

Public Path Diversion Order, Highways Act 1980, North Yorkshire County Council, Footpath No. 15.108/5 Higher Shaw Farm, Beckwithshaw, Diversion Order 2019 On 01/03/19, North Yorkshire County Council confirmed the above Order made under Section 119 of the Highways Act 1980. The effect of the Order as confirmed is to divert Public Footpath No. 15.108/5 running generally south south west curving north west from GR SE 2667 5251 to GR SE 2659 5253 onto a new route from GR SE 2667 5251 and runs generally west for approximately 5 metres to a pedestrian gate at GR SE 2666 5251, then runs generally west for 25 metres to a pedestrian gate at GR SE 2665 4252, then runs generally west for approximately 75 metres to GR SE 2657 5253, then runs north west for 12 metres to GR SE 2655 5253. The new route will be 2 metres wide throughout on a grass surface. A copy of the Order and the Order map may be seen free of charge during normal office hours at Harrogate Library, Victoria Avenue, Harrogate, HG1 1EG until 18/04/19. Copies 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, 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 07/03/19, make an application to the High Court.

Dated 07/03/19

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
FOOTPATH No. 15.108/5 HIGHER SHAW FARM, BECKWITHSHAW
DIVERSION ORDER 2019

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

FOOTPATH No. 15.108/5 HIGHER SHAW FARM, BECKWITHSHAW

DIVERSION ORDER 2019

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 owners of the land crossed by the footpath described in Paragraph 1 of this Order it is expedient that the line of the path should be diverted.

Gillian Thomas of Higher Shaw Farm, Beckwithshaw, 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 into a fit condition for use by the public.

Harrogate Borough Council and Beckwithshaw 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 Higher Shaw Farm, Beckwithshaw 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 from the date on which the Authority certifies, in accordance with Section 119(3)(b) of the 1980 Act, that work to the new footpath described in Part 2 of the Schedule has been satisfactorily completed. 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 a public footpath over the land situated at Higher Shaw Farm, Beckwithshaw 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 to this Order.

THE COMMON SEAL of NORTH
YORKSHIRE COUNTY COUNCIL

Was here unto affixed this ^{28th} day
of June 2019
in the presence of:-

**AUTHORISED
SIGNATORY**



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Marked by a bold continuous line and shown as A – B – C - D on the attached plan	Commencing at Grid Reference 42667 45251, Point A running generally south south west curving south west for 62 metres to Grid Reference 42662 45248, Point B, then continuing generally north west for 69 metres to a field gate at Grid Reference 42656 45251, Point C, then runs north north west for 24 Metres to Grid Reference 42655 45253, Point D.	3 feet

PART 2

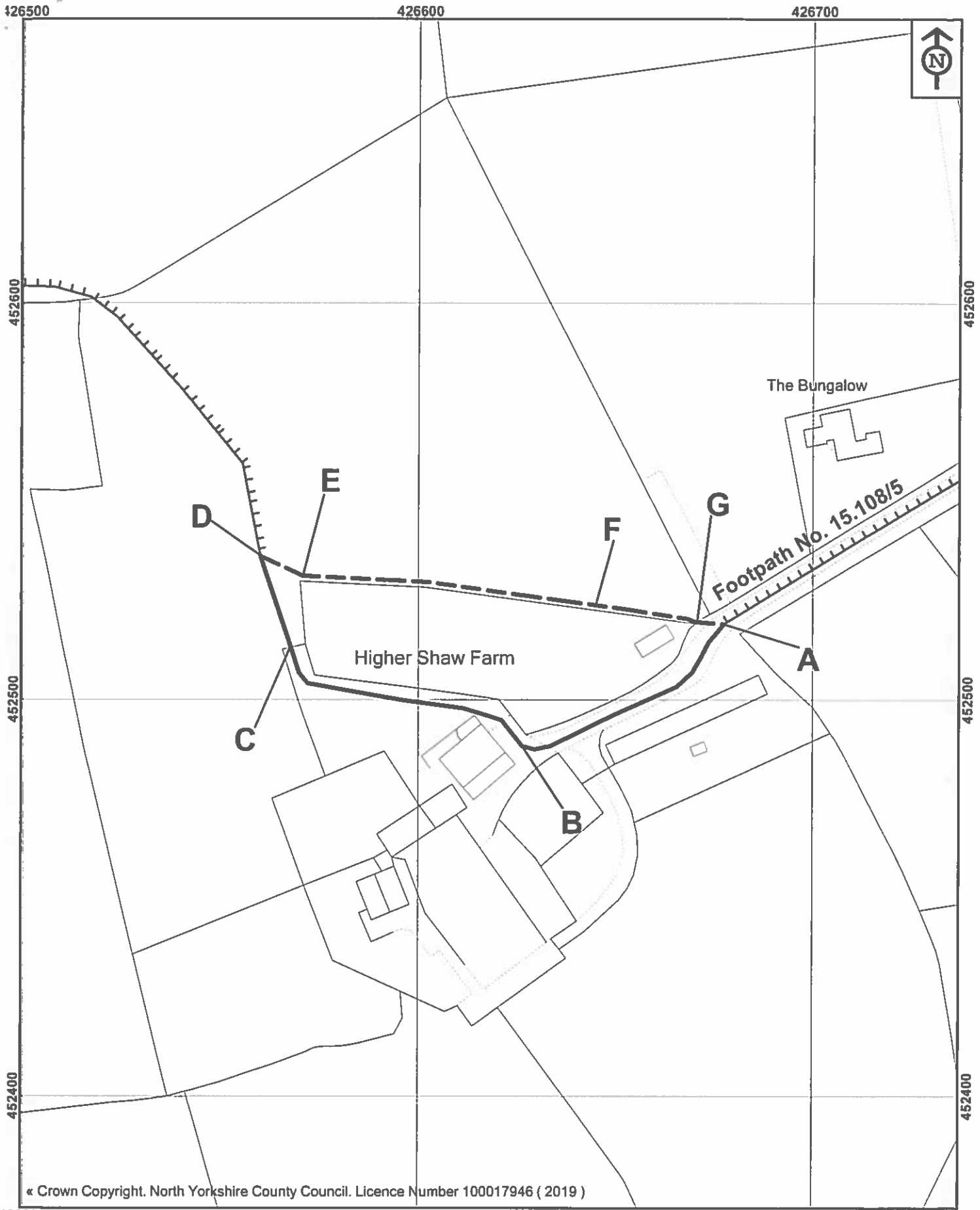
DESCRIPTION OF SITE OF NEW FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Marked by a bold broken line and shown as A - G - F – E - D on the attached plan.	Commences at Grid Reference 42667 45251, Point A and runs generally west for approximately 5 metres to a pedestrian gate at Grid Reference 42666 45251, Point G, then continues generally West for 25 metres to a pedestrian gate at Grid Reference 42665 45252, Point F then runs generally west for approximately 75 metres to Grid Reference 42657 45253, Point E then continuing north west for 12 metres to Grid Reference 42655 45253, Point D.	2 metres

PART 3

Limitations and Conditions

<u>Position on Footpath No. 15.108/5 to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid Reference 42665 45252, Point F.	Pedestrian gate to BS 5709:2018 to be installed by the applicant in field boundary fence
Grid Reference 42666 45251, Point G	Pedestrian gate to BS 5709:2018 to be installed by the applicant in field boundary fence



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126500 426600 426700 452400 452500 452600



**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 25 January 2019
Drawn by ML Scale 1:1250

North Yorkshire County Council

Highways Act 1980 Section 119
Footpath No. 15.108/5
Higher Shaw Farm
Beckwithshaw
Diversion Order 2019

File Ref No. HAR/2016/05

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH YORKSHIRE COUNTY COUNCIL

FOOTPATH No. 15.108/5 HIGHER SHAW FARM, BECKWITHSHAW

DIVERSION ORDER 2019

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 1 day

of March 2019

in the presence of:-

W. Cooley

**AUTHORISED
SIGNATORY**

