

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

HIGHWAYS ACT 1980 WILDLIFE AND COUNTRYSIDE ACT 1981

NORTH YORKSHIRE COUNTY COUNCIL

**BRIDLEWAY NO 10.4/5, A1(M) TUNNEL, BEDALE BECK, AISKEW.
DIVERSION ORDER 2017**

On 22 August 2017, North Yorkshire County Council confirmed the above Order made under Section 119 of the Highways Act 1980 and Section 53A(2) of the Wildlife and Countryside Act 1981.

The effect of the Order as confirmed is to divert the public bridleway described below and modify The District of Hambleton (Outside the North York Moors National Park) Definitive Map and Statement accordingly.

Bridleway No. 10.4/5 will be diverted onto a new route from Grid Reference SE 2876 8927, via a tunnel under the A1(M), to Grid Reference SE 2859 8921, where it meets the A6055.

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 Northallerton Library, North Yorkshire until 13 October 2017. Copies of the Order and Map may be purchased from Waste & Countryside Services, North Yorkshire County Council, County Hall, Northallerton, North Yorkshire, DL7 8AD (tel: 01609 532512) at a cost of £2.00, or can be downloaded free from our website www.northyorks.gov.uk/pathnotices. The Order comes into force on the date of confirmation, 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 01 September 2017, make an application to the High Court.

Dated: 01 September 2017

David Bowe
Corporate Director
Business and Environmental Services
County Hall
Northallerton
DL7 8AH



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DIVERSION ORDER 2017**

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 landowner it is expedient that the line of the path described in Paragraph 1 of this Order 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 Hambleton (Outside the North York Moors 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.

Hambleton District Council and Aiskew 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 Bedale Beck, Aiskew described in Part 1 of the Schedule to this Order and shown by a bold continuous line on the map contained in this Order shall be stopped up on the date of confirmation of this order, and thereupon The District of Hambleton (Outside the North York Moors National Park) Definitive Map shall be modified by deleting from it that public right of way.
2. There shall be from the date of confirmation of this Order be a public bridleway over the land situated at Bedale Beck where it passes under the A1(M) 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 Hambleton (Outside the North York Moors National Park) Definitive Map shall be modified by adding that way to it.
- 2A. The District of Hambleton (Outside the North York Moors National Park) Definitive Statement shall be modified as described in Part 3 of the Schedule to this order.

SCHEDULE

PART 1

Description of Site of Existing Bridleway

<u>Section of Bridleway as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Marked by a bold continuous line and shown as A - B on the attached plan	Commencing at Grid Reference 42876 48927, Point A and running in a generally south westerly direction, along the western side of Bedale Beck for a distance of approximately 170 metres to Grid Reference 42867 48912, Point B	Not Recorded

PART 2

Description of Site of New Bridleway

<u>Section of Bridleway as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Marked by a bold broken line and shown as A - C - D - E on the attached plan.	Commences at Grid Reference 42876 48927, Point A and runs generally south west for approximately 120 metres via a tunnel under the A1(M) to Grid Reference 42870 48918, Point C, then west north west for approximately 111 metres to Grid Reference 42860 48923 Point D, then south west for approximately 20 metres to Grid Reference 42859 48921, Point E where it meets the A6055.	3 Metres

PART 3

**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 & Conditions
Bridleway 10.4/5	428763 489271 428593 489219	Commencing at Grid Reference 42876-48927 and running in a generally south-westerly direction, along the western side of Bedale Beck for a distance of approximately 170 metres to Grid Reference 42867, 42876 48927 and runs generally South West for approximately 120 metres via a tunnel under the A1(M) to Grid Reference 42870 48918, then west north west for approximately 111 metres to Grid Reference 42860 48923, then south west for approximately 20 metres to Grid Reference 42859 48921, where it meets the A6055.	Tarmac	0.251k m Total	3 metres	None

THE COMMON SEAL of NORTH
YORKSHIRE COUNTY COUNCIL

was

hereunto affixed this 12th

day of July 2017 «Year»

in the presence of:-

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J. J. J.

**AUTHORISED
SIGNATORY**

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

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DIVERSION ORDER 2017**

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.

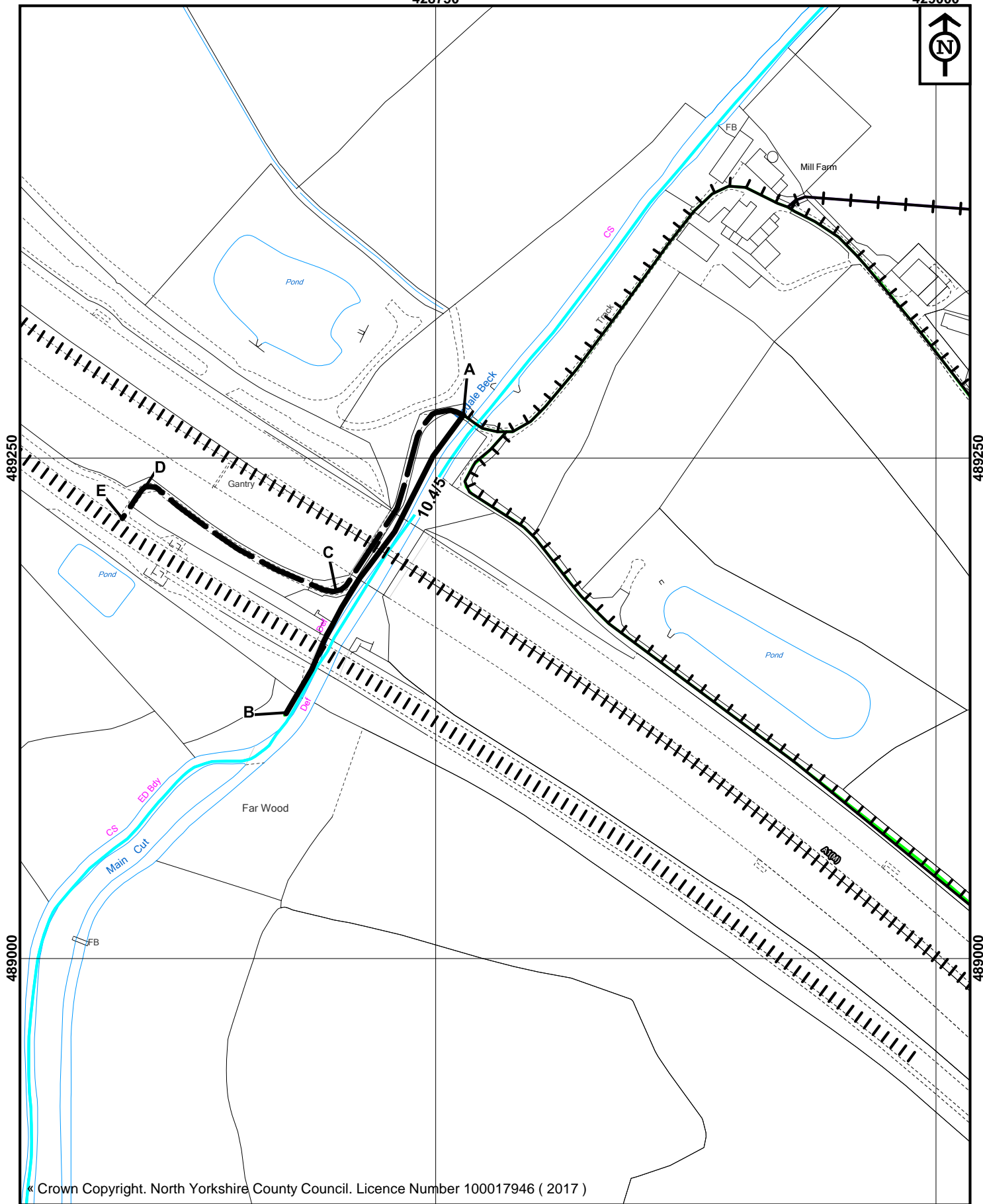
IN WITNESS whereof)
THE COMMON SEAL of NORTH)
YORKSHIRE COUNTY COUNCIL)
was)
hereunto affixed this 22nd)
day of August 2017 «Year»)
in the presence of:-)



Douson
**AUTHORISED
SIGNATORY**

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**North Yorkshire
County Council**

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

Key:

- Bridleway to be added
- Bridleway to be deleted
- Other footpaths
- Other bridleways
- Maintainable Highways

Map drawn on 20 February 2017

Drawn by RA

Scale 1:2500

North Yorkshire County Council

Highways Act 1980 Section 119
Wildlife & Countryside Act 1981
Bridleway No. 10.4/5
A1(M) Tunnel, Bedale Beck
Aiskew
Diversion Order 2017

File Ref No. HAM/2017/05