

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

**PUBLIC FOOTPATH 15.97/4 NEWALL WITH CLIFTON 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

PUBLIC FOOTPATH 15.97/4 NEWALL WITH CLIFTON 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.

Mr. & Mrs. H Meggitt, Croft Barn, Clifton Lane, Newall-with-Clifton, Otley, LS21 2HE 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 District Council and Newall with Clifton 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 Croft Barn Clifton Lane, Newall With Clifton 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 or way, 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 Croft Barn Clifton Lane, Newall With Clifton 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 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 2 day

of September
in the presence of:-



**AUTHORISED
SIGNATORY**



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PUBLIC FOOTPATH

<u>Section of Public Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 15.97/4 as marked with a bold continuous line (A-B) on the attached Plan	Starts at Grid Reference 41916 44823 (Point A) and proceeds in a south-easterly direction for approximately 75 metres through a garage to Grid Reference 41923 44822 (Point B)	1.22 metres

PART 2

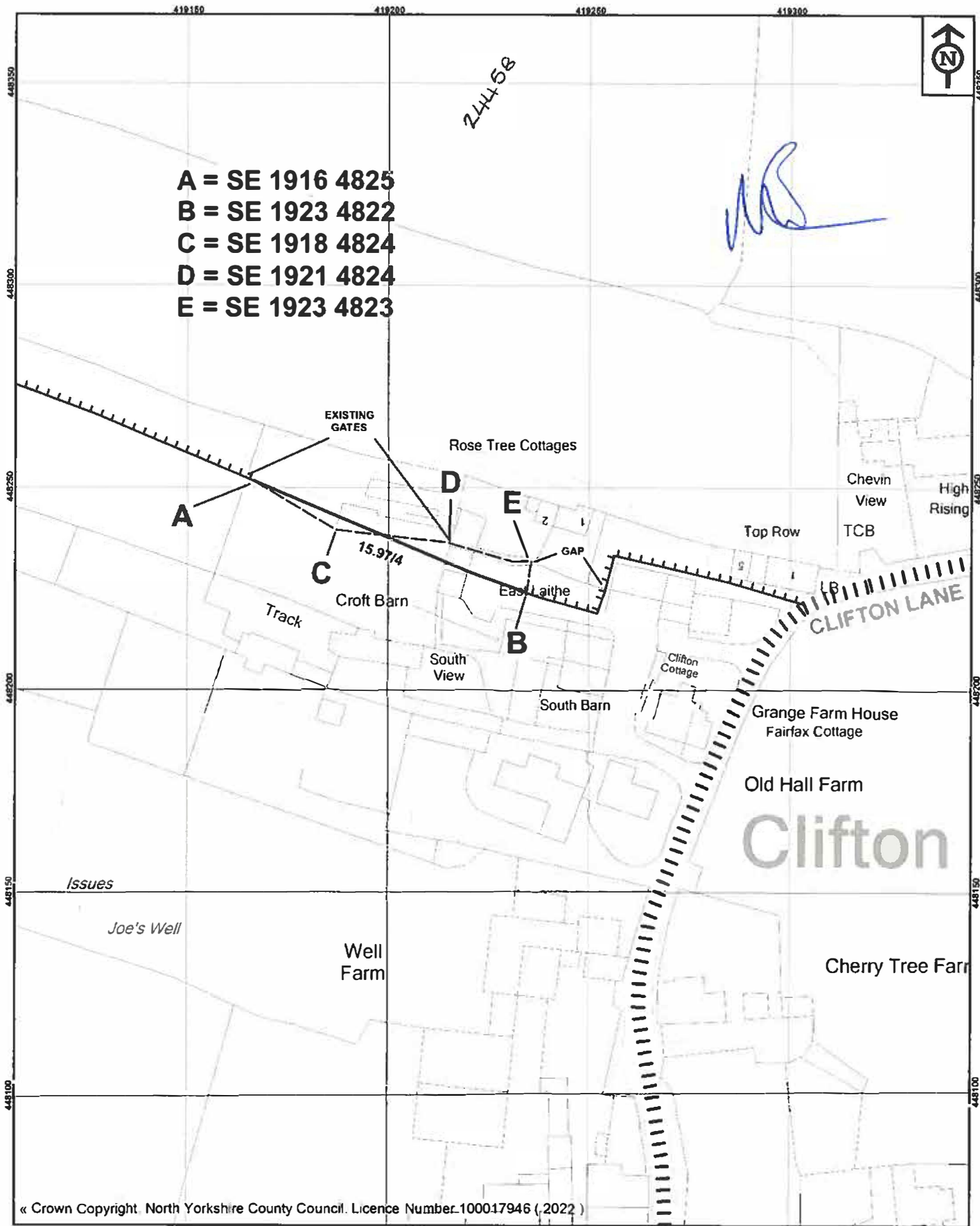
DESCRIPTION OF SITE OF NEW PUBLIC FOOTPATH

<u>Section of Public Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath 15.97/4 as marked with a bold dashed line (A-C-D-E-B) on the attached Plan	Starts at Grid Reference 41916 44823 (Point A) and proceeds south-eastwards for 25 metres to Grid Reference 41918 44824 (Point C), then eastwards for 30 metres to a pedestrian gate at Grid Reference 41921 44824 (Point D) (all on a grass surface), then east-southeastwards for 22 metres between walls to a gap at Grid Reference 41923 44823 (Point E) on an aggregate surface, then southwards for 8 metres on gravel hardstanding to Grid Reference 41923 44822 (Point B); a total length of approximately 85 metres	2 metres, except between Grid Reference 41921 44824 (Point D) and Grid Reference 41923 44823 (Point E) where the width varies between approximately 1.25 and 1.5 metres


PART 3

Limitations and Conditions





<u>Position on Footpath 15.97/4 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 41921 44824 (Point D)	Self Closing Pedestrian Gate to BS5709: 2018
Grid Reference 41923 44823 (Point E)	Gap to BS5709: 2018



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

Key:
Footpath A-C-D-E-B
to be added 
Footpath A-B to delete 
Other footpaths 
Maintainable Highways 
Map drawn on 19 August 2022
Drawn by Robin R | Scale 1:1250

North Yorkshire County Council
Highways Act 1980 Section 119
Public Footpath 15.97/4
Newall - with - Clifton
Diversion Order 2022
File Ref No. HAR/2022/04/DO

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

PUBLIC FOOTPATH 15.97/4 NEWALL WITH CLIFTON 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

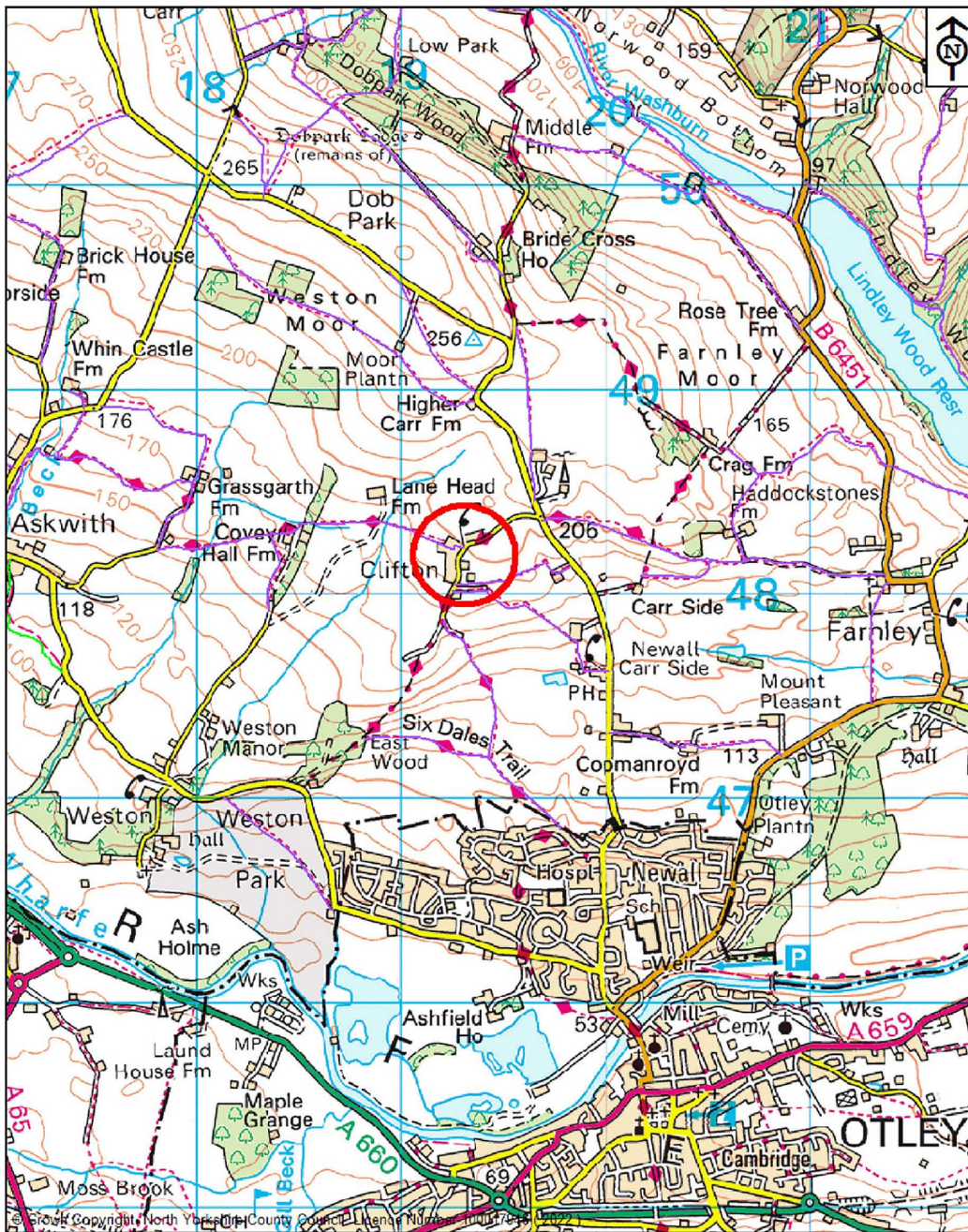
THE COMMON SEAL of NORTH
YORKSHIRE COUNTY COUNCIL

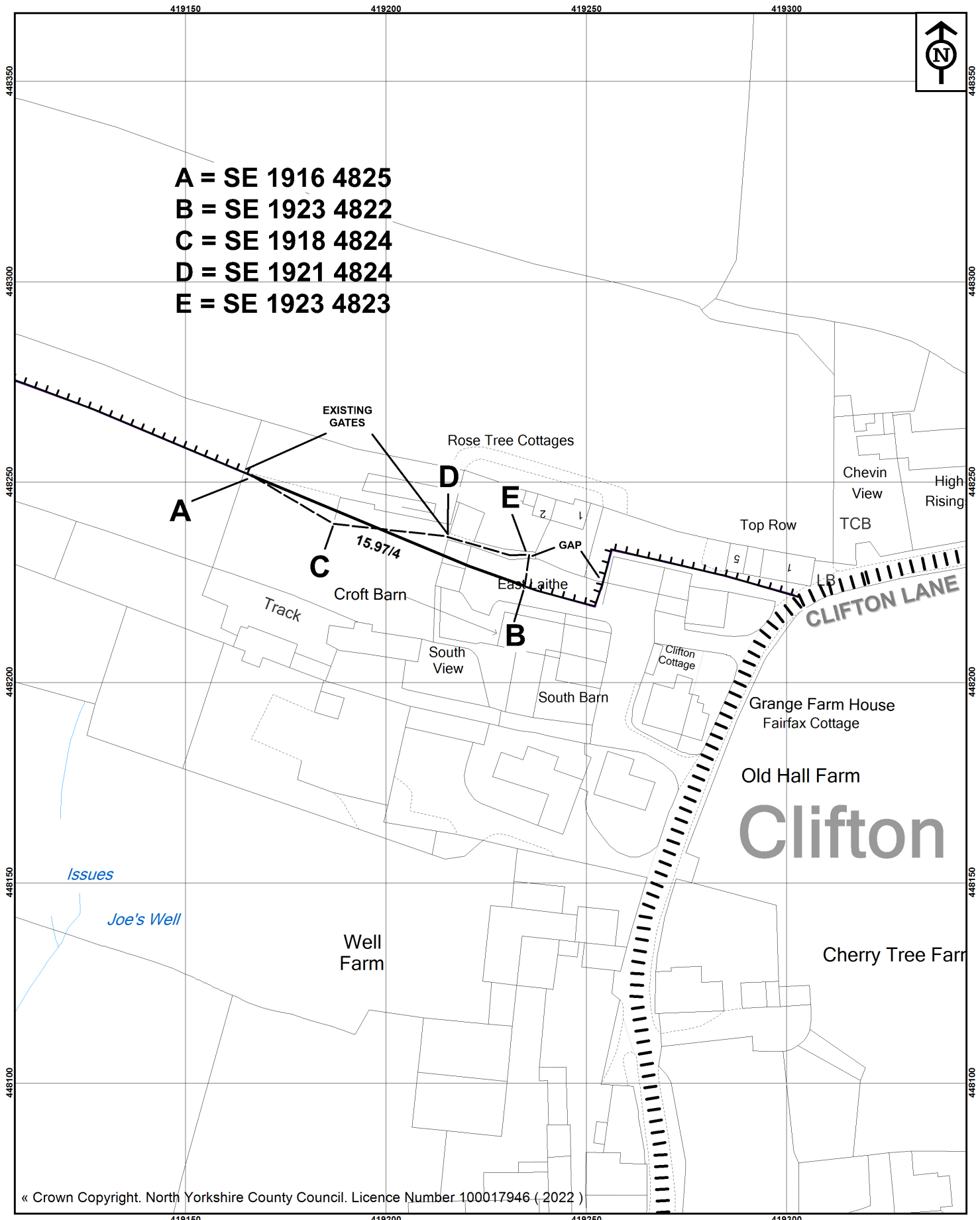
was hereunto affixed this 4TH
day of November 2022,

in the presence of:-

Antonia Hall
**AUTHORISED
SIGNATORY**







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

Key:
 Footpath A-C-D-E-B to be added
 Footpath A-B to delete
 Other footpaths
 Maintainable Highways

Map drawn on 19 August 2022
 Drawn by Robin R Scale 1:1250

North Yorkshire County Council
 Highways Act 1980 Section 119
 Public Footpath 15.97/4
 Newall - with - Clifton
 Diversion Order 2022
SITE PLAN
 File Ref No. HAR/2022/04/DO

SITE NOTICE

NOTICE OF CONFIRMATION OF A PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

PUBLIC FOOTPATH 15.97/4 NEWALL WITH CLIFTON DIVERSION ORDER 2022

The above Order made under Section 119 of the Highways Act 1980 was confirmed on Friday 04 November 2022.

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

Public Footpath 15.97/4 running generally south-eastwards between SE 1916 4825 and SE 1923 4822 (Points A & B on the Plan), will be diverted onto the used alignment from SE 1916 4825 generally eastwards to SE 1923 4823, then southwards to SE 1923 4822 (A—C—E—B 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 Harrogate Library, Victoria Avenue, Harrogate HG1 1EG, North Yorkshire until Thursday 05 January 2023. 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 <https://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 17 November 2022, make an application to the High Court.

Dated: 17/11/2022

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

