

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

**TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257**

**WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53A(2)**

**THE NORTH YORKSHIRE COUNCIL**

**PUBLIC FOOTPATH 05.65/29 RAILWAY STATION HORTON IN  
RIBBLESDALE DIVERSION ORDER 2023**

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

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

**TOWN AND COUNTRY PLANNING ACT 1990 – SECTION 257**

**WILDLIFE AND COUNTRYSIDE ACT 1981 - SECTION 53A(2)**

**THE NORTH YORKSHIRE COUNCIL**

**PUBLIC FOOTPATH 05.65/29 RAILWAY STATION HORTON IN RIBBLESDALE  
DIVERSION ORDER 2023**

This Order is made by The North Yorkshire Council (“the Authority”) under Section 257 of the Town and Country Planning Act 1990 (“the 1990 Act”), because it is satisfied that it is necessary to divert the Footpath to which this Order relates in order to enable development to be carried out in accordance with planning consent under Prior Approval (Reference NY/2022/0009/PAA), granted for Permitted Development under Schedule 2, Part 18, Class A of the Town and Country Planning (General Permitted Development) (England) Order 2015; namely the construction of a new footbridge, lift shafts and access, steps and infrastructure at the site; Horton in Ribblesdale Railway Station, Cragg Hill Road.

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 Former West Riding Of Yorkshire Area 1 (Dales) 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, 1 Eversholt Street, London, NW1 2DN 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.

**BY THIS ORDER:**

1. The footpaths over the land shown by a bold black solid line on the attached map and described in Part 1 of the Schedule to this Order shall be diverted, and the The Former West Riding Of Yorkshire Area 1 (Dales) Definitive Map and Statement shall be modified as provided below.
2. There shall be created to the reasonable satisfaction of The North Yorkshire Council an alternative highway for use as a replacement for the said footpaths as provided in Part 2 of the Schedule and shown by a bold black broken line on the attached map.
3. The diversion of the Footpath shall have effect on the date on which The North Yorkshire Council certifies that the terms of Article 2 above have been complied with, and upon the occurrence of that diversion the Former West Riding Of Yorkshire Area 1 (Dales) Definitive Map shall be modified by deleting from it the path or way referred to in paragraph 1 of this Order and the path or way referred to in paragraph 2 of this Order shall be added to it, and the Definitive Statement shall be modified as described in Part 4 of the Schedule.
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule:
  - (1). Construct footbridge, ramp(s), access gap(s), and steps with associated railings, signage and other safety provisions, as specified in Part 3 of the Schedule; to the agreed drawings and Planning Conditions.
  - (2). Subject to the statutory powers exercisable by the Council or other Authority as Highway Authority, the Owner shall maintain the structures and furniture specified in Part 3 of the Schedule below and their associated infrastructure, commensurate with their use.
5. Network Rail, 1 Eversholt Street, London, NW1 2DN is hereby required to carry out and pay for the cost of carrying out the said works.
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.

7. Where immediately before the date on which the footpaths are diverted there is apparatus under, in, on, over along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

THE COMMON SEAL of THE  
NORTH YORKSHIRE COUNCIL

was hereunto affixed this 22<sup>nd</sup> day

of September, 2023

in the presence of:-

*W. Coderoy*  
**AUTHORISED  
SIGNATORY**



## SCHEDULE

### PART 1

#### DESCRIPTION OF SITE OF EXISTING FOOTPATH

<u>Section of Public Footpath</u> <u>05.65/29</u> <u>as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 05.65/29 as marked on the attached map by a bold black continuous line A-B-C	Starts at Point A and proceeds generally south-westwards over a level crossing for 25 metres approximately to Point B, then continues north-westwards up steps for ten metres approximately to Point C, on a metalled surface; a total distance of 35 metres approximately.	4 ft. 0"  (1.22 metres)

### PART 2

#### DESCRIPTION OF SITE OF NEW FOOTPATH

<u>Section of Public Footpath</u> <u>05.65/29</u> <u>as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 05.65/29 as marked on the attached map by a bold black dashed line A--D--E--F--G--C	Starts at a gap at Grid Reference 38039 47259 (Point A) and proceeds north-westwards up steps and a ramp for 24 metres approximately to Grid Reference 38038 47261 (Point D), continuing south-westwards for 3 metres to Grid Reference 38037 47261 (Point E) and then south-eastwards up steps for 20 metres approximately to Grid Reference 38038 47259 (Point F), then west-southwestwards over a footbridge deck for 13 metres approximately to Grid Reference 38037 47259 (Point G), then continues west-southwestwards down steps for 6 metres approximately to Grid Reference 38036 47259 (Point C), all on a metalled surface; a total distance of 66 metres approximately	2 metres

PART 3

LIMITATIONS AND CONDITIONS

<u>Position on Public Footpath 05.65/29 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 38039 47259 (Point A) Grid Reference 38039 47259 (Point A)	Gap to BS 5709: 2018 Steps to BS 8300-1: 2018 with minimum internal width 2 metres between the handrails
Grid Reference 38038 47261 (Point D)	Steps to BS 8300-1: 2018 with minimum internal width 2 metres between the handrails
Grid Reference 38037 47261 (Point E) TO Grid Reference 38038 47259 (Point F)	Steps to BS 8300-1: 2018 with minimum internal width 2 metres between the handrails
Grid Reference 38038 47259 (Point F) TO Grid Reference 38037 47259 (Point G)	Footbridge deck to BS 8300-1: 2018 with minimum internal width 2 metres between the handrails
Grid Reference 38036 47259 (Point C)	Steps to BS 8300-1: 2018 with minimum internal width 2 metres between the handrails

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 05.65/29	38046, 47262 (Start)	Footpath commencing at its junction with Horton Station County Road at Station Cottages and proceeding westward via a gap at Grid Reference 38039 47259 then north-westwards up steps and a ramp for 24 metres approximately to Grid Reference 38038 47261, continuing south-westwards for 3 metres to Grid Reference 38037 47261 and then southeastwards up steps for 20 metres approximately to Grid Reference 38038 47259, then west-southwestwards over a footbridge deck for 13 metres approximately to Grid Reference 38037 47259, then continues west-southwestwards down steps for 6 metres approximately to Grid Reference 38036 47259 from which it proceeds through a kissing-gate and then continues to the north of Beecroft Hall to stile at Grid Reference 37999 47280 continuing northwest across OS Field 229 to stile in wall at Grid Reference 37954 47300, then northwest across OS Field No. 227 to stile in wall at Grid Reference 37915 47320, then west for approximately 100 metres then in a southwesterly direction for approximately 400 metres to Grid Reference 37891 47275 the Austwick Parish Boundary at Moughton. The Footpath then continues to Grid Reference 37922 47231	<b>Metalled</b>	<del>1.9</del> <b>0.074</b>	1.22	<del>2 No. Field-gate</del> Kissing-gate
	To		<b>Metalled</b>	<b>0.066</b>	<b>2.0</b>	<b>Gap to BS 5709: 2018 at Grid Reference SD 8039 7259</b>
	37922, 47231 (Finish)					<b>Steps with minimum internal width 2 metres, at Grid Reference: SD 8039 7259 SD 8038 7261 SD 8037 7261 to SD 8038 7259 SD 8036 7259</b>
			Pasture and Fell	<b>1.955</b>	1.22	Kissing Gate at <b>Grid Reference SD 8036 7259</b>  Stile at Ordnance Survey Grid Reference: SD 7999 7280 SD 7954 7300 SD 7915 7320 SD 7891 7275
			<b>Not Specified</b>	<b>Not Specified</b>	1.22	<b>Not Specified</b>
				<b>2.875 Total</b>		

# ORDNANCE SURVEY GRID REFERENCES

**A = SD 8039 7259**

**B = SD 8037 7258**

**C = SD 8036 7259**

**D = SD 8038 7261**

**E = SD 8037 7261**

**F = SD 8038 7259**

**G = SD 8037 7259**



**HORTON - IN -  
RIBBLESDALE**

**RAILWAY  
STATION**

*W 1508. w codey*

**Station  
House**

Rail-users steps  
to west platform

**EXISTING  
PEDESTRIAN  
GATE**

Steps

**D**

**E**

Ramp

Steps

**F**

Gap

**A**

**New Footbridge**

Footpath 05.65/29

**C**

**B**

**(LEVEL CROSSING  
TO BE CLOSED)**

Location of lift shafts to  
bridge deck at G & F

Hillcrest

Footpath 05.65/29

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**NORTH  
YORKSHIRE  
COUNCIL**

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

## KEY:

Footpath A-D-E-F-C  
to be added  
Footpath A-B-C  
to be deleted  
Other footpaths

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Map drawn on 18 September 2023

Drawn by RDR DMO Scale 1:500

## **The North Yorkshire Council**

Town & Country Planning Act 1990  
Wildlife & Countryside Act 1981

**PUBLIC FOOTPATH 05.65/29  
RAILWAY STATION  
HORTON IN RIBBLESDALE  
DIVERSION ORDER 2023**

File Ref No. CRA-2019-02 DO

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

**TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257**

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**THE NORTH YORKSHIRE COUNCIL**

**PUBLIC FOOTPATH 05.65/29 RAILWAY STATION HORTON IN RIBBLESDALE  
DIVERSION ORDER 2023**

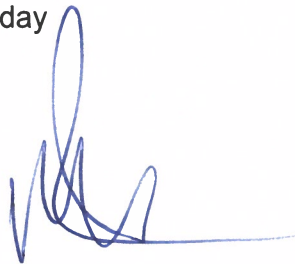
THE NORTH YORKSHIRE COUNCIL in exercise of the powers conferred upon it in that behalf hereby confirm the foregoing Order (without any modification) as an Unopposed Order.

IN WITNESS whereof  
THE COMMON SEAL of THE  
NORTH YORKSHIRE COUNCIL

was hereunto affixed this 31<sup>st</sup> day

of October 2023

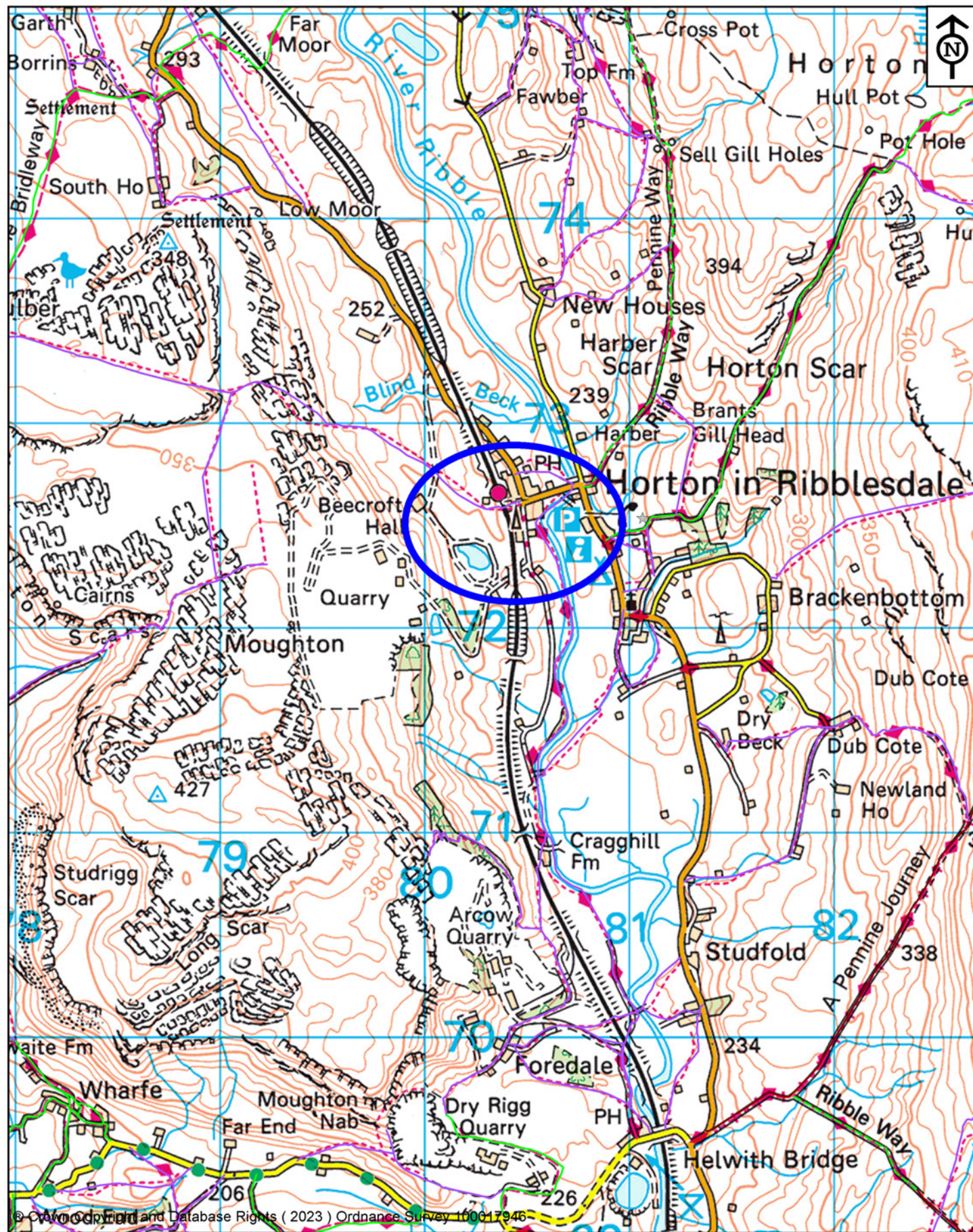
in the presence of:-



**AUTHORISED  
SIGNATORY**







<p><b>NORTH YORKSHIRE COUNCIL</b></p> <p>Public Rights of Way Countryside Access Service Environment Directorate County Hall Northallerton DL7 8AH</p>	<p><b>KEY:</b></p> <p>Public Footpath ———</p> <p>Public Bridleway ———</p> <p><b>LOCATION PLAN</b></p> <p>Map drawn on 4 April 2023 Drawn by Robin R Scale 1:25000</p>	<p><b>North Yorkshire Council</b> Town &amp; Country Planning Act 1990</p> <p>Footpath 05.65/29 Railway Station Horton in Ribblesdale Diversion Order 2023</p> <p>File Ref No. CRA/2019/02/DO</p>
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## **SITE NOTICE**

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

#### **TOWN AND COUNTRY PLANNING ACT 1990**

#### **WILDLIFE AND COUNTRYSIDE ACT 1981**

#### **THE NORTH YORKSHIRE COUNCIL**

### **PUBLIC FOOTPATH 05.65/29 RAILWAY STATION HORTON IN RIBBLESDALE DIVERSION ORDER 2023**

The above Order made under Section 257 of the Town and Country Planning Act 1990 and Section 53A(2) of the Wildlife and Countryside Act 1981 was confirmed on 31st October 2023. The effect of the Order as confirmed is to divert the Footpath as follows:

Footpath 05.65/29 will be diverted from its current alignment generally westward over a level crossing between SD 8039 7259 and SD 8036 7259 (Point A to Point C on the Plan); onto a new alignment from SD 8039 7259 northwestward up a ramp to SD 8038 7261, then south-southeastward up steps to SD 8038 7259, then west-southwestward over a new footbridge to SD 8036 7259 (Points A—D—F—C on the Plan).

A copy of the order as confirmed and 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 22nd December 2023. Copies of the Order and Map may be purchased from Countryside Access Service, North Yorkshire Council, County Hall, Racecourse Lane, Northallerton, North Yorkshire, DL7 8AD (tel: 0300 131 2131) at a cost of £2, or can be downloaded free from our website <https://www.northyorks.gov.uk/pathnotices>.

The Order comes into force on the date on which The North Yorkshire Council certifies that the terms of Article 2 of the Order have been complied with but if any person aggrieved by the Order desires to question its validity, or that of any provision contained in it on the ground that it is not within the powers of the above Act, or on the ground that any requirement of the Act, or of any regulation made under it has not been complied with in relation to the confirmation of the Order, he or she may apply to the High Court under section 287 of the Town and Country Planning Act 1990 within 6 weeks of the date of this Notice, as provided by paragraph 7 of Schedule 14 to the Act

**Dated:** 9th November 2023

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



## PRESS NOTICE

### **Notice of Confirmation of a Public Path Diversion and Definitive Map and Statement Modification Order – Town and Country Planning Act 1990 & Wildlife and Countryside Act 1981. The North Yorkshire Council Public Footpath 05.65/29 Railway Station Horton In Ribblesdale Diversion Order 2023**

The above Order made under Section 257 of the Town and Country Planning Act 1990 and Section 53A(2) of the Wildlife and Countryside Act 1981 was confirmed on 31 October 2023. The effect of the Order as confirmed is to divert the Footpath as follows. Footpath 05.65/29 will be diverted from its current alignment generally westward over a level crossing between SD 8039 7259 and SD 8036 7259; onto a new alignment from SD 8039 7259 northwestward up a ramp to SD 8038 7261, then south-southeastward up steps to SD 8038 7259, then west-southwestward over a new footbridge to SD 8036 7259.

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Dated: 9th November 2023

Barry Khan, Assistant Chief Executive, (Legal and Democratic Services)