurfaced Road (UUR)

Scale 1:2500 (A1)
 1:5000 (A3)



FOR CONTINUATION SEE SITE PLAN 2



THE COMMON SEAL of North Yorkshire County Council was hereunto affixed in the presence of -

Print Name - Wendy Gerson
 Authorised officer

Seal No. 23475



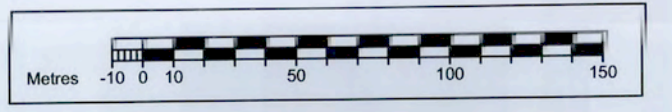
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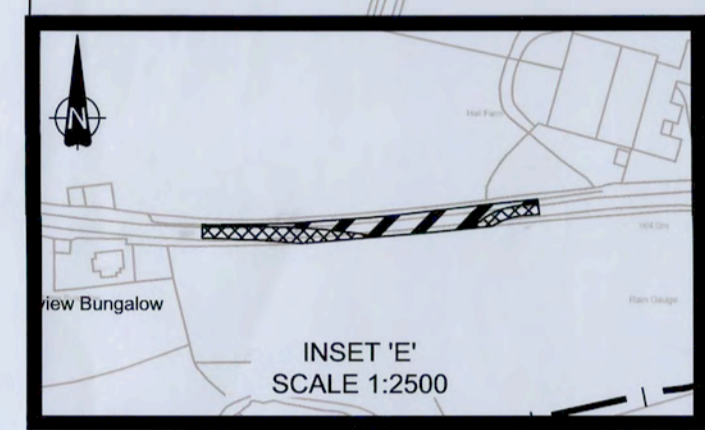
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Public Rights of Way

- Bridleway (BW)
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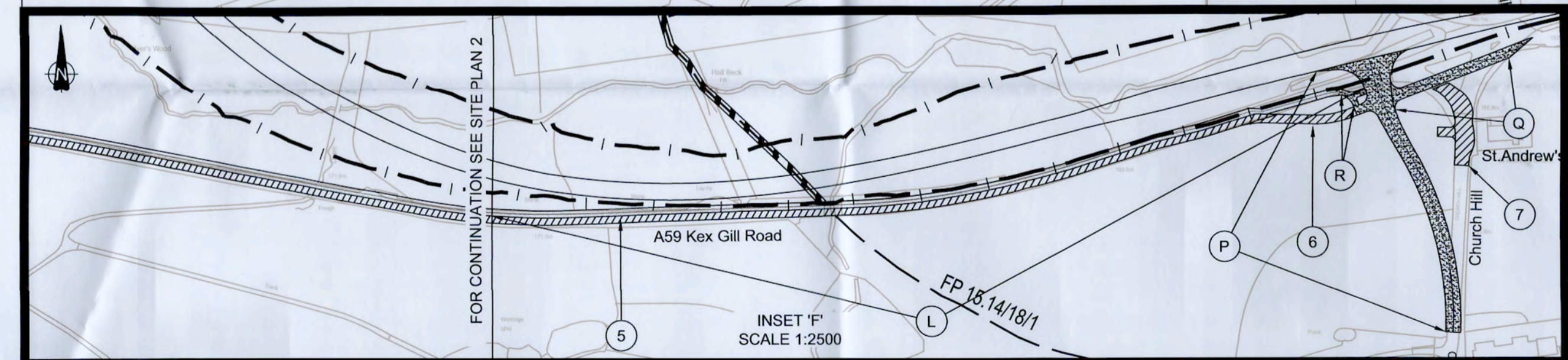
Scale 1:2500 (A1)
 1:5000 (A3)





THE COMMON SEAL of North Yorkshire County Council was hereto affixed in the presence of -

Print Name - *Wendy Owen*
 Authorised officer
 Seal No. 23475

MAP REFERRED TO IN THE NORTH YORKSHIRE COUNTY COUNCIL (A59 (KEX GILL DIVERSION) CLASSIFIED ROAD) (SIDE ROADS) ORDER 2021 SITE PLAN 3 - OD33/03

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Public Rights of Way

- Bridleway (BW)
- Footpath (FP)
- Unclassified Unsurfaced Road (UUR)

Scale 1:2500 (A1)
 1:5000 (A3)

