

PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980
NORTH YORKSHIRE COUNTY COUNCIL
DACRE PUBLIC FOOTPATH 15.29/60 DIVERSION ORDER 2022

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

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

DACRE PUBLIC FOOTPATH 15.29/60 DIVERSION ORDER 2022

This Order is made by North Yorkshire 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 owner(s) of the land crossed by the Public Footpath described in Paragraph 1 of this Order it is expedient that the line of the Path(s) should be diverted.

Mrs. D. Clayborough, Parlour Barn, Dacre, Harrogate HG3 4AW 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.

Harrogate Borough Council and Dacre 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 Parlour Barn, Dacre 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. 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 Parlour Barn, Dacre described in Part 2 of the Schedule to this Order and shown by a bold broken line on the map contained in 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: To install a self-closing pedestrian gate to BS5709:2018 at Point E: OS Grid Reference 41654 46070
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 NORTH
YORKSHIRE COUNTY COUNCIL

was hereunto affixed this *12th* day
of *AUGUST* *2022*
in the presence of:-

M Bejtler
**AUTHORISED
SIGNATORY**



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PUBLIC FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 15.29/60 marked with a bold continuous line (A - B - C) on the attached Plan	Starts at Grid Reference 41636 46072 (Point A) and proceeds in a generally south-easterly direction for 185 metres to Grid Reference 41649 46061 (Point C)	Not specified

PART 2

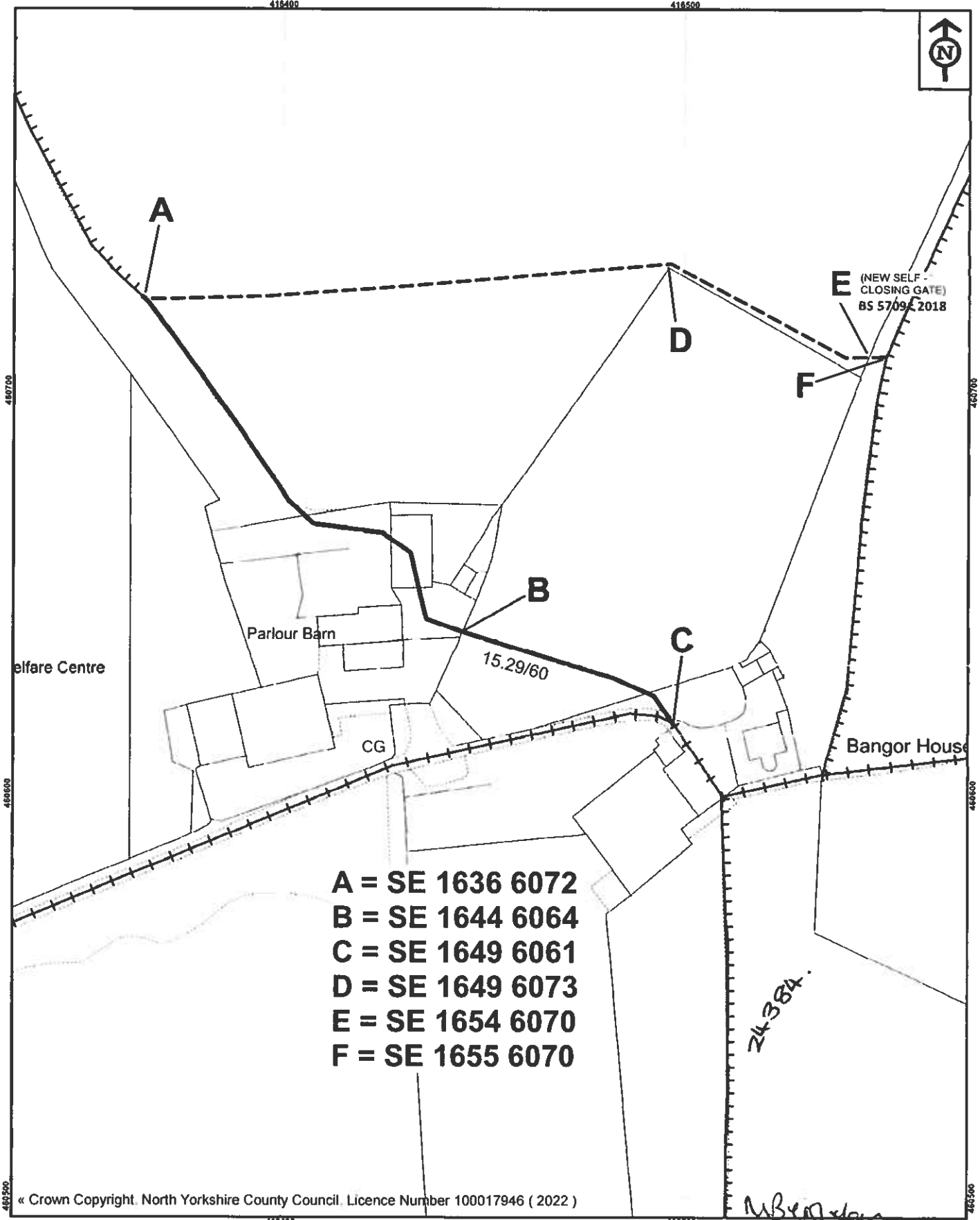
DESCRIPTION OF SITE OF NEW PUBLIC FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 15.29/60 as marked with a bold dashed line (A - D - E - F) on the attached Plan	Starts at Grid Reference 41636 46072 (Point A) and proceeds eastwards for approximately 130 metres to Grid Reference 41649 46073 (Point D), then south-eastwards for 55 metres to a pedestrian gate at Grid Reference 41654 46070 (Point E), then eastwards for 5 metres to Grid Reference 41655 46070 (Point F), a total distance of approximately 190 metres, with a grass surface	2 metres

PART 3

Limitations and Conditions


<u>Position on Public Footpath 15.29/60 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 41654 46070 - Point E	Self-closing Pedestrian Gate to BS5709:2018

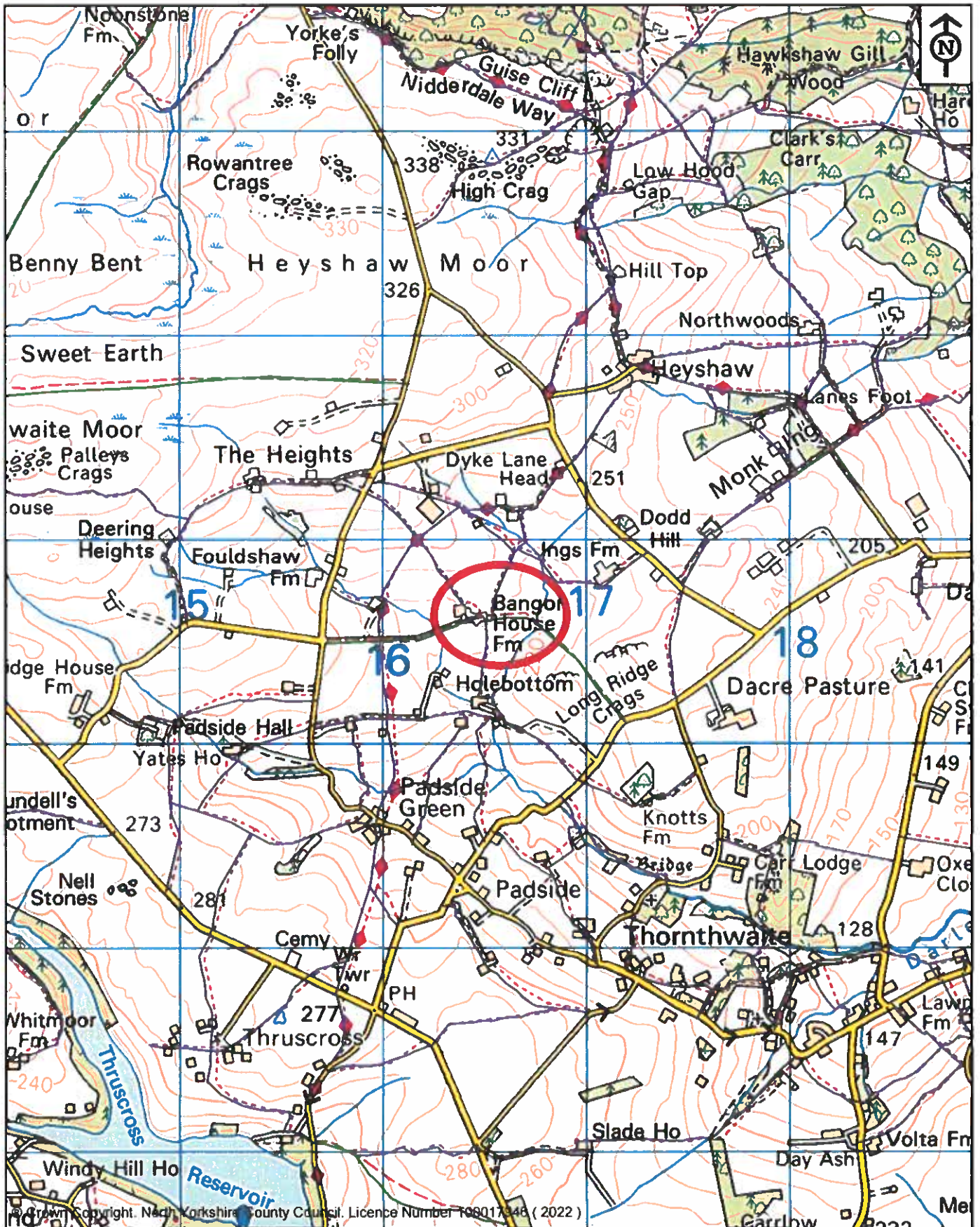


- A = SE 1636 6072**
- B = SE 1644 6064**
- C = SE 1649 6061**
- D = SE 1649 6073**
- E = SE 1654 6070**
- F = SE 1655 6070**


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 <p>North Yorkshire County Council Public Rights of Way Waste and Countryside Services County Hall Northallerton DL7 8AH</p>	<p>KEY:</p> <p>Footpath A-D-F to be added </p> <p>Footpath A-B-C to be deleted </p> <p>Other footpaths </p> <p>Other bridleways </p>	<p>North Yorkshire County Council Highways Act 1980 Section 119</p> <p>DACRE Public Footpath 15.29/60 Diversion Order 2022</p>
	<p>Map drawn on 8 July 2022</p> <p>Drawn by Robin R Scale 1:1250</p>	<p>File Ref No. HAR-2022-06</p>



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

LOCATION PLAN
Parlour Barn Dacre

Map drawn on 4 May 2022
Drawn by Robin R | Scale 1:25000

North Yorkshire County Council
Highways Act 1980 Section 119
Wildlife and Countryside Act 1981
Dacre Footpath 15.29/60
Diversion Order 2022

LOCATION PLAN
File Ref. HAR-2022-06 FP 15.29-60

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

DACRE PUBLIC FOOTPATH 15.29/60 DIVERSION ORDER 2022

NORTH YORKSHIRE COUNTY 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 NORTH
YORKSHIRE COUNTY COUNCIL
was hereunto affixed this 11 day
of OCTOBER 2022
in the presence of:-

Snate

**AUTHORISED
SIGNATORY**



SITE NOTICE

NOTICE OF CONFIRMATION OF A PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

DACRE PUBLIC FOOTPATH 15.29/60 DIVERSION ORDER 2022

The above Order made under Section 119 of the Highways Act 1980 was confirmed on 11/10/2022.

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

Public Footpath Dacre 15.29-60 between SE 1636 6072 and SE 1649 6061 (185 metres approximately, A-B-C on the Plan), will be diverted onto a new route running generally eastwards for 190 metres approximately between SE 1636 6072 and SE 1655 6070 (A-D-E-F on the Plan)

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 Nidderdale Plus Community Library, Station Square, King Street, Pateley Bridge, HG3 5AT - Tel: 01423 714953, North Yorkshire until Friday 9 December, 2022. Copies of the Order and Map may be purchased from Travel, Environmental & Countryside Services, North Yorkshire County Council, County Hall, Northallerton, North Yorkshire, DL7 8AD (tel: 01609 532512) at a cost of £2, or can be downloaded free from our website www.northyorks.gov.uk/pathnotices.

The Order comes into force 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, described in Part 2 of the Schedule, has been completed, 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 Thursday 27 October, 2022, make an application to the High Court.

Dated: Thursday 27 October, 2022

Barry Khan
Assistant Chief Executive
(Legal and Democratic Services)
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North Yorkshire
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