

**PUBLIC PATH DIVERSION AND  
DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER**

**HIGHWAYS ACT 1980**

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**THE NORTH YORKSHIRE COUNCIL**

**FOOTPATH 05.21/19 AND 05.21/61 CLOSE HOUSE FARM  
GIGGLESWICK DIVERSION ORDER 2023**

Barry Khan  
Assistant Chief Executive  
(Legal and Democratic Services)  
County Hall  
Northallerton  
DL7 8AH

**PUBLIC PATH DIVERSION AND  
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**FOOTPATH 05.21/19 AND 05.21/61 CLOSE HOUSE FARM GIGGLESWICK  
DIVERSION ORDER 2023**

This Order is made by The North Yorkshire 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 owners of the land crossed by the Public Footpaths described in Paragraph 1 of this Order it is expedient that the line of the Paths 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 District Of Craven (outside The Yorkshire Dales National Park) 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 a highway shown or required to be shown in the map and statement.

Network Rail NW & Central Region, Manchester Square One, 4 Travis Street, Manchester M1 2NY has 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(s) into a fit condition for use by the public.

Giggleswick Parish Council have been consulted as required by Section 120(2) of the 1980 Act.

**BY THIS ORDER:**

1. The public right of way over the land situated at Close House Farm, Giggleswick and shown by a bold continuous line on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up on the date on which the Authority certifies, in accordance with Section 119(3)(b) of the 1980 Act, that work to the new section of path, as described in Part 2 of the Schedule, has been completed to the reasonable satisfaction of the Authority and thereupon The District Of Craven (outside The Yorkshire Dales National Park) Definitive Map shall be modified by deleting from it that public right of way. Under no circumstances shall such certification be given before the date of confirmation of this Order.
2. There shall from the date of the above mentioned certification be the Public Footpath over the land situated at Close House Farm, Giggleswick described in Part 2 of the Schedule to this Order and shown by a bold broken line on the map contained in this Order and thereupon The District Of Craven (outside The Yorkshire Dales National Park) Definitive Map shall be modified by adding the Public Footpath to it.
- 2A. The District Of Craven (outside The Yorkshire Dales National Park) Definitive Statement shall be modified as described in Part 4 of the Schedule to this Order.
3. The following works shall be carried out by the applicant in relation to the highway described in Part 2 of the Schedule: A pedestrian gate to BS 5709 (2018) to be installed at Grid Reference 37993 46327 (Point E on the map) with minimum internal width of 1.6 metres and maximum of 3.7 metres.
4. 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.

THE COMMON SEAL of THE  
NORTH YORKSHIRE COUNCIL

was hereunto affixed this 27<sup>th</sup> day

of June, 2023

in the presence of:-

*Catrina Hall*

**AUTHORISED  
SIGNATORY**



## SCHEDULE

### PART 1

#### DESCRIPTION OF SITE OF EXISTING PUBLIC FOOTPATH

<u>Section of Public Footpath to be deleted as shown on the attached Plan</u>	<u>Position</u>	<u>Width</u>
Public Footpath 05.21/19 as marked with a bold black continuous line D--C on the attached Plan	Starts at Grid Reference 38007 46331 (Point D) its junction with Footpath 05.21/23 and proceeds southeast and then southwards between farm buildings on a concrete surface to a stile at Grid Reference 38008 46322 (Point C), the highway verge of the A65 road; a distance of 100 metres approximately	0.9 metres
Public Footpath 05.21/61 as marked with a bold black continuous line B--A on the attached Plan	Starts at a stile at Grid Reference 38007 46317 (Point B), the highway verge of the A65 road and proceeds southwestwards to cross a stile, the railway tracks and a further stile, then continues south-southwestwards across pasture to the north-west side of a wall at Grid Reference 38004 46311 (Point A), a distance of 62 metres approximately.	0.9 metres

## PART 2

### DESCRIPTION OF SITE OF NEW PUBLIC FOOTPATH

<u>Section of Public Footpath to be added as shown on the attached Plan</u>	<u>Position</u>	<u>Width</u>
Public Footpath 05.21/61 as marked by a bold black broken line E--A on the attached Plan	Starts at a gate at Grid Reference 37993 46327 (Point E) its junction with Footpath 05.21/23 and proceeds southeastwards across pasture to the north-west side of a wall at Grid Reference 38004 46311 (Point A), a distance of 190 metres approximately.	0.9 metres

## PART 3

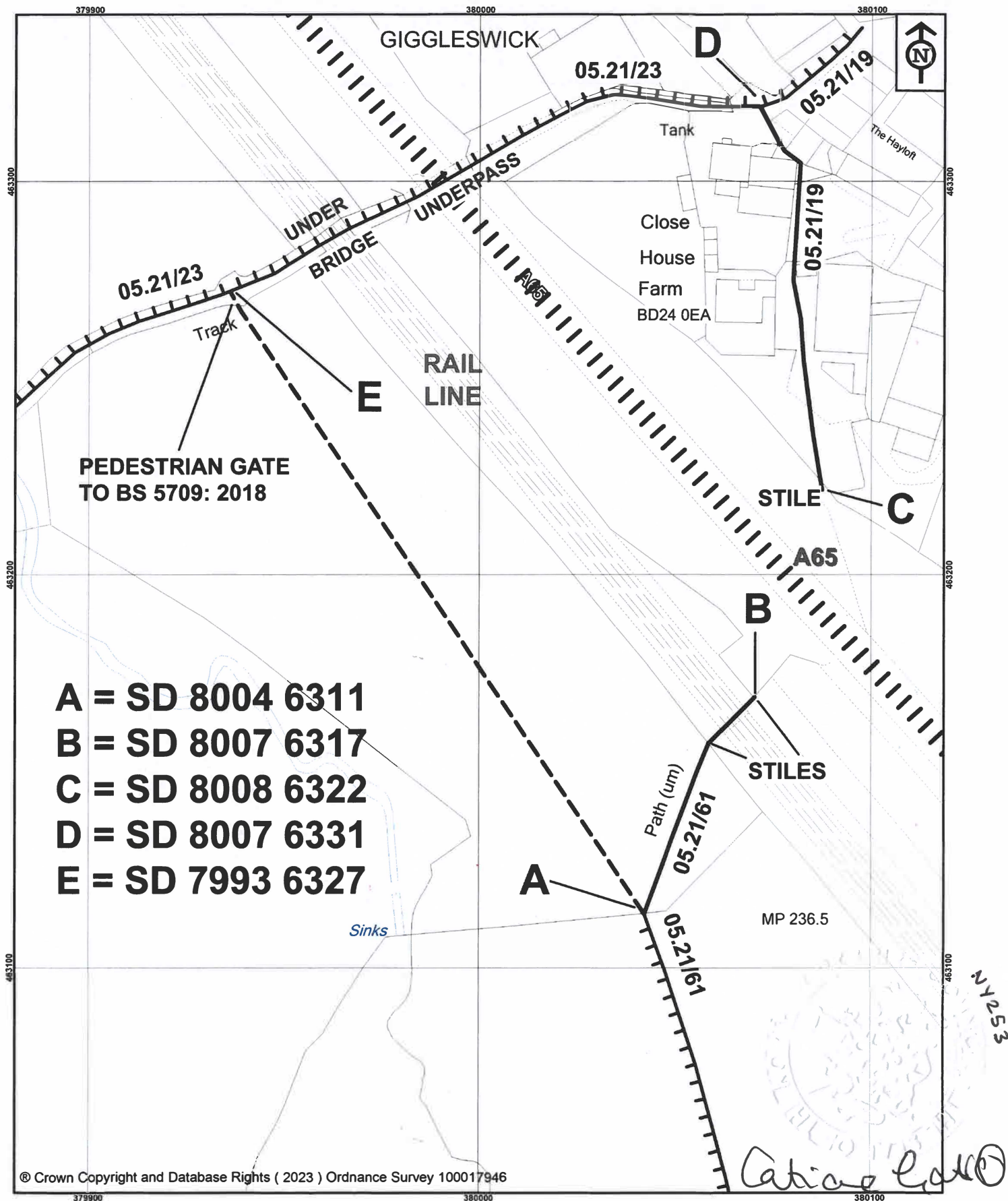
### LIMITATIONS AND CONDITIONS

<u>Position on Public Footpath 05.21/61 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 37993 46327 (Point E)	Pedestrian Gate to BS 5709:2018 with a minimum internal width of 1.6 metres and a maximum of 3.7 metres

PART 4

MODIFICATION OF DEFINITIVE STATEMENT  
VARIATION OF PARTICULARS OF PATH OR WAY

Path No.	Grid Reference End Points	Description	Nature of Surface	Length (Km)	Width (m)	Lawful Obstructions and Conditions
Footpath 05.21/19	37992 46417 (Start)  To  38007 46331 (Finish)	Commences on Giggleswick No.37 and proceeds south-southeast, and then generally south via Close House to its junction with A65 Road <b>Footpath 05.21/23 on a metalled farm track to the North of Close House Farm at Grid Reference 38007 46331</b>	Pasture	<del>1.005</del> <b>0.905</b>	0.9	Stile at Grid Reference 37993 46415 Stile at Grid Reference 38001 46389 Stile at Grid Reference 38004 46373 Squeeze Stile at Grid Reference 38005 46356 Wicket Gate at Grid Reference 38004 46335 <del>Field Gate at Grid Reference 38007 46327</del>
Footpath 05.21/61	37993 46327 (Start)  To  38011 46284 (Finish)	<del>Commences from A65 Road at its junction</del> <b>with Footpath 05.21/23 at a gate, Grid Reference 37993 46327</b> and proceeds south-eastwards across pasture for 190 metres approximately with a width of 2 metres, to <b>Grid Reference 38004 46311</b> , then <b>continues</b> generally southwards to its junction with Paley Green Lane	Pasture	<del>0.341</del> <b>0.190</b>  <b>0.279</b>  <b>(A total of 0.469)</b>	<del>0.9</del> <b>2.0</b>  0.9	<del>Stile at Grid Reference 38006 46316</del> <del>Field Gate at Grid Reference 38005 46315</del> <b>Pedestrian Gate to BS 5709:2018 with internal width between 1.6 and 3.7 metres at Grid Reference 37993 46327</b> Field Gate at Grid Reference 38004 46311 Stile at Grid Reference 38010 46284



**NORTH  
YORKSHIRE  
COUNCIL**

Public Rights of Way  
Countryside Access Service  
Environment Directorate  
County Hall  
Northallerton  
DL7 8AH

**Key:**

Footpath A-E  
to be added

Footpaths A-B, C-D  
to be deleted

Other footpaths

Maintainable Highways

Map drawn on 4 April 2023

Drawn by Robin R

Scale 1:1250

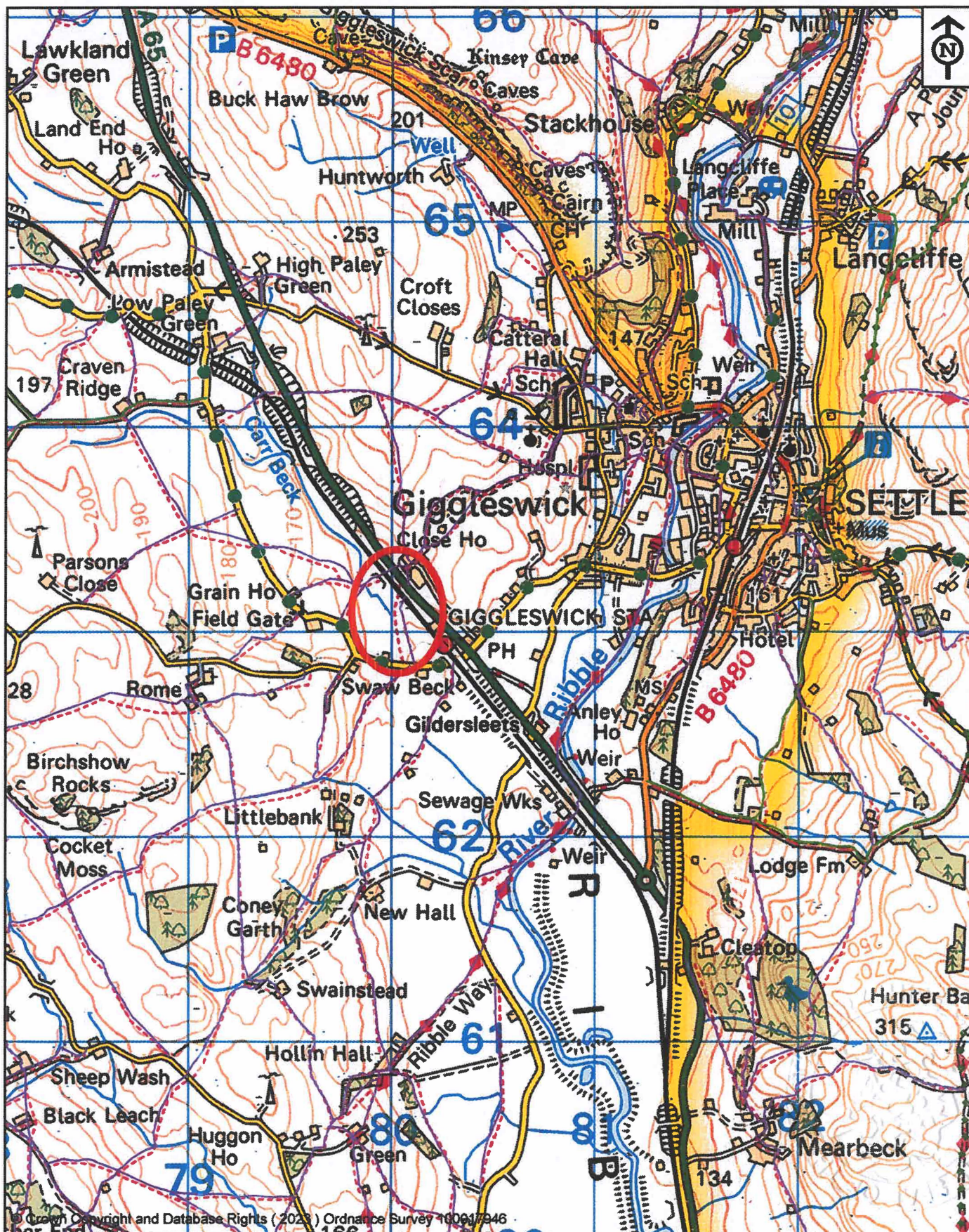
**The North Yorkshire Council**

Highways Act 1980 Section 119  
Wildlife & Countryside Act 1981

Footpath 05.21/19 & 05.21/61  
Close House Farm Giggleswick  
Diversion Order 2023

File Ref No. CRA/2023/01





NY253



Public Rights of Way  
Countryside Access Service  
County Hall  
Northallerton  
DL7 8AH

## KEY

**PUBLIC FOOTPATH** ———

**BRIDLEWAY** ———

Map drawn on 7 May 2023

Drawn by Robin R Scale 1:25000

## The North Yorkshire Council

CONSULTATION  
Footpath 05.21/19 & 05.21/61  
Close House Farm Giggleswick  
Diversion Order 2023

## LOCATION PLAN

File Ref No. CRA/2023/01/DO



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**THE NORTH YORKSHIRE COUNCIL**

**FOOTPATH 05.21/19 AND 05.21/61 CLOSE HOUSE FARM GIGGLESWICK  
DIVERSION ORDER 2023**

THE NORTH YORKSHIRE COUNCIL in exercise of the powers conferred upon it in that behalf hereby confirm the foregoing Order (without any modification) as an Unopposed Order.

IN WITNESS whereof

THE COMMON SEAL of THE  
NORTH YORKSHIRE COUNCIL

was hereunto affixed this *8th* day

of *August 2023*

in the presence of:-

*Morse*



**AUTHORISED  
SIGNATORY**

## **SITE NOTICE**

### **NOTICE OF CONFIRMATION OF A PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER**

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

#### **THE NORTH YORKSHIRE COUNCIL FOOTPATH 05.21/19 AND 05.21/61 CLOSE HOUSE FARM GIGGLESWICK DIVERSION ORDER 2023**

The above Order made under Section 119 of the Highways Act 1980 and Section 53A(2) of the Wildlife and Countryside Act 1981 was confirmed on 8 August 2023.

The effect of the Order as confirmed is to divert the Public Footpath as follows:

The Footpath will be diverted from the recorded line generally northwards across a level crossing, the A65 and a working farmyard, (SD 8004 6311 to SD 8007 6317 and SD 8008 6322 to SD 8007 6331); onto a new alignment north-westwards on grass across a field to join an existing Footpath which utilises an under-bridge and underpass (SD 8004 6311 to SD 7993 6327)

A copy of the order as confirmed and the Order Map have been placed and may be seen free of charge during normal office hours at Settle Community Library, Limestone View, Lower Greenfoot, Settle BD24 9RB (Tel. 01609 534535), North Yorkshire until Friday 29 September 2023. Copies of the Order and Map may be purchased from Countryside Access Service, North Yorkshire Council, County Hall, Northallerton, North Yorkshire, DL7 8AD (tel: 03001312131) at a cost of £2, or can be downloaded free from our website <https://www.northyorks.gov.uk/pathnotices>.

The Order comes into force 17 August 2023, but if a person aggrieved by the Order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980 as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act has not been complied with in relation to the Order, he or she may, under Paragraph 2 of Schedule 2 to the Act as applied by Paragraph 5 of Schedule 6 to the Act, within six weeks from 17 August 2023, make an application to the High Court.

Dated: 17 August 2023

Barry Khan  
Assistant Chief Executive  
(Legal and Democratic Services)  
County Hall  
Northallerton  
North Yorkshire DL7 8AH

