

SITE NOTICE

NOTICE OF MAKING OF A PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980
NORTH YORKSHIRE COUNTY COUNCIL

PUBLIC FOOTPATH NOS. 10.175/22 & 10.175/23, BURTON HOUSE, YEARSLEY.
DIVERSION ORDER 2022

The above Order, made on 4.11.2022, under Section 119 of the Highways Act 1980 will divert the Public Footpaths described below:-

Public Footpath No. 10.175/22 between GR SE 5643 7383 and GR SE 5676 7371, will be diverted onto a new line between GR SE 5643 7383 and GR SE 5672 7363.

Public Footpath No. 10.175/23 between GR SE 5663 7372 and GR SE 5672 7363, will be diverted onto a new line between GR SE 5676 7371 and GR SE 5672 7363.

A copy of the Order and the Order map have been placed and may be seen free of charge during normal office hours at Easingwold Community Library, Market Place, Easingwold, North Yorkshire until 23.12.2022. 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 <https://www.northyorks.gov.uk/rights-way-public-notices>.

Any representations about or objections to the Order may be sent in writing to Claire Phillips, Definitive Map Team, North Yorkshire County Council, County Hall, Northallerton, North Yorkshire DL7 8AD not later than 23.12.2022. Please state the grounds on which they are made.

Please note that objections/representations cannot be treated as confidential and may come into the public domain. Copies of any objections or representations received may be disclosed to interested parties, including the Planning Inspectorate where the case is referred to it for determination.

If no such representations or objections are duly made, or if any so made are withdrawn, North Yorkshire County Council may confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment for confirmation, any representations and objections which have not been withdrawn will be sent with the Order.

Dated 25.11.2022

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



PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980
NORTH YORKSHIRE COUNTY COUNCIL

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YEARSLEY. DIVERSION ORDER 2022**

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PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

**PUBLIC FOOTPATH NOS. 10.175/22 & 10.175/23, BURTON HOUSE, YEARSLEY,
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 Footpaths described in Paragraph 1 of this Order it is expedient that the line of the Path(s) should be diverted.

Mr A J Nellis, Burton House, Oulston, York, YO61 3RE 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.

Hambleton District Council and Yearsley 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 Burton House, Yearsley 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 Footpaths over the land situated at Burton House, Yearsley 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: Install a Pedestrian Gate at Point F to BS5709:2018 and ensure existing Pedestrian Gate at Point D to BS5709:2018.
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 4TH day
of NOVEMBER 2022
in the presence of:-

Catharina Gatt
**AUTHORISED
SIGNATORY**



456500

456750

474000

474000

473750

473750

473500

473500



24659

Catvoo Lane

Burton House

Footpath No.10.175/22

Footpath No.10.175/23

A

B

C

E

F

D

G

KEY:

Footpath No 10.175/22
Footpath to be added A-E-F-D-G
Footpath to be deleted A-B-C

Footpath No. 10.175/23
Footpath to be added C-D
Footpath to be deleted B-D

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456500

456750



**North Yorkshire
County Council**

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

Key:
Footpath to be added 
Footpath to be deleted 
Other footpaths 
Maintainable Highways 

Map drawn on 1 November 2022

Drawn by CP

Scale 1:2500

North Yorkshire County Council
Highways Act 1980 Section 119

Footpath Nos. 10.175/22 &
10.175/23
Burton House, Yearsley
Diversion Order 2022

File Ref No. HAM/2021/09/DO

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PUBLIC FOOTPATHS

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath No. 10.175/22 as marked with a bold continuous line (A-B-C) on the attached plan.	From Grid Reference 45643 47383 (Point A) in a grass pasture and running south east, then south, then generally south east through the farm yard of Burton House and along the driveway for approximately 250 metres to Grid Reference 45663 47372 (Point B) and then continuing east for approximately 130 metres to Grid Reference 45676 47371 (Point C), to the west of a gateway and cattle grid.	Not recorded
<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath No. 10.175/23 as marked with a bold continuous line (B-D) on the attached plan.	From Grid Reference 45663 47372 (Point B) on the driveway of Burton House and running south east across a grass pasture, for approximately 126 metres to Grid Reference 45672 47363 (Point D) at a pedestrian gate.	Not recorded

PART 2

DESCRIPTION OF SITE OF NEW PUBLIC FOOTPATHS

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath No. 10.175/22 as marked with a bold dashed line (A-E-F-D-G) on the attached plan.	From Grid Reference 45643 47383 (Point A) in a grass pasture to the north west of Burton House, and running south south east for approximately 104 metres to Grid Reference 45646 47374 (Point E), and then running east for approximately 10 metres, to a pedestrian gate at Grid Reference 45647 47374 (Point F), and then running south east through a grass pasture for approximately 273 metres to a pedestrian gate at Grid Reference 45672 47363 (Point D) and then continuing south east for approximately 6 metres to Grid Reference 45672 47363 (Point G) on Milking Hill. Total distance of approximately 393 metres, on a grass surface.	2 metres
<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Public Footpath No. 10.175/23 as marked with a bold dashed line (C-D) on the attached plan.	From Grid Reference 45676 47371 (Point C) on the driveway of Burton House, and running generally south west, along the field boundary, for approximately 94 metres to Grid Reference 45672 47363 (Point D), where it joins Footpath No. 10.175/22 at a pedestrian gate. Total distance of approximately 94 metres, on a grass surface.	2 metres

PART 3

Limitations and Conditions

<u>Position on Public Footpath No. 10.175/22 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 45647 47374 (Point F)	Pedestrian Gate to BS5709:2018
Grid Reference 45672 47363 (Point D)	Pedestrian Gate to BS5709:2018